

Environmental Health  
Breckland Council Telephone No. 01362 656870  
Service Fax No. 01362 693733  
DX 45058 Dereham

Mr R Stubbs  
70 Charles Close  
Dereham  
Norfolk NR19 1TN

Your Ref:  
Our Ref: RB/N/02/2008/LA  
  
Contact: Mr R Bennett  
Direct Dial: 01362 656311  
E-mail: ray.bennett@breckland.gov.uk  
  
Date: 9 May 2008

Dear Mr Stubbs

**Environmental Protection Act 1990, Part III**  
**Abatement Notice Reference Number: RB/N/02/2008**  
**Noise from the barking of a dog at 70 Charles Close, Dereham, Norfolk, NR19 1TN**


Please find enclosed an Abatement Notice. The Notice requires you to ensure that the barking of a dog at the above premises does not cause a nuisance to residents.

The Notice gives you 21 days from the service of the Notice to comply.

Please note that the contents of this letter do not form any part of the Abatement Notice Reference Number RB/N/02/2008.

Should you wish to discuss the contents of the Notice or this letter, please do not hesitate to contact me at the above office.

Yours sincerely



Ray Bennett  
Environmental Health Officer

Encl.

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ENVIRONMENTAL PROTECTION ACT 1990, section 80

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**Abatement Notice in respect of Noise Nuisance**

To **Mr R Stubbs**

Of **70 Charles Close, Dereham, Norfolk, NR19 1TN**

**TAKE NOTICE** that under the provisions of the Environmental Protection Act 1990 the

**Breckland District Council** ("the Council")

being satisfied of the occurrence of noise amounting to a statutory nuisance under section 79(1)(g) of that Act at

**residential properties surrounding 70 Charles Close, Dereham, Norfolk, NR19 1TN**

within the district of the said Council arising from

**the barking of a dog at 70 Charles Close, Dereham, Norfolk, NR19 1TN**

**HEREBY REQUIRE YOU**, as the owner occupier of the premises from which the noise is or would be emitted within **21 days** from the service of this notice, **PROHIBIT** the occurrence and for that purpose require you to:

**Ensure that the barking of the dog at 70 Charles Close, Dereham, does not cause a Statutory Noise Nuisance to surrounding residents**

**IF** without reasonable excuse you contravene or fail to comply with any requirement of this notice you will be guilty of an offence under section 80(4) of the Environmental Protection Act 1990 and on summary conviction will be liable to a fine not exceeding level 5 on the Standard Scale, together with a further fine of an amount equal to one-tenth of that level for each day on which the offence continues after conviction.

The Council may also take proceedings in the High Court for securing the abatement, prohibition or restriction of the nuisance.

DATED: 9 May 2008

(Signed)   
**Principal Environmental Health Officer**  
(The officer appointed for this purpose)

address for all communications:  
Elizabeth House  
Walpole Loke  
Dereham  
Norfolk NR19 1EE

**N.B. A person served with this notice may appeal against the notice to a magistrates' court within twenty-one days beginning with the date of service of the notice. See notes on the attached sheet.**