

IN THE MATTER OF S174 TOWN & COUNTRY PLANNING ACT 1990
RE: APPEAL AGAINST THE ENFORCEMENT NOTICE DATED 17 November 2025]

APPELLANTS: Mr Adam Willis & Mrs Yasemin Leila Willis
APPEAL REF(S): APP/D3505/C/25/3376611 & APP/D3505/C/25/3376612
LOCAL PLANNING AUTHORITY: Babergh District Council
APPEAL SITE: Land at 30 Edies Lane, Leavenheath, Suffolk

PROOF OF EVIDENCE

OF

Elizabeth Margaret Hore

I, Elizabeth Margaret Hore, of 31 Edies Lane, Leavenheath, Suffolk, STATE THAT:

- 1 I reside at 31 Edies Lane, Leavenheath and have lived in the vicinity of the appeal site since 1981.
2. I make this statement in support of the appeals against the enforcement notice issued by Babergh District Council dated 17 November 2025 ("the EN").
3. I make this statement from matters within my own direct knowledge or belief. Where matters are not within my own direct knowledge or belief, I state the source of the information upon which I rely.

Background

4. Throughout the period of my residence in Edies Lane I have been familiar with the land forming the appeal site and have regularly observed its appearance, use and maintenance over a prolonged period, including through my long-standing acquaintance with the previous owner.

5. Whilst I did frequently visit Mrs Randall as we would run errands for her, I would only come to the front of the house. However, I would observe the rear of the property via walks along the public footpath regularly since I have resided along Edies Lane.
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The History of the Use of the Land

6. Throughout the period of my residence, the land to the rear of 30 Edies Lane, extending to the woodland boundary, has been maintained and used in the same manner as the domestic garden associated with the dwelling. The maintained garden area extended only to the point where the woodland began, which remained clearly visible and distinct from the maintained garden.
 7. The area was regularly cut and maintained and visually formed part of the domestic garden associated with the dwelling.
 8. From my observations, although vegetation clearance has taken place within the adjoining woodland area, the maintained residential garden has remained within the same historic area and the woodland has continued to be separate in character and appearance.
 9. To the best of my knowledge and observation, the land has continuously functioned as part of the residential garden associated with the dwelling for the entire period I have lived nearby.
 10. The maintained garden area described in this statement is illustrated on the plan attached at **Appendix MH-1**, which I have signed to confirm the area based on my own observations over many years.
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Conclusion / Summary

11. For the reasons set out above, I consider that the land has long been used as part of the domestic garden associated with the dwelling.
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Statement of Truth

I believe that the facts and opinions stated in this Proof of Evidence are true to the best of my knowledge and belief.

SIGNED:

Elizabeth Hore

DATED:

24/2/26

Edies Ln

30 Edies Ln

30 EDIES LANE
NAME ELIZABETH MORE
SIGNATURE Elizabeth More
DATE 2/2/26

