

FOR PUBLICATION

ENFORCEMENT REPORT

MEETING: PLANNING COMMITTEE
DATE: 13TH MARCH 2017
REPORT BY: LOCAL GOVERNMENT AND REGULATORY LAW MANAGER
DEVELOPMENT MANAGEMENT & CONSERVATION MANAGER
WARD: As listed in the report

FOR PUBLICATION

TITLE: D255 and Non-exempt papers (if any) on relevant files

BACKGROUND PAPERS

LOCATION: LEGAL SERVICES

1.0 PURPOSE OF REPORT

1.1 To update members, and get further authority, on formal enforcement.

2.0 BACKGROUND

2.1 The table summarises formal planning enforcement by the Council.

3.0 INFORMAL ACTION

3.1 Formal enforcement is a last resort, with most planning problems resolved without formal action (in accordance with government guidance). More information on informal enforcement is available from the Planning Service.

4.0 MORE INFORMATION ABOUT THE TABLE

4.1 A summary of the main types of planning enforcement action available to the Council and penalties for non compliance is available from Legal Services.

5.0 RECOMMENDATION

5.1 That the report be noted.

GERARD ROGERS
LOCAL GOVERNMENT AND
REGULATORY LAW MANAGER

PAUL STANIFORTH
DEVELOPMENT MANAGEMENT
& CONSERVATION MANAGER

Further information on this report from Gerard Rogers, Legal Services
Tel 01246 345310 or email gerard.rogers@chesterfield.gov.uk

ENFORCEMENT REPORT

Enforcements currently Authorised: 9

03 March 2017

Address	Authorised <small>days from</small>	Breach	CHE/	Issued <small>days to issue</small>	Effective <small>days to (-) /from</small>	Comply <small>days to (-) /from</small>	Notes	<small>update last update</small>	<small>Ward</small>
Breach of Condition Notice				<i>Total currently Authorised: 1 Authorised to Issue Average: days</i>					
Newbold Road	22/12/16 <small>71</small>	tree protection measures	13/00386/OUT				Breach of conditions 1 and 5. Complying without formal action.	<input checked="" type="checkbox"/> <small>09/02/17</small>	
Enforcement Notice				<i>Total currently Authorised: 4 Authorised to Issue Average: 16 days</i>					
Hady Lane	15/10/12 <small>1,600</small>	occupation of land					Resubmitted application for relocation site granted 06/10/14, and details on conditions submitted. Outcome of Village Green Inquiry - DCC rejected the applications on 25/07/16. Currently moving to authorised site.	<input type="checkbox"/> <small>11/11/16</small>	Ha
Hedley Drive	40	30/01/17 <small>32</small>	means of enclosure				Boundary treatment. Any further enforcement delegated to officers. About to be issued.	<input type="checkbox"/> <small>09/02/17</small>	

Address		Authorised <i>days from</i>	Breach	CHE/	Issued <i>days to issue</i>	Effective <i>days to (-) /from</i>	Comply <i>days to (-) /from</i>	Notes	update <i>last update</i>	Ward
Pottery Lane West	10	09/01/17 53	excavation - engineering works		25/01/17 16			Issued 25/01/17. Appeal.	<input checked="" type="checkbox"/> 03/03/17	
Walton Works		27/06/16 249	use for war and horror style games					Cease war and horror style games at weekends and after 18:00 hours, and pyrotechnics at any time. 12/12/16 Committee approved proposal for Section 106 planning obligation to regulate unauthorised occupation pending redevelopment. Draft sent to agents.	<input type="checkbox"/> 03/03/17	Wa
Stop Notice			<i>Total currently Authorised: 1</i>		<i>Authorised to Issue Average: days</i>					
Walton Works		27/06/16 249	use for war and horror style games of game play					See notes for Enforcement Notice.	<input type="checkbox"/> 03/03/17	Wa
TPO Prosecution			<i>Total currently Authorised: 3</i>		<i>Authorised to Issue Average: days</i>					
Devonshire Street Park	Devonshire	14/12/16 79	pollarding of lime tree					Caution not accepted: Prosecute.	<input checked="" type="checkbox"/> 01/03/17	BN

Details at 03 March 2017

Address	Authorised <i>days from</i>	Breach	CHE/	Issued <i>days to issue</i>	Effective <i>days to (-) /from</i>	Comply <i>days to (-) /from</i>	Notes	update <i>last update</i>	Ward
Dock Walk	24/10/16 130	felling 9 TPO trees					In court 16/03/17	<input type="checkbox"/> 09/02/17	
Victoria Street	Ringwood Centre (former)	01/03/17 2					Instructed. Caution.	<input checked="" type="checkbox"/> 01/03/17	HI

Action authorised by Committee except Breach of Condition, Planning Contravention, Section 215 Notices, Advertisement Discontinuance, prosecutions and urgent action which are authorised by officers

Key to Ward abbreviations: BNW Barrow Hill and New Whittington • BN Brimington North • BS Brimington South • B Brockwell • D Dunston • Ha Hasland • Hb Holmebrook • HI Hollingwood and Inkersall • L Linacre • LG Loundsley Green • LW Lowgates and Woodthorpe • MP Middlecroft and Poolsbrook • Mo Moor • N Newbold • OW Old Whittington • R Rother • SH St Helens • SL St Leonards • Wa Walton • We West