

# For publication

## Enforcement Report

**Meeting:** Planning committee

**Date:** 24 April 2017

**Report by:** Local Government and Regulatory Law Manager

Development Management and Conservation Manager

**Ward:** As listed in the report

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### **FOR PUBLICATION**

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

### **BACKGROUND PAPERS**

LOCATION: LEGAL SERVICES

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#### **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 and Conservation Manager

Further information on this report from Gerard Rogers, Legal Services Tel 01246 345310 or email [gerard.rogers@chesterfield.gov.uk](mailto:gerard.rogers@chesterfield.gov.uk)

Enforcements currently Authorised: 10

## ENFORCEMENT REPORT

21 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	Update <small>last update</small>	Ward
<b>Enforcement Notice</b>		<i>Total currently Authorised: 6</i>		<i>Authorised to Issue Average: 27.5 days</i>					
Hady Lane	15/10/12 <small>1,619</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"/> 11/11/16	Ha
Hedley Drive	40 30/01/17 <small>51</small>	means of enclosure		10/03/17 <small>39</small>	14/04/17 <small>-23</small>	15/05/17 <small>-54</small>	Boundary treatment. Issued. Any further enforcement delegated to officers.	<input checked="" type="checkbox"/> 10/03/17	
Lincoln Street	13/03/17 <small>9</small>	use of materials to extend hardsurfacing					use of materials to extend hardsurfacing	<input type="checkbox"/>	
Lincoln Street	13/03/17 <small>9</small>	change of use from agriculture to storage of scrap vehicles					Change of use from agriculture to storage of scrap vehicles	<input type="checkbox"/>	

Details at 21 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	updateWard <i>last update</i>
Pottery Lane West	10	09/01/17 72	excavation - engineering works		25/01/17 16			Appeal.	<input checked="" type="checkbox"/> 03/03/17
Walton Works		27/06/16 268	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 with agents.	<input type="checkbox"/> 03/03/17
<b>Stop Notice</b>									
Walton Works		27/06/16 268	use for war and horror style games of game play					See notes for Enforcement Notice.	<input type="checkbox"/> 03/03/17
<b>TPO Prosecution</b>									
Devonshire Street Devonshire Park	14/12/16	98	pollarding of lime tree					Caution not accepted: Prosecute.	<input type="checkbox"/> 01/03/17

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	update <small>last update</small>	Ward
Dock Walk		24/10/16 149	felling 9 TPO trees					In court initially 16/03/17 next hearing 25/05/17	<input checked="" type="checkbox"/> 20/03/17	
Victoria Street	Ringwood Centre (former)	01/03/17 21	damage to roots of 3 protected trees					Instructed. Caution.	<input 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*