

# FOR PUBLICATION

## ENFORCEMENT REPORT

**MEETING:** PLANNING COMMITTEE  
**DATE:** 20<sup>TH</sup> NOVEMBER 2017  
**REPORT BY:** LOCAL GOVERNMENT AND REGULATORY LAW MANAGER  
DEVELOPMENT MANAGEMENT & 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  
& 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)

## ENFORCEMENT REPORT

Enforcements currently Authorised: 9

10 November 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: 7</i>			<i>Authorised to Issue Average: 32 days</i>				
Hady Lane	15/10/12 <small>1,852</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
Lincoln Street	13/03/17 <small>242</small>	use of materials to extend hardsurfacing		17/05/17 <small>65</small>	20/10/17 <small>21</small>	20/01/18 <small>-71</small>	Use of materials to extend hardsurfacing. Appeal dismissed with costs award	<input checked="" type="checkbox"/> <small>31/10/17</small>	
Pottery Lane West	10 09/01/17 <small>305</small>	excavation - engineering works		25/01/17 <small>16</small>			Appeal.	<input type="checkbox"/> <small>02/05/17</small>	

Details at 10 November 2017

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Tapton View Road	47	24/04/17 200	unauthorised extension	16/00648				Application for retention dismissed on appeal. Application for changes to extension expected.	<input type="checkbox"/> 20/09/17	SH
Walton Works		27/06/16 501	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 approval for Section 106 planning obligation to regulate unauthorised use. Amended draft with agents.	<input type="checkbox"/> 20/11/17	Wa
York Street	2	17/07/17 116	2 vending machines		01/08/17 15			2 unauthorised vending machines. Issued. Appeal.	<input type="checkbox"/> 07/09/17	Ha
York Street	2	09/10/17 32	conversion and extension of roof space						<input type="checkbox"/>	Ha

### Stop Notice

Total currently Authorised: 1 Authorised to Issue Average: days

Details at 10 November 2017

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Walton Works	27/06/16 501	use for war and horror style games of game play					See notes for Enforcement Notice.	<input type="checkbox"/> 03/03/17	Wa

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### TPO Prosecution

*Total currently Authorised: 1 Authorised to Issue Average: days*

Newbold Road	04/07/17 129	damage / removal of trees					Offences by multiple parties. 02/11/17 Guilty pleas. Fine £1600, £100 costs, £120 victim surcharge. Other two cases adjourned for sentencing and one not guilty plea for trial on 21/12/17.	<input checked="" type="checkbox"/> 02/11/17	N
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*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*

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