

FOR PUBLICATION

ENFORCEMENT REPORT

MEETING: PLANNING COMMITTEE

DATE: 23RD SEPTEMBER 2019

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

Enforcements currently Authorised: 8

ENFORCEMENT REPORT

12 September 2019

Address		Authorised days from	Breach	CHE/	Issued days to issue	Effective days to (-) /from	Comply days to (-) /from	Notes	update last update	Ward
Enforcement Notice			Total currently Authorised: 6 Authorised to Issue Average: 248.5 days							
Markham Road	Markham House	18/02/08 4,225	storage of commercial vehicles		20/03/08 31	18/04/08 4165	20/10/08 3980	Complied by 2009. Unauthorised use has started again. Prosecute.	<input type="checkbox"/> 04/03/19	HI
Station Lane		03/04/18 528	importation of materials - creation of hard surfacing		03/07/18 91	08/08/18 401	08/08/19 36	Issued. In effect - no appeal. Application now received	<input type="checkbox"/> 08/05/19	BHW
Station Lane		03/04/18 528	importation of materials - industrial use		03/07/18 91	08/08/18 401	08/08/19 36	Issued. In effect - no appeal. Application now received	<input type="checkbox"/> 08/05/19	
Tapton View Road	47	24/04/17 872	unauthorised extension	16/00648	14/06/19 781	22/07/19 53	22/01/20 -131	Application for retention dismissed on appeal. Application for changes to extension CHE/17/00827/FUL approved, but unauthorised extension not removed. Issued, requiring demolition of unauthorised part and to make good.	<input checked="" type="checkbox"/> 24/06/19	SH

Details at 12 September 2019

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
Walton Works		27/06/16 <i>1,173</i>	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. In contact with operator to conclude agreement.	<input type="checkbox"/> <i>04/04/18</i>	Wa
York Street	2	09/10/17 <i>704</i>	conversion and extension of roof space	17/00800/FUL				Flat conversion approved 03/04/18, condition requiring removal of balcony, canopy, french windows appealed, but dismissed 18/12/18. Not complied with condition. Further report (exempt) 02/09/19.	<input checked="" type="checkbox"/> <i>19/12/18</i>	Ha

Planning Contravention Notice

Total currently Authorised: 1 Authorised to Issue Average: 0 days

Details at 12 September 2019

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
Springwell Hill	13/06/19 92	waste / engineering works		13/06/19 0	13/06/19 92	04/06/19 101	Information about current ownership, materials imported and use of land. Opportunity to make representations.	<input checked="" type="checkbox"/> 13/06/19	BHW

Stop Notice

Total currently Authorised: 1 Authorised to Issue Average: days

Walton Works	27/06/16 1,173	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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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

SJP - single justice procedure: prosecutions dealt with by the Magistrates Court on paper without a hearing in open court.