

# FOR PUBLICATION

## ENFORCEMENT REPORT

**MEETING:** PLANNING COMMITTEE

**DATE:** 14<sup>TH</sup> OCTOBER 2019

**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  
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Enforcements currently Authorised: 10

## ENFORCEMENT REPORT

04 October 2019

Address		Authorised days from	Breach	CHE/	Issued days to issue	Effective days to (-) /from	Comply days to (-) /from	Notes	update last update	Ward
<b>Breach of Condition Notice</b>			Total currently Authorised: 1 Authorised to Issue Average: days							
York Street	2	23/09/2019 11	balcony, canopy and french door	17/00800/FUL					<input type="checkbox"/>	Ha
<b>Enforcement Notice</b>			Total currently Authorised: 7 Authorised to Issue Average: 248.5 days							
Markham Road	Markham House	18/02/2008 4,246	storage of commercial vehicles		20/03/2008 31	18/04/2008 4186	20/10/2008 4001	Complied by 2009. Unauthorised use has started again. Prosecute.	<input type="checkbox"/> 04/03/201	HI
Pottery Lane West	10	23/09/2019 11	unauthorised metal structure						<input type="checkbox"/>	
Station Lane		03/04/2018 549	importation of materials - creation of hard surfacing		03/07/2018 91	08/08/2018 422	08/08/2019 57	Issued. In effect - no appeal. Application now received	<input type="checkbox"/> 08/05/201	BHW
Station Lane		03/04/2018 549	importation of materials - industrial use		03/07/2018 91	08/08/2018 422	08/08/2019 57	Issued. In effect - no appeal. Application now received	<input type="checkbox"/> 08/05/201	

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
Tapton View Road	47	24/04/2017 893	unauthorised extension	16/00648	14/06/2019 781	22/07/2019 74	22/01/2020 -110	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"/> 24/06/201	SH
Walton Works		27/06/2016 1,194	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"/> 04/04/201	Wa

Details at 04 October 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
York Street	2	09/10/2017 725	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. BCN authorised - see separate entry.	<input checked="" type="checkbox"/> 19/12/201	Ha

### Planning Contravention Notice

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

Springwell Hill		13/06/2019 113	waste / engineering works		13/06/2019 0	13/06/2019 113	04/06/2019 122	Information about current ownership, materials imported and use of land. Opportunity to make representations.	<input checked="" type="checkbox"/> 13/06/201	BHW
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### Stop Notice

Total currently Authorised: 1 Authorised to Issue Average: days

Walton Works		27/06/2016 1,194	use for war and horror style games of game play					See notes for Enforcement Notice.	<input type="checkbox"/> 03/03/201	Wa
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Address	Authorised days from	Breach	CHE/	Issued days to issue	Effective days to (-) /from	Comply days to (-) /from	Notes	update last update	Ward
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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.