

FOR PUBLICATION

ENFORCEMENT REPORT

MEETING: PLANNING COMMITTEE
DATE: 15TH APRIL 2024
REPORT BY: HEAD OF REGULATORY LAW
DEVELOPMENT MANAGEMENT & CONSERVATION MANAGER
WARD: As listed in the report

FOR PUBLICATION

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

BACKGROUND PAPERS

LOCATION: LEGAL SERVICES

1.0 PURPOSE OF REPORT

1.1 For non-exempt information about current formal enforcement progress.

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). Information about informal enforcement is available from the planning enforcement team.

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 Regulatory Law.

5.0 RECOMMENDATION

5.1 That the report be noted.

GERARD ROGERS
HEAD OF REGULATORY LAW

PAUL STANIFORTH
DEVELOPMENT MANAGEMENT
& CONSERVATION MANAGER

Further information on this report from Gerard Rogers, Regulatory Law
Tel 01246 936471 or email gerard.rogers@chesterfield.gov.uk

ENFORCEMENT REPORT

Enforcements currently Authorised: 11

03 April 2024

Address	Authorised <small>days from</small>	Breach	CHE/ <small>days to issue</small>	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	
Breach of Condition Notice		<i>Total currently Authorised: 1</i>		<i>Authorised to Issue Average: 540 days</i>						
York Street	2 <small>1,654</small>	23/09/19 <small>1,654</small>	balcony, canopy and french door	17/00800/FUL <small>540</small>	16/03/21 <small>1114</small>	16/03/21 <small>1083</small>	16/04/21 <small>1083</small>	Issued. One month to submit details. Then 6 months after approval to carry out works. Not complied. Prosecution being prepared.	<input type="checkbox"/> <small>18/03/21</small>	Ha
Enforcement Notice		<i>Total currently Authorised: 6</i>		<i>Authorised to Issue Average: 44.33 days</i>						
Chester Street	94 <small>408</small>	20/02/23 <small>408</small>	wooden play structure		30/05/23 <small>99</small>	29/06/23 <small>279</small>	29/07/23 <small>249</small>	removal within 28 days. Issued 30/05/23. No appeal. Not complied. Prosecute.	<input type="checkbox"/> <small>12/12/23</small>	B
Markham Road	Markham House <small>5,889</small>	18/02/08 <small>5,889</small>	storage of commercial vehicles		20/03/08 <small>31</small>	18/04/08 <small>5829</small>	20/10/08 <small>5644</small>	Complied by 2009. Unauthorised use has started again. Prosecute - awaiting instructions.	<input type="checkbox"/> <small>14/11/19</small>	HI
McMahon Avenue	28 <small>9</small>	25/03/24 <small>9</small>	shipping container						<input type="checkbox"/>	
Park Hall Avenue	2 <small>478</small>	12/12/22 <small>478</small>	timber fencing and stone columns on frontage					Awaiting instructions	<input type="checkbox"/> <small>21/12/22</small>	Wa

Details at 03 April 2024

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	29/01/24 65	storage of vehicles		01/02/24 3			Substitute and clarified enforcement notice. Written representation appeal.	<input type="checkbox"/> 11/03/24	Mo
York Street	2	09/10/17 2,368	conversion and extension of roof space	17/00800/FUL				Flat conversion approved 03/04/18, conditions requiring removal of balcony, canopy, french windows appealed, but dismissed 18/12/18. Not complied with conditions. BCN served - see separate entry.	<input type="checkbox"/> 19/12/18	Ha
Enforcement Notice (Listed Building)		<i>Total currently Authorised: 1 Authorised to Issue Average: days</i>								
Old Hall Road	Brampton House	02/10/23 184						Various unauthorised alterations. Instructed, notice to be issued.	<input type="checkbox"/> 03/11/23	Bro
Section 215 Amenity Notice		<i>Total currently Authorised: 3 Authorised to Issue Average: days</i>								

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
Edinburgh Road	12	10/10/22 <i>541</i>	unroadworthy vehicle, trailer and miscellaneous building materials etc.					Did not comply within 3 months given. Instructed.	<input type="checkbox"/> <i>28/10/22</i>	SH
Highfield Road	80	05/10/20 <i>1,276</i>	Removal of debris and waste					Update report 15/02/21. Working with occupier and representative with view to progress without formal action.	<input type="checkbox"/> <i>15/02/21</i>	SH
Tapton Terrace	26	05/10/20 <i>1,276</i>	removal of Heras fencing and erection of new boundary fence, removal of vans, debris and waste					Update report 15/02/21. Progressing without formal action.	<input type="checkbox"/> <i>15/02/21</i>	SL

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 old and new Ward abbreviations : BE Brampton East and Boythorpe. BW Brampton West and Loundsley Green. 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. Sp Spire. SC Staveley Central. SN Staveley North. SS Staveley South. Wa Walton. We West. W Whittington. WM Whittington Moor

SJP - single justice procedure: prosecutions dealt with by the Magistrates Court on paper without a hearing in open court
CV-19 - coronavirus implications for enforcement or compliance