

FOR PUBLICATION

ENFORCEMENT REPORT

MEETING: PLANNING COMMITTEE

DATE: 31ST OCTOBER 2022

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). More information on informal enforcement is available from the 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 Legal Services.

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
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Enforcements currently Authorised: 8

ENFORCEMENT REPORT

20 October 2022

Address		Authorised days from	Breach	CHE/	Issued days to issue	Effective days to (-) /from	Comply days to (-) /from	Notes	update last update	Ward
Breach of Condition Notice			Total currently Authorised: 1 Authorised to Issue Average: 540 days							
York Street	2	23/09/19 1,123	balcony, canopy and french door	17/00800/FUL	16/03/21 540	16/03/21 583	16/04/21 552	Issued. One month to submit details. Then 6 months after approval to carry out works. Not complied. Prosecute - awaiting instructions.	<input type="checkbox"/> 18/03/21	Ha
Enforcement Notice			Total currently Authorised: 4 Authorised to Issue Average: 31 days							
Inkersall Road	2 Inkersall Farm Cottages	16/05/22 157	unauthorised vehicular access					Instructed. Complied without formal action.	<input checked="" type="checkbox"/> 04/10/22	HI
Markham Road	Markham House	18/02/08 5,358	storage of commercial vehicles		20/03/08 31	18/04/08 5298	20/10/08 5113	Complied by 2009. Unauthorised use has started again. Prosecute - awaiting instructions.	<input type="checkbox"/> 14/11/19	HI
Pottery Lane West	10	18/07/22 94	Storage of vehicles					Instructed	<input checked="" type="checkbox"/> 20/10/22	Mo

Details at 20 October 2022

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	09/10/17 <i>1,837</i>	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"/> <i>19/12/18</i>	Ha
Section 215 Amenity Notice			<i>Total currently Authorised:</i> 3 <i>Authorised to Issue Average:</i> <i>days</i>							
Edinburgh Road	12	10/10/22 <i>10</i>	unroadworthy vehicle, trailer and miscellaneous building materials etc					Instructed	<input checked="" type="checkbox"/> <i>20/10/22</i>	SH
Highfield Road	80	05/10/20 <i>745</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

Details at 20 October 2022

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
Tapton Terrace	26	05/10/20 <small>745</small>	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"/> <small>15/02/21</small>	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 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
CV-19 - coronavirus implications for enforcement or compliance