

<b>MEETING:</b>	<b>PLANNING COMMITTEE</b>
<b>DATE:</b>	<b>20 FEBRUARY 2013</b>
<b>TITLE OF REPORT:</b>	<b>ENFORCEMENT REPORT</b>

**CLASSIFICATION:** Open

### Wards Affected

Countywide

### Purpose

To update the Committee in respect of Planning Enforcement Performance for the period 1 April 2012 – 30 September 2012

### Key Decision

This is not a key decision.

### Recommendation

That the report be noted

### ENFORCEMENT PERFORMANCE – 6-MONTHLY REPORT - 1 April 2012 – 30 September 2012

There are no national Performance Indicators for planning enforcement. The Planning Enforcement Policy includes a requirement for reporting on Enforcement activity to this Committee. The tables below set out the results for the period 1 April 2012 – 30 September 2012, the fourth such report.

Cases opened 1 April 2012 – 30 September 2012

Type	Total
D01 Breach of Planning Condition	45
D03 Development contrary to approved plans	16
D04 Unauthorised operational development	116
D05 Unauthorised material change of use	85
D06 Unauthorised works to Listed Building	15
D07 Unauthorised works to TPO	1
D08 Unauthorised works to trees in a Conservation Area	1
D09 Unauthorised Advertisement	17
D10 Unauthorised demolition in a Conservation Area	1
D11 Untidy land	7
D26 Unauthorised Works to a Hedgerow	2
<b>Total</b>	<b>306</b>

Closed Cases 1 April 2012 – 30 September 2012

Type	Total
D01 Breach of Planning Condition	63
D03 Development contrary to approved plans	12
D04 Unauthorised operational development	121
D05 Unauthorised material change of use	83
D06 Unauthorised works to Listed Building	14
D07 Unauthorised works to TPO	1
D08 Unauthorised works to trees in a Conservation Area	1
D09 Unauthorised Advertisement	14
D10 Unauthorised demolition in a Conservation Area	1
D11 Untidy land	11
D15 Unauthorised Building	29
D19 Unauthorised Mobile Home	1
D26 Unauthorised Works to a Hedgerow	2
Grand Total	353

Enforcement Outcomes 1 April 2012 – 30 September 2012

Code	Total
C01 No apparent breach (not development)	68
C02 No apparent breach (permitted development)	57
C03 Immune from action (4/10 yr rule)	10
C04 Not expedient to take action	62
C05 Resolved through negotiation or compliance	86
C06 Resolved by planning permission being approved	50
C07 Enforcement action taken - compliance secured	7
C08 Passed onto other service area	8
Grand Total	348

Notices Served 1 April 2012 – 30 September 2012

Count of type	Total
P01 Planning Contravention Notice	10
P02 Breach of Condition Notice	2
P03 Enforcement Notice	2
P05 Section 215 Notice	2
P09 Section 330 Requisition	4
Total	20

Members requested a comparison of cases dealt with since reporting began. The table below sets out performance following re-organisation of the team:

	1/4/10 -30/9/10	1/10/10 – 31/3/11	1/4/11 – 30/9/11	1/10/11 – 31/3/12
Cases Opened	389	357	392	337
Cases Closed	362	400	434	385

In addition approximately 524 notifications of commencement from Building Control have been checked. This involves checking that planning permission has been received, where required, and whether or not any pre-commencement condition requirements have been met. It can result in requests for planning applications or in letters seeking submission of details of conditions.

Applications to vary a premises licence under the Licensing Act 2003 are also checked along with Festival and Show Events. These can also result in requests for planning applications or in letters seeking submission of details of conditions.

Enforcement performance is now reported monthly on the Planning Enforcement web page,