PLANNING COMMITTEE – 29 JULY 2024

PLANNING ENFORCEMENT REPORT

1.0 PURPOSE OF REPORT

1.1 This report provides Members with an update on service performance for planning enforcement during the 4th quarter of 2023 and the 1st and 2nd quarters of 2024 (1st October 2023 to 30th June 2024).

2.0 PLANNING ENFORCEMENT SERVICE PERFORMANCE

2.1 Set out below is a breakdown of figures in relation to received, closed and live cases during the 4th quarter 2023, 1st and 2nd quarters of 2024.

Number of cases received inc high hedge	386
Total Number of cases closed	575

The total number of current live cases pending 354

- 2.2 A list of all live cases to **15th July 2024** can be found at Appendix 1.
- 2.3 Although the number of cases received is less than previously reported (561), this has allowed officers to work to reduce the backlog and lower the amount of pending live cases.

As a comparison when last reported there were **558** live cases.

2.4 Below is a breakdown of all **575** cases closed during the 4th quarter of 2023 and the 1st and 2nd quarters of 2024, including the reason for closure.

Count
2
0
34
13
6
76
1
147
12

Permitted development	27
Planning App Approved	147
Referred to other service	15
Simple Caution	0
Remedied following informal action	83
Use/operational development lawful	10
Default action taken under s219	0
Section 106 obligations, complied with/no breach	2
Total	575

2.4 During the 4th quarter of 2024, 1st and 2nd quarters of 2024 the following formal notices were served:

Notice	Count
Enforcement Notice	11
Listed Building Enforcement Notice	1
Listed Building Urgent Works Notice	1
Planning Contravention Notice	3
Requisition for Information	0
Breach of Condition Notice	2
Stop Notice (excluding Temporary Stop Notice)	0
Temporary Stop Notice	0
Enforcement Injunction granted	0
Section 215 Notice	0
Repairs Notice	0
High Hedge Remedial Notice	1
Tree Replacement Notice	0
Hedgerow replacement Notice	1
Total	20

2.5 It is also noteworthy that since the last report one successful prosecution has been achieved for failing to comply with a breach of condition notice.

Fine @ £2,500 Victim Surcharge @ £1,000 Contribution towards prosecution (LA) costs @ £2,500 However, unfortunately the matter is on-going and as such further action might be required.

- 2.6 Members may recall granting authority for direct action earlier this year to ensure the completion of the top surface of a road at Hill View Close in Ingoldisthorpe.
- 2.7 On the 9th and 10th May 2024 officers oversaw the implementation and delivery of a road surface after the developer failed to comply with an enforcement notice. The works were successfully completed, and a land charge was placed on the last remaining unsold property.
- 2.8 Staff update, since the last report the team's structure has changed to three full time enforcement officers and team leader, previously two full time officers, two part time (3 days per week) officers and team leader.

3.0 **RECOMMENDATION**

- 3.1 That this report is noted.
- 3.2 That going forward members are provided with a 6 monthly update.

Report author - Matthew Clarey, Planning Enforcement Team Leader – 01553 616770