

**Enforcement Update**  
Report by Head of Planning

**Summary:** This table shows the monthly updates on enforcement matters.

**Recommendation:** That the report be noted.

## 1 Introduction

1.1 This table shows the monthly update report on enforcement matters.

| Committee Date  | Location  | Infringement   | Action taken and current situation   |
|-----------------|---|--|--|
| 10 October 2014 | Wherry Hotel,<br>Bridge Road,<br>Oulton Broad – | Unauthorised<br>installation of<br>refrigeration unit. | <ul style="list-style-type: none"> <li>• Authorisation granted for the serving of an Enforcement Notice seeking removal of the refrigeration unit, in consultation with the Solicitor, with a compliance period of three months; and authority be given for prosecution should the enforcement notice not be complied with</li> <li>• Planning Contravention Notice served</li> <li>• Negotiations underway</li> <li>• Planning Application received</li> <li>• Planning permission granted 12 March 2015. Operator given six months for compliance</li> <li>• Additional period of compliance extended to end of December 2015</li> <li>• Compliance not achieved. Negotiations underway</li> </ul> |

| Committee Date  | Location                          | Infringement   | Action taken and current situation   |
|-----------------|-----------------------------------|--|--|
|                 |                                   |  | <ul style="list-style-type: none"> <li>• Planning Application received 10 May 2016 and under consideration</li> <li>• Scheme for whole site in preparation, with implementation planned for 2016/17. Further applications required</li> <li>• <b>Application for extension submitted 10 July 2017, including comprehensive landscaping proposals (BA/2017/0237/FUL)</b></li> </ul>   |
| 9 December 2016 | Eagle's Nest, Ferry Road, Horning | Non-compliance with conditions 3 and 6 of BA/2010/0012/ FUL relating to materials and unauthorised use of boathouse for holiday and residential accommodation. | <ul style="list-style-type: none"> <li>• Authority given for breach of condition notices to be issued requiring               <ul style="list-style-type: none"> <li>(i) the replacement of the black composite boarding with black feather board finish in timber with a compliance period of 6 months; and</li> <li>(ii) requiring the removal of all fittings facilitating the holiday and/or residential use of the first floor and the cessation of any holiday and/or residential use of the first floor, with a compliance period of 3 months. And</li> <li>(iii) prosecution in consultation with the solicitor in the event that the Breach of Condition Notice is not complied with.</li> </ul> </li> <li>• Invalid CLEUD application for materials received; subsequently validated</li> <li>• Application to remove materials condition received</li> <li>• Planning Contravention Notice served 30 December 2016.</li> <li>• Breach of Condition Notice served 19 January 2017. Compliance date 19 April 2017.</li> <li>• Retrospective application for retention of manager's flat submitted 20 February 2017. Application under consideration.</li> </ul> |

| Committee Date                   | Location  | Infringement   | Action taken and current situation  |
|----------------------------------|---|--|---|
|                                  |   |  | <ul style="list-style-type: none"> <li>• CLEUD for materials issued</li> <li>• Retrospective application for retention of manager's flat refused planning permission.</li> <li>• Correspondence with landowner over compliance</li> <li>• <b>Appeal received (See Appeals schedule)</b></li> </ul>  |
| 3 March 2017                     | Burghwood Barns<br>Burghwood Road,<br>Ormesby St<br>Michael | Unauthorised development of agricultural land as residential curtilage | <ul style="list-style-type: none"> <li>• Authority given to serve an Enforcement Notice requiring the reinstatement to agriculture within 3 months of the land not covered by permission (for BA/2016/0444/FUL;</li> <li>• if a scheme is not forthcoming and compliance has not been achieved, authority given to proceed to prosecution.</li> <li>• Enforcement Notice served on 8 March 2017 with compliance date 19 July 2017.</li> <li>• <b>Appeal against Enforcement Notice submitted 13 April 2017, start date 22 May 2017 (See Appeals Schedule)</b></li> <li>• <b>Planning application received on 30 May 2017 for retention of works as built.(See application elsewhere on the agenda)</b></li> </ul> |
| 31 March 2017<br><br>26 May 2017 | Former Marina<br>Keys, Great<br>Yarmouth                    | Untidy land and buildings  | <ul style="list-style-type: none"> <li>• Authority granted to serve Section 215 Notices</li> <li>• First warning letter sent 13 April 2017 with compliance date of 9 May.</li> <li>• Some improvements made, but further works required by 15 June 2017. Regular monitoring of the site to be continued.</li> <li>• Monitoring</li> <li>• <b>Further vandalism and deterioration.</b></li> </ul>  |

## **2 Financial Implications**

2.1 Financial implications of pursuing individual cases are reported on a site by site basis.

Background papers: BA Enforcement files

Author: Cally Smith

Date of report 3 August 2017

Appendices: Nil