

**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.

<b>Committee Date</b>	<b>Location</b>	<b>Infringement</b>	<b>Action taken and current situation</b>
10 October 2014	Wherry Hotel, Bridge Road, Oulton Broad –	Unauthorised installation of 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> <li>• Planning Application received 10 May 2016 and under</li> </ul>

Committee Date	Location	Infringement	Action taken and current situation
			<p>consideration</p> <ul style="list-style-type: none"> <li>• Scheme for whole site in preparation, with implementation planned for 2016/17. Further applications required</li> <li>• Application for extension submitted 10 July 2017, including comprehensive landscaping proposals (BA/2017/0237/FUL)</li> <li>• Further details under consideration.</li> <li>• Application approved and compliance to be monitored in autumn</li> <li>• <b>In monitoring programme</b></li> </ul>
3 March 2017	Burghwood Barns Burghwood Road, Ormesby St 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>• Appeal against Enforcement Notice submitted 13 April 2017, start date 22 May 2017 (See Appeals Schedule)</li> <li>• Planning application received on 30 May 2017 for retention of works as built.</li> <li>• Application deferred pending appeal decision.</li> <li>• Application refused 13 October 2017</li> <li>• Appeal dismissed 9 January 2018, with compliance period varied to allow 6 months.</li> <li>• Compliance with Enforcement Notice required by 9 July 2018.</li> <li>• Site inspected on 21 February in respect of other</li> </ul>

Committee Date	Location	Infringement	Action taken and current situation
			<ul style="list-style-type: none"> <li>conditions.</li> <li>• Site monitoring on-going, with next compliance deadline 31 March 2018</li> <li>• Site inspected 8 May 2018. Compliance underway in accordance with agreed timescales. Next monitoring scheduled for July 2018.</li> <li>• No further works undertaken, so non-compliance with Enforcement Notice</li> <li>• Operator given to 6 August 2018 to comply. Compliance not achieved.</li> <li>• Prosecution proceedings commenced.</li> <li>• Breach of Condition Notices issued on 30 August 2018 in respect of non-compliance with conditions 3, 4 and 5 of BA/2016/0444/FUL.</li> <li>• <b>Provisional Court date 18 December 2018</b></li> </ul>
<p>31 March 2017</p> <p>26 May 2017</p>	Former Marina Keys, Great 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>• Further vandalism and deterioration.</li> <li>• Site being monitored and discussions with landowner</li> <li>• Landowner proposals unacceptable. Further deadline given.</li> <li>• Case under review</li> <li>• Negotiations underway</li> <li>• Planning Application under consideration</li> </ul>

Committee Date	Location	Infringement	Action taken and current situation
			<ul style="list-style-type: none"> <li>• <b>Planning application withdrawn and negotiations underway regarding re-submission</b></li> </ul>
5 January 2018	Barnes Brinkcraft, Riverside Estate, Hoveton	Non-compliance with planning condition resulting in encroachment into navigation of moored vessels	<ul style="list-style-type: none"> <li>• Authority given to negotiate solution</li> <li>• Meeting held 17 January and draft scheme to limit vessel length agreed in principle. Formal confirmation awaited.</li> <li>• Report to Navigation Committee on 22 February 2018</li> <li>• Planning application required</li> <li>• Planning application in preparation</li> <li>• Planning Committee resolve to grant planning permission 14 September 2018</li> <li>• <b>Planning permission issued 14 November 2018</b></li> </ul>
27 April 2018	Former Waterside Rooms, Station Road, Hoveton	Untidy land and building	<ul style="list-style-type: none"> <li>• S215 Notices issued 28 August 2018 with compliance date of 28 October 2018</li> <li>• S215 Notices complied with</li> <li>• Further works required and underway</li> <li>• <b>Works completed and compliance with s215 achieved</b></li> </ul>
14 September 2018	Land at the Beauchamp Arms Public House, Ferry Road, Carleton St Peter	Unauthorised static caravans	<ul style="list-style-type: none"> <li>• Authority given to serve an Enforcement Notice requiring the removal of unauthorised static caravans on land at the Beauchamp Arms Public House should there be a breach of planning control and it be necessary, reasonable and expedient to do so.</li> <li>• <b>Site being monitored</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

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Date of report 14 November 2018

Appendices: Nil