

**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, 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>• <b>Application for extension submitted 10 July 2017, including comprehensive landscaping proposals (BA/2017/0237/FUL)</b></li> <li>• <b>Further details under consideration.</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 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>• <b>Planning application received on 30 May 2017 for retention of works as built. Application deferred pending appeal decision.</b></li> </ul>
31 March 2017  26 May 2017	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>• <b>Further vandalism and deterioration.</b></li> <li>• <b>Site being monitored and discussions with</b></li> </ul>

Committee Date	Location	Infringement	Action taken and current situation
			landowner <ul style="list-style-type: none"> <li>Landowner proposals unacceptable. Further deadline given.</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	25 September 2017
Appendices:	Nil