

PLANNING COMMITTEE

10 JANUARY 2012

REPORT OF THE TEMPORARY HEAD OF PLANNING

A.3 ENFORCEMENT QUARTERLY PERFORMANCE REPORT

1. Background

- 1.1 This report has been compiled to inform the Committee of the Enforcement Service's performance over the past three months.
- 1.2 The last quarter of 2011 has been a busy period for the Service and the projected number of cases for investigation rose to 740, whereas the number received in 2010 was 690. The number of cases received and closed this quarter continued to increase during the first part of the quarter but tailed off in December. This assisted us in keeping on top of the workload and to achieve our targets.
- 1.3 Although it was expected that we would issue notices relating to winter occupation of chalets within the Point Clear area of St Osyth area, this has not been possible due to the heavy workload. These will now be served in the first quarter of 2012.

2. Cases on hand at start of period: 322

3. Cases Received and Closed

Month	Cases Received	Cases Closed
October	34	58
November	60	54
December	23	25
Total	117	137

4. Cases on hand at end of period: 302

5. Notices Served

Type of Notice	
Enforcement Notice	1
Stop / Temporary Stop Notice	0
Breach of Condition	0
Untidy Site	2
Planning Contravention Notice	3
Section 330	5
Injunctions	0
Total	11

6. Appeals Received

Members are formally notified of all planning enforcement appeals lodged with the Secretary of State and of their outcome. The table below contains information on the appeals that have been lodged during the last quarter.

<u>Address</u>	<u>Development</u>	<u>Type</u>	<u>Reference</u>
50 Hillman Avenue, Jaywick	New Dwelling	Section 174	09/00590/BLDOP3

7. Appeals Determined

Of the appeals lodged against the Council's decision to issue a notice, there have been none determined this quarter. The Council's annual appeal statistics however; continue to be a healthy 88.9% success rate.

<u>Address</u>	<u>Development</u>	<u>Type</u>	<u>Reference</u>	<u>Decision</u>
None				

8. Prosecutions

Over this quarter the Council has mounted a number of prosecution proceedings in the local Magistrate's Courts.

<u>Address</u>	<u>Offence</u>	<u>Reference</u>	<u>Plea</u>	<u>Fine</u>	<u>Costs Awarded</u>
Land Adjacent Lotus Way Tamarisk Way Jaywick	Non-compliance with enforcement notice	04/00420/CHGUS2	Not Guilty - Trial Date 13 Feb 2012		
Land adjacent 68 Halstead Road Kirby Cross Frinton On Sea	Non-compliance with enforcement notice	11/00212/CHGUS2			TDC Legal fees paid
Gaynes Hall St. Osyth Road Little Clacton	Non-compliance with enforcement notice	06/00225/CHGUS3	Guilty	£500	£480 + £15 Defendant surcharge

9. Conclusions

9.1 The increase in complaints received throughout the year shows a continuing upturn in workload for the enforcement service. To manage the increase and to achieve the service targets for our customers, it was necessary to draft in additional resource from Planning Policy from July onwards. By taking this action it enabled the service to handle the additional number of complaints received, while maintaining a high standard of delivery which has become expected of us.

9.2 The appeal success rate continues to be maintained at a very high level and is currently at 88.9%.

9.3 Looking forward to next year it is hoped workload levels will reduce to enable the service to continue with its programmed pro-active approach to winter occupancy in the Point Clear area. A reduction in the number of cases received would also be beneficial to the service as there will be a number of caravan parks needing evening inspections to ensure no breaches of planning control occur.

Background Papers

None, other than published works.