

Subject: Enforcement Action

Status: For Publication

Report to: Development Control Committee

Date: 16th March 2008

Report of: Executive Director of Regulatory Services

Portfolio

Holder: Portfolio Holder for Regeneration

Key Decision: No

Forward Plan

General Exception

Special Urgency

1. PURPOSE OF REPORT

- 1.1 To provide Committee members with an update of the position with regard to the Enforcement Action. As part of the Councils improvements to the Development Control Service the Councils Executive Directory of Business agreed with the Portfolio Holder for Regeneration that it would be useful for members to be made aware of the number of enforcement matters, the stage of the enforcement action and details of any appeals / court hearings pending.

2. CORPORATE PRIORITIES

- 2.1 The matters discussed in this report impact directly on the following corporate priorities and associated corporate objective/s.
- Delivering Quality Services to Customers (Customers, Improvement)
 - Delivering Regeneration across the Borough (Economy, Housing)
 - Keeping Our Borough Clean and Green (Environment)
 - Promoting Rossendale as a cracking place to live and visit (Economy)

3. RISK ASSESSMENT IMPLICATIONS

- 3.1 All the issues raised and the recommendation(s) in this report involve risk considerations as set out below:
- If the Council does not enforce the risk is one of lack of confidence in the Development Control Service.

4. BACKGROUND AND OPTIONS

4.1 The Development Control Service now consists of a Senior Planning Enforcement Officer and a Planning Enforcement Officer. This has resulted in further improvements to the way that we deal with the enforcement action.

4.2 The Cabinet has agreed the Council's Enforcement Policy which deals with planning enforcement. This sets out a framework within which the Council will take action.

4.3 Legal Services have devised an enforcement instructions pack which all enforcement officers use. This enables enforcement notices to be issued and served in a timely manner. Monthly enforcement meetings have been set up between Legal Services and Planning Enforcement.

4.4 Members attention is drawn to the attached schedule

4.5 Complaints received between 01/01/08 and 31/12/08 is 202

Complaints cleared since 01/01/07 is 159

Total Enforcement Notices served 19

COMMENTS FROM STATUTORY OFFICERS:

5. SECTION 151 OFFICER

5.1 The financial implications of enforcement have been factored into the annual Council and service department budgets.

6. MONITORING OFFICER

6.1 The report is welcomed and the report shows continued improvement of the Enforcement Section

7. HEAD OF PEOPLE AND POLICY (ON BEHALF OF THE HEAD OF PAID SERVICE)

7.1 No HR implications at this stage

8. CONCLUSION

8.1 The report details the enforcement action taken

9. RECOMMENDATION(S)

9.1 Members are recommended to note the Report

10. CONSULTATION CARRIED OUT

10.1 None

11. EQUALITY IMPACT ASSESSMENT

Is an Equality Impact Assessment required No

Is an Equality Impact Assessment attached No

12. BIODIVERSITY IMPACT ASSESSMENT

Is a Biodiversity Impact Assessment required No

Is a Biodiversity Impact Assessment attached No

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Background Papers	
Document	Place of Inspection
Enforcement Notices, Stop Notices, Tree Replanting Notices	Town Hall Annexe, Rawtenstall