



## **East Area Planning Sub-Committee**

11 April 2013

Report of the Director of City & Environmental Services

### **Enforcement Cases - Update**

#### **Summary**

1. The purpose of this report is to provide Members with a continuing quarterly update on the number of enforcement cases currently outstanding for the area covered by this Sub-Committee.

#### **Background**

2. Members have received reports on the number of outstanding enforcement cases within the Sub-Committee area, on a quarterly basis, since July 1998, this report continues this process.
3. Some of these cases have been brought forward as the result of information supplied by residents and local organisations, and therefore "The annexes to this report are marked as exempt under Paragraph 6 of Part 1 of Schedule 12A of the Local Government Act 1972, as this information, if disclosed to the public would reveal that the Authority proposes to give, under any enactment a notice under or by virtue of which requirements are imposed on a person, or that the Authority proposes to make an order or direction under any enactment".
4. In order to give Members an up to date report, the schedules attached have been prepared on the very latest day that they could be to be included in this report on this agenda.
5. Section 106 Agreements are monitored by the Enforcement team. A system has been set up to enable Officers to monitor payments required under the Agreement.

## **Current Position.**

6. 54 new investigation cases were received for this area within the last quarter, 84 cases were closed and 298 remain outstanding.

There are 90 Section 106 monitoring cases outstanding for this area. 17 such cases have been closed in this quarter. Total East area S106 contributions received during this quarter total £157437. This remains an on-going piece of work and other outstanding contributions are being worked on.

We currently still have 3 pending prosecutions for the failure to comply with enforcement notices. Further information on the progress of these can be provided at the Committee meeting if Members require this. In this quarter we have served 4 enforcement notices on sites in the east area. We have also received authorisation for 3 further notices.

## **Consultation.**

7. This is an information report for Members and therefore no consultation has taken place regarding the contents of the report.

## **Options**

8. This is an information report for Members and therefore no specific options are provided to Members regarding the content of the report.

## **The Council Plan 2011-2015**

9. The Council priorities for Building strong Communities and Protecting the Environment are relevant to the Planning Enforcement function. In particular enhancing the public realm by helping to maintain and improve the quality of York's streets and public spaces is an important part of the overall Development Management function, of which planning enforcement is part of.

## **10. Implications**

- **Financial** - *None*
- **Human Resources (HR)** - *None*
- **Equalities** - *None*

- **Legal** - *None*
- **Crime and Disorder** - *None*
- **Information Technology (IT)** - *None*
- **Property** - *None*
- **Other** - *None*

### **Risk Management**

11. There are no known risks.

### **Recommendations.**

12. That Members note the content of the report. Officers do try to update the individual reports and cases when necessary but it is not always possible to keep up with these straight away. Therefore if members have any additional queries or questions about cases on this enforcement report then please e-mail or telephone Matthew Parkinson, Alan Kendall or Tim Goodall by 5pm on Tuesday 9<sup>th</sup> April 2013. Please note that the cases are now presented in Parish order so hopefully this will make it easier for members to reference cases in their respective areas.

Also, if Members identify any cases which they consider are not now expedient to pursue and / or they consider could now be closed, giving reasons, then if they could advise officers either at the meeting or in writing, then that would be very helpful in reducing the number of outstanding cases.

Reason: To update Members on the number of outstanding enforcement cases within the Sub-Committees area.

## Contact Details

### Author:

Author's name  
Matthew Parkinson  
Planning Enforcement  
Team Leader.

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Dept Name: **City and  
Environmental Services.**

### Chief Officer Responsible for the report:

Chief Officer's name  
Michael Slater

Assistant Director (Planning and  
Sustainable Development)

**Report  
Approved**



**Date** 28/3/2013

*Chief Officer's name: Michael Slater  
Title: Assistant Director (Planning and  
Sustainable Development).*

**Report  
Approved**



**Date** 28/3/2013

### **Specialist Implications Officer(s)** *List information for all*

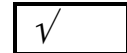
*Implication ie Financial:*

*Name Patrick Looker.*

*Implication ie Legal:*

*Andrew Docherty.*

**Wards Affected:** *All Wards*



**For further information please contact the author of the report**

### **Annexes**

Annex A - Enforcement Cases – Update (Confidential)