

Report of the Director of City Strategy

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. Members should note that 58 new cases were received for this area within the last quarter, 64 cases were closed and 308 remain

outstanding. There are 101 Section 106 Agreement cases outstanding for this area after the closure of 7 for this quarter. Letters have gone out on some other developments where the contributions are now required and responses to these are awaited. 5 reports have been prepared and signed during this period authorising the serving of enforcement notices against unlawful developments in the east area and 1 authorisation for prosecution report for the failure to comply with an enforcement notice at Lords Moor Lane, Strensall has also been prepared and signed. These papers are now with Legal services to progress.

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.

Corporate Priorities

9. Improve the actual and perceived condition and appearance of city's streets, housing estates and publicly accessible spaces.

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. If members have any queries or questions about cases on this enforcement report then please e-mail or telephone either Matthew Parkinson, Mandy Swithenbank or Alan Kendall by 5pm on Tuesday 5th July. 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 /
Mandy Swithenbank/
Alan Kendall
Planning Enforcement
Officer

Dept Name City Strategy
Tel No. 551376/551324

Chief Officer Responsible for the report:

Chief Officer's name

Michael Slater
Assistant Director (Planning and Sustainable Development)

Report Approved



Date 27/6/2011

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

Report Approved



Date 27/6/2011

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

Implication ie Financial

Name

Title

Tel No.

Implication ie Legal

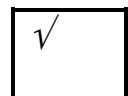
Name

Title

Tel No.

Wards Affected: *All Wards*

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For further information please contact the author of the report

Background Papers:

Environment and Development Services Business Plan (2000/2001).

Report to Area Sub-Committee in July 2010 – Enforcement Cases Update.

Annexes

Annex A - Enforcement Cases – Update (Confidential)