

INDEX OF CURRENT ENFORCEMENT CASES
7 July 2010

Ref No	Location	See Page No for full update	Remarks
18/98	Setchell Drove COTTENHAM	1 – 3	Plots 7, 7A and Four Winds being monitored.
34/98	Camside Farm Chesterton Fen Road MILTON	4 – 9	Defendants appeared before Cambridge Magistrates Court on 15 th May 2007. Each given a conditional discharge for 18 months with £200 costs. Planning permission S/1653/07/F approved 12 th August 2008. Letter received from defendants Solicitors regarding current circumstances – File submitted to Legal for opinion. Defendant's circumstances remain unchanged. Legal Officer informed.
10/03	Plot 12 Victoria View, Smithy Fen COTTENHAM	10 – 12	<p>Site being monitored. Not currently proceeding with legal action as a result of decision by Planning Sub-Committee on 18th June 2007. Further assessment of the current occupants medical needs to be carried out in order that the Planning Sub-Committee can be informed of the current position at plot 12 Victoria View.</p> <p>Further planning application submitted reference no S/1178/09/F - Refused at Planning Committee 3rd March 2010. Report to be submitted to Planning Sub Committee.</p>
19/03	Land adjacent to Moor Drove Cottenham Road HISTON	13 - 15	<p>Application for injunction refused by the High Court, 5th June 2008. Planning Appeal allowed, planning conditions to be monitored. All schemes required as part of the planning conditions have been submitted within timescale.</p> <p>Further information has been requested by the planning officer in order that the schemes relating to conditions can be discharged.</p>

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9/04	Land adjacent to Cow Fen Drove SWAVESEY	15 - 18	<p>Defendant appeared at Cambridge Magistrates Court on 10th January 2008. Each fined £700 with £200 costs. Refusal of planning permission S/1823/07/F and S/1834/07/F appealed. Hearing date listed for 6th January 2009 S/1823/07/F "Appeal B" dismissed - Legal Officer to issue an Injunction in the High Court. S/1834/07/F "Appeal A" allowed subject to conditions. Defendants currently in discussions/ negotiations with housing and legal departments to comply with cessation of residential use. Negotiations have failed to provide an acceptable solution. Legal Officer to pursue Injunctive action. Injunction Order granted 4th November 2009 by His Honour Justice Seymour, requiring the Owners to cease residential occupancy by the 2nd December 2009. Site inspection carried out on the 3rd December 2009 revealed that the Order had not been complied with. Legal Officer informed. Formal warning letter issued to the defendants to vacate the premises. Further inspections confirmed that although the touring caravan had been removed from the site the defendants were still residing at the premises contrary to the Injunction Order. Committal Order instigated. Defendants found guilty of contempt and were ordered to be committed to prison for a period of three months, suspended provided that the residential use of the land ceased and residential paraphernalia removed by the 4th June 2010. In addition the defendants were ordered to pay costs totalling £9556. Further inspection carried out confirmed compliance with the Order. Monitoring to continue.</p>
13/05	Plots 5, 5a, 6, 10 & 11 Orchard Drive COTTENHAM	19 - 20	<p>Planning Appeal dismissed. Further report to be considered by Planning Sub Committee.</p>

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4/06	Plot 15 Water Lane Smithy Fen COTTENHAM	21 - 22	Appeal dismissed on 29 th January 2007. File submitted for an application for an injunction. Report to be considered by Planning Sub Committee.
8/06	1 London Way Clunchpits MELBOURN	22 - 24	Appeal allowed in part and dismissed in part. Partial compliance. Landscaping scheme now approved. Highways & Environmental Health issues reviewed on site. Findings to be published shortly. No Change – Matter to be referred back to Planning Officer.
12/06	Unit J Broad Lane COTTENHAM	24 - 26	<p>Planning application S/0334/08/F refused and Appeal lodged. At Cambridge Magistrates Court on 29th May 2008 the defendant was fined £1,000 for breach of Enforcement Notice and £500 for Breach of Condition with costs of £300. Planning application S/1017/08/F refused at Planning Committee 3rd September 2008. Appeal Inquiry date 2nd & 3rd December 2008.</p> <p>Appeal allowed - Conditions to be monitored.</p> <p>Monitoring on-going –Environmental Protection Team results to be published shortly. Environmental Protection Team Manager confirmed that the readings taken were acceptable – Conditions complied with. Remove from Active list.</p>
7/07	The Drift Cambridge Road BARTON	26 - 27	Appeal dismissed on the 1 st April 2008. Compliance date 1 st October 2008 Partial compliance. Discussions continue.

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12/07	The Firs 117 Duxford Road WHITTLESFORD	27 - 28	<p>Enforcement Notice issued for unauthorised wall. Appeal dismissed.</p> <p>Planning application S/0360/08/F approved 25th April 2008.</p> <p>Monitoring planning conditions.</p> <p>Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10th December 2008 – Enforcement Notice effective in three months unless a planning application is submitted that significantly lowers the height of the wall/fence, brick pillars and gates. Discussions relating to the submission of a further application currently taking place.</p> <p>Further Appeal submitted - Appeal dismissed.</p> <p>Original approved planning permission S/0360/08/F expired. Fresh application submitted under planning reference S/0054/10/F. Waiting decision.</p> <p>Application successful, subject to completion within timescale of three months i.e. 16th June 2010.</p>
16/07	38 Silver Street WILLINGHAM	28 - 29	<p>Enforcement Notice issued 28th September 2007 for unauthorised work on Listed building.</p> <p>At Cambridge Magistrates Court on 10th January 2008 the owner was fined £10,000 for unauthorised works.</p> <p>A Listed building application S/0192/08/LB, approved 19th March 2008 complies with first part of the Enforcement Notice. Site is being monitored for compliance.</p> <p>Owner interviewed regarding failure to instigate remedial works. Timetable agreed.</p> <p>Works commenced</p>

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5/08	27/28 Newfields Fen Road Chesterton MILTON	29 – 30	Enforcement Notice appealed. Hearing date to be confirmed. Fresh application submitted. Appeal dismissed 6 th May 2009, four months compliance period. Further planning application received and registered. Application S/1170/09 approved 24 th November 2009, Conditions to be monitored. Further planning application submitted – Ref: S/0246/10/F. Pending Decision.
6/08	6 Sunningdale Fen Road Chesterton MILTON	30-31	Enforcement Notice appealed. Inquiry date 10 th February 2009 Appeal allowed on ground (a) Conditional planning permission granted. Compliance period six months i.e. by 18 th August 2009. Planning application received and registered. Application S/1154/09 approved 5 th October 2009 – Conditions to be monitored.
11/08	5 Home Farm 89 High Street HARSTON	31	Listed Building Enforcement Notice issued – Appealed. Appeal dismissed Satellite dish not removed – Prosecution file to be submitted to Legal Officer. Enforcement Notice complied with. Remove from active list.
12/08	Plot 4 Moor Drove HISTON	32	Prosecution file submitted to Legal regarding failure to comply with a “Temporary Stop Notice” Enforcement Notice Issued. Retrospective planning application submitted. Approved at Committee 10 th June 2009 Conditions to be monitored

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13/08	49 High Street MELBOURN	32 - 33	<p>Enforcement Notice issued. Prosecution file submitted to Legal for failing to comply with the Enforcement Notice. Defendants found guilty at Cambridge Magistrates Court. Enforcement Notice still not complied with. Further prosecution file submitted Hearing date set for 9th July 2009. Male Defendant ejected from court, case adjourned until 23rd July 2009. Both Defendants found guilty at Cambridge Magistrates Court, and fined £1000 each with costs totalling £520</p> <p>Enforcement Notice not complied with, Prosecution file submitted, Hearing date set for 17th December 2009</p> <p>Both defendants found guilty at Cambridge Magistrates Court and fined £2195 each including costs of £180 each and £15 each victim surcharge. Enforcement Notice still not complied with. File submitted to Legal to instigate formal action.</p>
01/09	82 High Street GREAT ABINGTON	33-34	<p>Listed Building Enforcement Notice no 3342 issued 6th January 2009 for unauthorised works on a Listed building. Compliance period 3 months. Appeal submitted out of time – Prosecution file to be submitted to Legal. Discussions continue to resolve. Listed Building Enforcement Notice complied with in part – Negotiations continue. Planning Appeal dismissed 26th May 2010.</p>
06/09	16a Norman Way Industrial Units OVER	34	<p>Enforcement Notice issued for change of use of premises without consent. Appealed. Appeal allowed on ground (g) and enforcement notice varied by the deletion of three months and substitution of six months as the period for compliance. Subject to this variation the enforcement notice is upheld.</p> <p>Further planning application submitted, validated 27th January 2010. Planning reference S/0114/10/F.</p> <p>Planning application unsuccessful, formal notice to cease unauthorised use issued.</p>

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07/09	163 High Street SAWSTON	35	<p>Listed Building Enforcement Notice issued for dismantling and removal works without authorisation Appealed – Hearing date 5th January 2010.</p> <p>Appeal withdrawn.</p> <p>Formal discussions with Conservation Team as to next steps.</p>
09/09	White Horse Public House 12 Greenside WATERBEACH	35	<p>Enforcement Notice issued in respect of an unauthorised smoking shelter Appealed. Appeal not allowed – Out of time, Discussions continue. Prosecution file submitted to Legal Officer.</p> <p>Enforcement Notice complied with. Remove from active list.</p>
12/09	6 Cottenham Road HISTON	36	<p>Enforcement Notice issued in respect of breaches of control – Compliance period six months i.e. by 30th March 2010. Appealed – Hearing date 9th March 2010.</p> <p>Appeal 1 – Appeal dismissed and Enforcement Notice upheld. Appeal 2 – Appeal allowed only in part and planning permission granted subject to condition. i.e. The use of the extension permitted shall be confined to domestic purposes incidental to the enjoyment of the dwelling house only and no business or trade shall be carried on from the extension.</p>
16/09	The Barn, Chesterton Fen Road MILTON	36	<p>Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 6th February 2010. Appealed – Inquiry 13th & 14th April 2010 Inquiry date moved to 18th & 19th May 2010.</p> <p>Appeal dismissed – Compliance period 9 months i.e. February 2011.</p>

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17/09	80 High Street, MELBOURN	37	<p>Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 5th April 2010. Appealed – Planning Appeal Dismissed 10th November 2009. Enforcement Notice Appeal withdrawn. Compliance inspection to be carried out.</p> <p>Enforcement Notice complied with. Remove from active list.</p>
01/10	Land at Moor Drove HISTON	37	<p>Enforcement Notice issued – Compliance period to cease the unauthorised use two months i.e. by 15th April 2010</p>
02/10	Hill Trees Babraham Road STAPLEFORD	37	<p>Enforcement Notice issued - Compliance period to cease the use of the land for motor vehicle sales and repairs one month i.e. by 15th April 2010</p> <p>Appeal submitted.</p>
03/10	2 Grange Park Chesterton Fen Road MILTON	38	<p>Enforcement Notice issued - Compliance period to demolish and remove materials from the land three months i.e. by 15th June 2010. Enforcement Notice Appealed.</p>
05/10	9 Toft Lane GREAT WILBRAHAM	38	<p>Enforcement Notice issued - Compliance period to remove the mobile home six months i.e. by 15th September 2010 and one month for the two sheds and storage container i.e. by 15th April 2010.</p> <p>Part compliance – Steel storage container, and mobile home removed. Rear wooden structure dispute, waiting for further evidence.</p>
06/10	Land at Pampisford Road GREAT ABINGTON	38	<p>Enforcement Notice issued - Compliance period to remove unauthorised portable building three months i.e. 15th June 2010 Enforcement Notice Appealed.</p> <p>Enforcement Notice withdrawn on Legal advice and reissued. See case 20/10.</p>

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08/10	Land at 19A High Green GREAT SHELFORD	38	<p>Enforcement Notice issued – Compliance period to remove all of the development work such that the property complies with planning permission S/2392/07/F, six months i.e. 22nd September 2010 Planning decision appealed – Hearing date 7th April 2010.</p> <p>Appeal allowed. Remove from active list.</p>
09/10	1 Home Farm, 89 High Street HARSTON	39	<p>Listed Building Enforcement Notice issued – Compliance period two calendar months i.e. by 22nd May 2010.</p> <p>Listed Building Enforcement Notice complied with. Remove from active list.</p>
10/10	157 Ermine Way, ARRINGTON Royston Herts	39	<p>Enforcement Notice issued – Compliance date to remove the wall and all resulting debris from the site one month, i.e. by 22nd April 2010.</p> <p>Enforcement Notice complied with – Remove from active list.</p>
13/10	North Road Farm Ermine Way WHADDON	39	<p>Listed Building Enforcement Notice issued – Compliance period one calendar month, i.e. by 22nd April 2010</p> <p>Appeal submitted 4th March 2010.</p> <p>Appeal dismissed – New planning application (S/0292/10/LB) refused, further appeal lodged.</p>
17/10	The Car Wash facility St. Neots Road CROXTON	39	<p>Enforcement Notice issued – Compliance period to cease using any part of the land for residential use, two months i.e. by 12th June 2010.</p> <p>Enforcement Notice Complied with – Site to be monitored for 3 months.</p>
18/10	4 Home Farm 89 High Street HARSTON	40	<p>Enforcement Notice issued – Compliance period to remove the unauthorised satellite dish two months i.e. by 8 July 2010.</p>

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19/10	Park Farmhouse Station Road STOW-CUM-QUY	40	Enforcement Notice issued – Compliance period to remove the unauthorised satellite dish two months i.e. by 8 th August 2010. Notice Appealed. Enforcement Notice withdrawn.
20/10	Land at Pampisford Road GREAT ABINGTON	40	Enforcement Notice issued – Compliance period to remove unauthorised building, three months i.e. 15 th September 2010 Enforcement Notice Appealed.
21/10	22 Pipers Close FOWLMERE	40	Enforcement Notice issued – Compliance period to cease the use of the land for the purpose of motor vehicle sales and associated motor vehicle valeting, three months i.e. 8 th November 2010.
22/10	41 Cambridge Road LITTLE ABINGTON	41	Enforcement Notice issued – Compliance period to remove the unauthorised development from the land, one month i.e. 1 st August 2010
23/10	Field Gate Nurseries 32 Station Road MELDRETH	41	Enforcement Notice issued – Compliance period to dismantle or demolish the structure of the extension and remove all resulting materials, rubble and /or spoil from the site, one month i.e. 12 th August 2010.