

**COUNCILLORS' BULLETIN  
WEDNESDAY, 30 SEPTEMBER  
2009**



South  
Cambridgeshire  
District Council

**CONTENTS**

**1. Meetings and events from 1 to 16 October 2009**

<b>Date</b>	<b>Time</b>	<b>Name</b>	<b>Venue</b>	<b>Contact</b>
<b>Thu 1 Oct</b>	10 am	CANCELLED: Joint Development Control Committee: Cambridge Fringes		
	2.00pm	<a href="#">Planning &amp; New Communities Portfolio Holders' joint meeting</a>	Jeavons Room	<a href="#">Ian Senior</a>
	2.30 pm	<a href="#">Health &amp; Adult Social Care Scrutiny Committee</a> (link to Cambridgeshire County Council website)	Kreis Viersen Room, Shire Hall	<a href="#">Ruth Yule</a> , Cambridgeshire County Council
	5.30 pm	<a href="#">Scrutiny and Overview Committee</a>	Communal Room, Vicarage Way Sheltered Housing Scheme, <b>Melbourn</b>	<a href="#">Patrick Adams</a>
<b>Fri 2 Oct</b>				
<b>Mon 5 Oct</b>	12 noon	<a href="#">Deadline for public speaking registration for Planning Committee</a>		<a href="#">Ian Senior</a>
<b>Tue 6 Oct</b>	10 am	<a href="#">Finance and Staffing Portfolio Holder's meeting</a>	Monkfield Room	<a href="#">Guy Moody</a>
<b>Wed 7 Oct</b>	2 pm	<a href="#">Planning Committee</a>	Council Chamber	<a href="#">Ian Senior</a>
<b>Thu 8 Oct</b>	9.30 am	Drop-in sessions – IT Training: Secure Systems and Outlook Web Access	IT Training Room, second floor	<a href="#">Democratic Services</a>
	2 pm	<a href="#">Cabinet</a>	Council Chamber	<a href="#">Maggie Jennings</a>
<b>Fri 9 Oct</b>				
<b>Mon 12 Oct</b>	2 pm	<a href="#">South Cambridgeshire Traffic Management Area Joint Committee</a> (link to Cambridgeshire County Council website)	Swansley Room	<a href="#">Michelle Rowe</a> , Cambridgeshire County Council
<b>Tue 13 Oct</b>				
<b>Wed 14 Oct</b>				
<b>Thu 15 Oct</b>				
<b>Fri 16 Oct</b>				

**INFORMATION FOR DISTRICT COUNCILLORS**

**2. REMINDER: E-mail Forwarding Ceases 30 September**

Members are reminded that automatic e-mail forwarding ceases from today, 30 September 2009, in accordance with the [decision of the Policy and Performance Portfolio Holder, upheld by the Scrutiny and Overview Committee](#). Democratic Services have been busy trying to contact all members with details of their PINs, but have not yet heard from a few of you.

Please get in touch as soon as possible so you do not miss out on any important e-mails from your constituents and from the Council.

If you need assistance, please contact IT on 01954 713400 or Democratic Services on 01954 713030.

Democratic Services Officers are happy to arrange one-on-one training with upon request, and will also be hosting a drop-in session in the IT training room on the second floor from 9.30 am until 1 pm on Thursday 8 October 2009 (before Cabinet that afternoon). Please bring your dongle and network ID / password.

**3. Cam-Mind: Buffet Reception 15 October 2009**



The Chairman & Officers of Cam-mind have pleasure in inviting all South Cambridgeshire District Councillors to a buffet reception on Thursday 15 October 2009 at the Hester Adrian Centre, Hawthorn Way, Cambridge.

This will follow the Annual General Meeting at 6.30 pm, to which you are also invited.

The evening will include:

- Displays put together by service users of work undertaken in our groups
- Photographs showing our work during the year.

Please RSVP to:  
Office Administrator  
100 Chesterton Road  
Cambridge CB4 1ER  
Tel: 01223 311320

[admin@cam-mind.org.uk](mailto:admin@cam-mind.org.uk) | [www.cam-mind.org.uk](http://www.cam-mind.org.uk)

**4. Complaints, Comments & Compliments - Member Refresher**

A new Complaints, Comments & Compliments Policy document has been created to provide detailed information for Officers & Members when dealing with complaints, comments and compliments. The document is scheduled for Portfolio Holder approval in December 2009, but it has been suggested by a number of Members that some brief guidance on Member complaint handling is provided in the interim.

In response I have attached a summary of the current complaints procedure for your information.

Should you require any further information please feel free to contact me.

Kind Regards,  
Paul Knight  
Customer Services Coordinator  
Tel: 01954 713309  
Email: [Paul.Knight@scambs.gov.uk](mailto:Paul.Knight@scambs.gov.uk)

## 5. Chairman's Delegation Meeting 5 October 2009 - For Information

The Chairman's Delegation Meeting will take place on 5 October 2009 at 10.00 in the Jeavons meeting room.

The applications to be considered are as follows:

[S/1213/09/F](#) - Removal of Condition 3 at Level Crossing Offices, **Oakington**: Officer Recommendation – Approval

[S/1173/09/F](#) - Etheldred House, Clay St, **Histon** - Staff Accommodation: Officer Recommendation – Approval

[S/1099/09/F](#) - 1 Aingers Rd, **Histon** - Variation of Condition 9 of S/0229/08/F: Officer Recommendation – Approval as amended

[S/1137/09/F](#) - Variation of conditions 1, 2, 3, 4, 8 and 10 of planning permission [S/1398/06/F](#) at IQ Cambridge (formerly Cambridge Research Park), Ely Road, **Landbeach**: Officer Recommendation – Approval

[S/1160/09/F](#) - Extensions and alterations, 24 Barley Road, **Gt & Lt Chishill**: Officer Recommendation - Request delegated powers to approve contrary to PC recommendation

[S/1180/09/F](#) - Infill Extension to Doctors Surgery, 25 Alms Hill, **Bourn**: Officer Recommendation – Approval

[S/1232/09/F](#) – Extension 53 Winfold Road, **Waterbeach**: Officer Recommendation – Approval

[S/1276/09/F](#) – Annexe 8 Mortlock Street, **Melbourn**: Officer Recommendation – Approval

[S/1172/09/F](#) - Erection of 6 bay portable building for use as classroom, Gamlingay Village College, **Gamlingay**: Officer Recommendation – Approval

[S/1207/09/O](#) - One dwelling, Land to the North-west of 3 Town Close, **Sawston**: Officer Recommendation - Approval

Would Members please note that the items might not be taken in this order?

Members' attention is drawn especially to (c), (e) and (f) of the [protocol agreed by Planning Committee](#) on 3 June 1998 as amended by Committee on 1 August 2007. It is hoped that members will take the opportunity to discuss the relevant application(s) with the Planning Officer in the Area Team before the meeting.

Please contact the Area Team if you have any difficulties.

## 6. Appeals against Planning Decisions and Enforcement Action

This item is intended to update Members on appeals against planning decisions and statistics about appeals. Information is provided on appeals lodged, proposed hearing and inquiry dates, appeal decisions and when appropriate, details of recent cases in interest, and forms part of the agenda for the [Planning Committee on 7 October 2009](#).

## 7. Inspire East September 2009 Newsletter

[What Works? |](#)  
[Events |](#)  
[Careers |](#)  
[Resources |](#)  
[Support Services |](#)  
[Network |](#)  
[About](#)



## WELCOME TO THE INSPIRE EAST NEWSLETTER September 2009

Welcome to the September 'training sales'. This month we're offering a new urban design course subsidized by over £2,000 together with our Beyond 2010 programme which can pay 50% of the costs of your own chosen training. And don't forget the Community Development Network - which is absolutely free!

### [Urban design - Regional Cities East finds its first CURE](#)

Inspire East is working with Regional Cities East to deliver its [Capacity for Urban Renaissance in the East \(CURE\) programme](#). CURE is targeting the skills and capacity needs of cities tackling the growth agenda and one of its first successes has been to negotiate the launch of the only urban design course in the region. Anglia Ruskin University have tapped into the Higher Skills @ Work funding stream to allow them to offer their new [Graduate Certificate in Urban Design & Place Shaping](#) at a massively subsidised £875.

The course starts in January 2010 and there will be an option to go on to study a full Masters programme. See the [flier](#) for details.

### [Design Review plays in Luton](#)

This summer our [Design Review service](#) went to Luton to facilitate a workshop for the Borough Council. The aim was to bring together stakeholders from different professional backgrounds to develop proposals for a new adventure playground in the Hart Hill district of the town. Feedback from the day was excellent with participants really given the opportunity to work together to develop a shared vision for the scheme. This type of learning represents a slight departure from our normal [Design Review service](#) but it's an approach that we're keen to try again. So check out our [report](#) of the day and [contact us](#) if you have a scheme that could benefit from a similar approach.

### [Environmental community action, funding streams and some the region's best community development projects](#)

The [Community Development Network](#) returns to Cambridgeshire for its [next gathering](#) with probably its strongest agenda to date. There is a focus on environment related community action together with no less than eight community development project case studies demonstrating the breadth of activity across the region. And there's also a chance to catch up on the latest funding issues. Check out the [full agenda and booking form](#).

**[Get empowering - Local Democracy and Engagement briefing](#)**

The [East of England Empowerment Partnership](#) has produced the first in a series of [briefings](#) designed to support decision makers, senior managers and elected members. The briefing helps them to understand their role in promoting local democracy and being representative of the community they serve. You can [download the briefing](#) which will also signpost you to further resources.

**[Excellence Framework gets even more excellent](#)**

Thanks to all our [Excellence Framework](#) registered users who took the time to complete our customer survey. We've been making lots of little changes to improve the usability of the on-line toolkit. One key change has been to revisit the 'tier 1' questions. These questions provide a really quick and simple way of 'sustainable community proofing' your project. You can even [download the questions](#) and take them with you to your project meetings.

**[Beyond 2010 is available now.....](#)**

The sustainable communities sector is feeling the brunt of the recession just like any other sector. Organisations need business skills as well as sector specific professional skills to survive the current climate. This is where our [Beyond 2010](#) programme can help. [Beyond 2010](#) can pay up to 50 per cent of your training costs, to a limit of £5,000, to support your critical business needs. The key requirement? The training must address a business need and have a demonstrable business impact. [Check out the guidelines](#) to see if you might be eligible and [contact our advisor](#), Anne Williamson, to discuss making an application.

**And remember, it's your website too...**

Our website is a resource for everyone involved in planning, developing and maintaining sustainable communities. There are a number of ways you can use it to promote your organisation. You can:

- Advertise your [vacancies for free](#)
- [Tell us](#) about good practice that you would like to promote
- [Send us reports and toolkits](#) you have produced. We will add these to the document library
- [Promote your events](#) on the calendar



Supported by East of England Development Agency

## PARISH COUNCIL INFORMATION

### 8. Community Capital Grants Programme - Important Update: September 2009

For Members, Parish Councils and Capital Project Co-ordinators (see also the following item on Community Development Grants)

This programme includes three schemes:

1. Community Facility Grants (for village halls, youth facilities and play facilities)
2. Village Sports Facility Grants (for pitches courts greens, pavilions and youth sport projects)
3. Arts capital Grants (for arts facilities, public art and equipment)

The programme is already over-subscribed for 2009/10, particularly the Community Facility Grants scheme, and a number of applications are still expected to come in over the coming months.

In order to be as fair and equitable as possible, as from 11 September 2009, all applications will be held over for decisions to be made in March 2010.

In March 2010, each scheme will be considered on merit and how it fits with the relevant published guidelines. In addition, decisions will be based on:

- Value for money
- How the scheme meets locally identified need
- How the scheme fits with [SCDC priorities](#)

Any project co-ordinators who have already submitted applications will be informed directly by SCDC officers and advised of the new decision-making timescale.

A number of project co-ordinators have been in discussion with SCDC officers for many months, to prepare their applications, and we hope that these important projects will still be submitted for funding. We would, however, ask all potential applicants to speak to the lead officer concerned for further advice, as we want to minimise the amount of work done by volunteers where applications may not be successful.

The Council still invites new grant applications for all three schemes with a new deadline of **31 January 2010**.

For further information please contact:

Community Facility Grants – [Joseph Minutolo](#) 01954 713359 or [Jane Thompson](#) 01954 713348

Village Sport Facility Grants – [Jane Lampshire](#) 01954 713349

Arts Capital Grants – [Andy O'Hanlon](#) 01954 713343

### 9. Community Development Grants

(Please see also the previous item about Community Capital Grants.)

This is a reminder to all that Community Development Grants are currently available to non-profit groups and organisations based in South Cambridgeshire, or benefiting South Cambs residents. Grants can be for both new projects or for developing existing projects. The Project must have relevance to at least one of the [Council's Corporate Priorities](#) and there must be evidence of how the project meets local need and ensures equality of access.

A grant can be awarded for up to 50% of a project's costs, up to a maximum of £3,000, but the remainder must be found from other sources. This can include contributions in kind, for example, time donated by volunteers.

This grant scheme cannot give capital funding for buildings.

Applications are welcome at any time and there are no closing dates for applications but only one grant may be awarded in any financial year.

Applicants should discuss their project briefly with [Susannah Harris](#), Community Development Officer, 01954 713355, before completing an application form.

## GENERAL INFORMATION

### 10. Rural Services Network Weekly Digest

The Rural Services Network is a group of over 250 service providers and local authorities working to establish best practice across the spectrum of rural service provision. The network has representation across the complete range of rural services. For general comments or enquiries, email: [editor@ruralcity.co.uk](mailto:editor@ruralcity.co.uk)

- [Post Office to double as rural bank](#): Allowing the Post Office to offer banking services could save rural branches from closure, say experts.
- [Poverty blights rural England](#): Much of rural England suffers significant poverty and social exclusion, reveals a report.
- [£10m for low carbon communities](#): The government has launched a £10m fund to encourage communities to reduce carbon emissions.
- [Fears over rural broadband levy](#): A planned telephone tax won't raise enough money to fund faster rural internet access, say business leaders.
- [Sharing staff 'saves rural schools'](#): Formal collaboration can help save rural primary schools from closure, suggests a study.

### 11. Weekly Planning List

To view the list of planning applications submitted in the past seven days, please visit the Council's on-line [Planning Application Search](#). Once the page has loaded, select the relevant parish from the drop-down list, set the date period to '7 days' and click the Search button **or** click the Advanced button, select a ward from the drop-down list, then set the date period to '7 days' and click the Search button.

The system will provide a range of information on current and decided applications since 1948, including a brief description of the development, reference number, decision and the date of decision. More recent applications show the name and telephone number of the council officer who is dealing with the application.

Search results are presented in a collection of pages, the number of which depends on the number of results your search produces. Each page displays 30 results and there are navigation tools to allow you to browse these results.

## EXECUTIVE DECISIONS TAKEN SINCE 23 SEPTEMBER 2009

In accordance with the [Access to Information Procedure Rules in Part 4 of the Council's Constitution](#), any executive decision shall be published normally within five days of being made. That record will bear the date on which it is published and will specify that the decision will come into force, and may then be implemented, on the expiry of 5 working days after the publication of the decision, unless called in for review by the Chairman of the Scrutiny and Overview Committee or by any five other councillors.

A list of decisions currently within the call-in period is available [on the Council's website](#).

Unless otherwise specified, the [Democratic Services Manager](#) must be notified of any call in by

**Wednesday 7 October 2009 at 5 pm.** All decisions not called in by this date may be implemented on **Wednesday 8 October 2009.**

Any member considering calling in a decision is requested to contact the [Democratic Services Section](#) to determine whether any relevant amendments have been incorporated.

The call in procedure is set out in full in [Part 4 of the Council's Constitution, 'Scrutiny and Overview Committee Procedure Rules'](#).

**12. Customer Service Excellence (CSE) Project Plan**

The Sustainability, Procurement and Efficiency Portfolio Holder **SUPPORTED** and **ENDORSED** the achievement of Council-wide Customer Service Excellence accreditation within the next financial year 2010/11 and **NOTED** the current position of the project.

*Decision taken and published 24 September 2009. Call-in expires 1 October 2009 and decision can be implemented from 2 October 2009 if not called-in.*

**13. GAMLINGAY: Warden Service at Avenells Way and Grays Road - Petition**

The Housing Portfolio Holder called a public meeting, on Wednesday 23 September 2009, in the Communal Room at the Avenells Way Sheltered Housing Scheme.

The meeting was called to enable the Portfolio Holder to receive and consider the contents of a petition containing 28 signatures received from the residents of the Sheltered Housing Scheme at Avenells Way and Grays Road, Gamlingay.

The petitioners' concerns were **NOTED**.

The Portfolio Holder requested that a copy of the minutes be sent directly to Mr Doug Gilbert, the lead petitioner.

**14. Policy for Handling of Unreasonable or Unreasonably Persistent Complaints**

The Sustainability, Procurement and Efficiency Portfolio Holder **AGREED** to adopt and publish the policy for handling unreasonable or unreasonably persistent complaints, subject to amendments made at the meeting.

*Decision taken and published 24 September 2009. Call-in expires 1 October 2009 and decision can be implemented from 2 October 2009 if not called-in.*

**OTHER INFORMATION**

**15. Newly-Published Items on modern.gov**

**Agendas**

- [Finance and Staffing Portfolio Holder's meeting 6 October 2009](#)
- [Planning Committee 7 October 2009](#)
- [Cabinet 8 October 2009](#)

**Decisions**

- [Housing Portfolio Holder 23 September 2009:](#)
  - **Gamlingay:** Warden Service at Avenells Way and Grays Road - Petition
- [Council 24 September 2009:](#)
  - **Barrington:** Review of Community Governance Arrangements
  - Local Development Framework (LDF) - North West Cambridge Area Action Plan (Joint Plan with Cambridge City Council)



- Cambridge City Fringes (Section 29) Joint Committee - Appointment of Substitute [Sustainability, Procurement and Efficiency Portfolio Holder's meeting 24 September 2009](#):
- [Customer Service Excellence \(CSE\) Project Plan](#)
- [Policy for Handling of Unreasonable or Unreasonably Persistent Complaints](#)

#### Minutes

- [Planning and New Communities Portfolio Holders' joint meeting 1 September 2009](#)
- [Planning Committee 2 September 2009](#)
- Senior Management Team 16 September 2009 (intranet only)

#### Issues

- [Community Capital Grants Programme 2009/10](#)
- [Consideration of a Revenues / Benefits Partnership with another Local Authority / Authorities](#)

#### Meetings

- Corporate Governance Committee Friday 23 October 2009 at 2 pm (re-scheduled from Wednesday 30 September 2009)

### 16. Upcoming Training Sessions for Members

Subject:	Date:	Trainer:	For:	Contact:
Masterplanning: The Key Issues	30 September 2009 at The Maltings, Ely	External	All members	<a href="#">Richard May</a>
IT Training: Secure Systems and Outlook Web Access – drop-in sessions	8 October 2009, IT Training Room, Second Floor, South Cambs Hall from 9.30 am	Democratic Services	All members – drop-in sessions	<a href="#">Democratic Services</a>
The big debate: Can Cambridgeshire lead the way to a low-carbon economy?	19 October 2009 at the Gillespie Centre, Clare College from 6 pm (registration from 5.15 pm)	External	All members	<a href="#">Cambridgeshire Horizons</a>
<a href="#">RTPI: Current Planning Issues for Councillors</a>	20 October 2009 at The Maltings, Ely	External	All members, particularly those on Planning Committee or with planning responsibilities	<a href="#">Tina Jessup</a> , RTPI
Masterplanning: How to translate the vision into practice	28 October 2009, The Maltings, Ely	External	All Members	<a href="#">Richard May</a>
Delivery through the Downturn	November 2009, The Maltings, Ely	External	All Members	<a href="#">Richard May</a>

		(date to be confirmed)			
Voluntary Sector Fayre	26 November 2009	External	All Members	<a href="#">Kathryn Hawkes</a>	
The BRE Innovation Park Visit and Seminar	December 2009 (date to be confirmed)	External	All Members	<a href="#">Richard May</a>	
Quality Charter: Owning the Quality Charter	11 January 2010, 17.30-20.00, ECDC Offices	External	All Members	<a href="#">Richard May</a>	
Place Making Challenges: Integrated Approaches	January 2010, The Maltings, Ely (date to be confirmed)	External	All Members	<a href="#">Richard May</a>	
Case study visit: Spotting Quality Design	February 2010, Chelmsford, Essex (date to be confirmed)	External	All Members	<a href="#">Richard May</a>	

**17. SCDC Starters and Leavers**

**Transfer**

Liz Irvine will be acting up into the role of Housing Advice and Homelessness Team Leader on a temporary basis from 5 October 2009.

**Leaver**

David Rush, Development Control Manager, will be leaving on 18 October 2009.

**Complaints, Comments & Compliments Procedure – Member Refresher****Introduction**

A new Complaints, Comments & Compliments Policy document has been created to provide detailed information for Officers & Members when dealing with complaints, comments and compliments. The document is scheduled for Portfolio Holder approval in December 2009, but it has been suggested by a number of Members that some brief guidance on Member complaint handling is provided in the interim.

**Definitions**

**Complaint** - A complaint is an expression of dissatisfaction or concern, however made, about the standard of service, actions or lack of actions by the District Council and its staff, affecting an individual customer or group of customers.

**Comment** - A comment can be described as a volunteered personal opinion or belief, feedback or remark expressed by a customer. Unless specifically requested, there is not an automatic assumption that the Council will reply to comments. However, where it is felt appropriate or where the customer indicates they expect a reply, this should be sent within 10 working days.

**Compliment** - A compliment is defined as a customer statement of positive recognition or praise for a Member, Officer or service.

**Complaints Process**

The Council should endeavour to resolve problems at the time they are brought to attention. Where this is not possible the formal complaints procedure should be applied.

**Exceptions**

- The complaints process cannot be used to complain about the conduct of Councillors or the merits of a formal decision taken by Councillors.
- Where statutory procedures are in place, complainants should use these procedures to pursue their complaint.
- The complaints process excludes complaints made by our supplies, partners and other public authorities regarding our business relationships.

The complaints process has a three stage structure. Stage one and two complaints are investigated by the Council, stage three complaints are investigated by the Local Government Ombudsman.

**Members & Officers should pass all complaints to the Customer Services Coordinator for registration & acknowledgement**

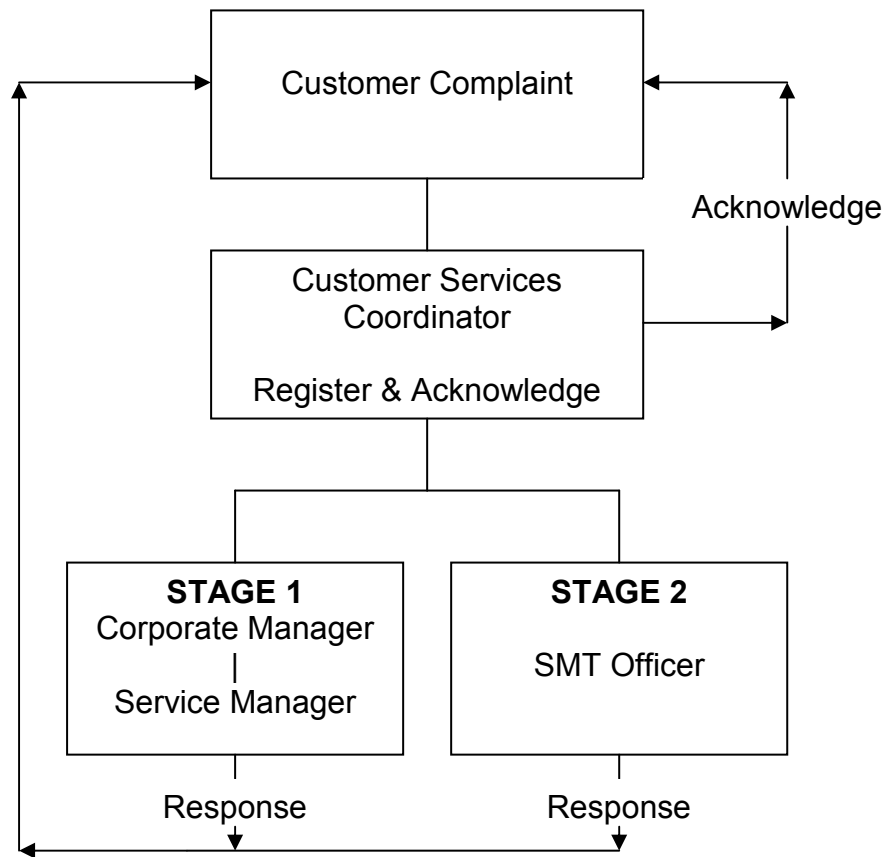
Paul Knight – Customer Services Coordinator  
[complaints@scambs.gov.uk](mailto:complaints@scambs.gov.uk) or [www.scambs.gov.uk/complaints](http://www.scambs.gov.uk/complaints) or 01954 713309

**Stage one** - Registered complaints will be passed to the appropriate Corporate Manager, who will review the complaint and either respond personally or arrange for the appropriate Service Manager to respond (within 10 working days).

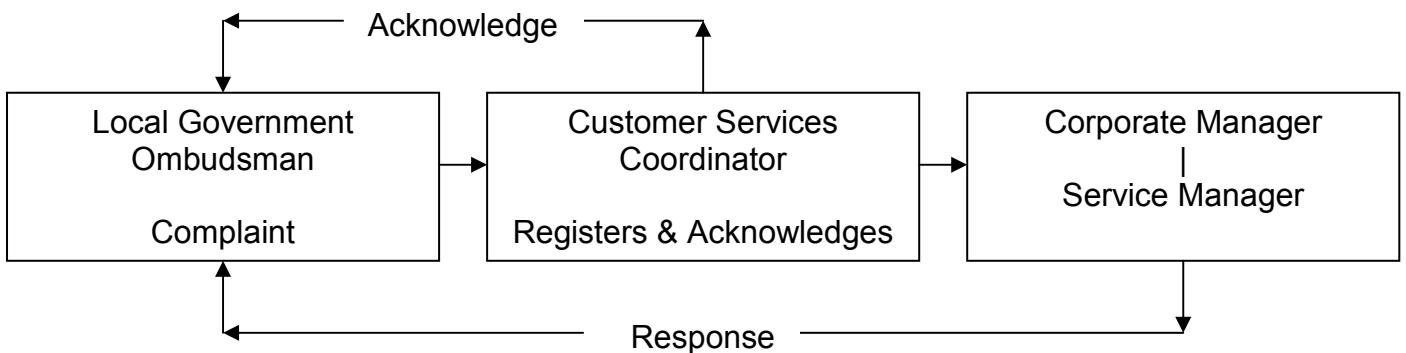
**Stage two** - A complaint will enter stage two of the process if the complainant advises that they are dissatisfied with the result of stage one. In exceptional circumstances a complaint may be escalated to stage two in the first instance. Registered complaints will be passed to the appropriate SMT member, who will review the complaint and respond personally (within 20 working days).

**Stage three** - If a complainant is dissatisfied with the outcome of the stage two complaint they may wish to enter stage three of the complaints process and contact the Local Government Ombudsman directly.

**Stage 1 & 2 Complaints Flowchart**



**Stage 3 Local Government Ombudsman Complaints Flowchart**



## APPEALS AGAINST PLANNING DECISIONS AND ENFORCEMENT ACTION

## TOWN AND COUNTRY PLANNING ACT 1990

This item is intended to update Members on appeals against planning decisions and enforcement action. Information is provided on appeals lodged, proposed hearing and inquiry dates, appeal decisions and when appropriate, details of recent cases in interest.

## 1. Decisions Notified By The Secretary of State

Ref No.	Details	Decision and Date
S/1919/08/F	Miss E M Loveridge 3 Cadwin Fields Scholes Road <b>Willingham</b> Change of Use of Land to site Mobile Home and Amenity Portacabins	Allowed 18/08/09
S/0723/08/F PLAENF. 3156	Mr & Mrs K Esplin 43 Fowlmere Road <b>Heydon</b> Erection of House & Garage with Annex Over(Revised details pool house & equipment & boundary treatment)(Retrospective application).	Allowed 28/08/09
PLAENF.3132	Mr J H A Williams 5 Home Farm 89 High Street <b>Harston</b> Removal of a Satellite Dish and associated fixings	Dismissed 25/08/09
PLAENF.3457	Mr D S Hobbs 16a Norman Way Industrial Estate Norman Way <b>Over</b> Cease use of land as a licenced premises private membersclub. Six months as a period for compliance.	Allowed 26/08/09
S/1429/08/F	Mr & Mrs B McAuley 18a High Street <b>Great Shelford</b> Proposed Bungalow	Dismissed 14/08/09
S/0549/09/F	Mr A Green 8 Bridge Lane <b>Little Shelford</b> Double Garage and Store	Allowed 10/09/09
S/1701/08/F	Mr & Mrs D McCunn 117 Duxford Road <b>Whittlesford</b> Wall and Gates	Dismissed 18/09/09

S/0693/08/F	Mr A Kasim 1 Hinton Way <b>Great Shelford</b> Steel Storage Container ancillary to Indian Restaurant	Allowed 18/09/09
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## 2. Appeals received

S/0549/09/F	Mr A Green 8 Bridge Lane <b>Little Shelford</b> Double Garage and Store	05/08/09
S/0232/09/F	Enertrag UK Ltd Land South West of Little Linton Farm <b>Linton</b> Sevev Wind Turbines & Associated Infrastructure	27/07/08
S/0207/09/F	Mr C Bray 1 Long Lane <b>Gamlingay</b> Two storey rear and first floor side and rear extension	27/08/09
S/0037/09/F	Taylor Wimpey (East Anglia) 28,30 & 32 Broad Street <b>Great Cambourne</b> Cambridge Removal of condition 20 of planning application S/6233/04/F	28/08/09
S/0309/09/F	Mr & Mrs Jakes 19 Burrough Field <b>Impington</b> Extension and addition of 2 first floor side windows	27/08/09
S/0736/09/LB S/0735/09/F	Mr C Chapman Horse heath Lodge <b>Linton</b> Retention of Landscape Garden	04/09/09
S/0667/09/LB	Mr R Townley Coach House Manor Walk <b>Fulbourn</b> Alter and refurbish Existing Cottage	08/09/09
S/0600/09/F	Mr S Papworth 22 Carters Way <b>Swavesey</b> Extension	07/09/09

S/0773/09/F	Mr & Mrs D Easto 3 Cambridge Road <b>Fowlmere</b> Extension	08/09/09
S/0225/09/F	Ms M Rhodes & Mr J Barthorpe 4 Market Lane <b>Linton</b> Appealing conditions 4,5 & 6 of planning permission.	10/09/09
PLAENF.3619	Mr C Bates 6 Cottenham Road <b>Histon</b> Without planning permission, the change of use of a single detached dwelling house to a combination of domestic dwelling and commercial office use for the conduct of an accountancy practice	17/09/09
S/1655/08/F	Mr C Bates 6 Cottenham Road <b>Histon</b> Variation of condition 3 of planning permission S/1501/03/F	15/09/09
S/1004/09/F	Mrs C Ward Rectory Farm Broadway <b>Bourn</b> Erection of 8 affordable homes to form extension to the existing development of 9 affordable homes.	16/09/09
S/0446/09/F	Whitfield Group-Mr S Taylor The Old School <b>Fen Drayton</b> Change of Use from (B1) to Childrens Day Nursery (D1)	16/09/09
S/0034/09/F	Manex Group Ltd Land south of the Pink Geranium 25 Station Road <b>Melbourn</b> Dwelling and Garage	18/09/09

**3. Local Inquiry and Informal Hearing dates scheduled before the next meeting on 7<sup>th</sup> October 2009**

Appeal by:	Mr J Baker 10 Church Road Teversham	Hearing Confirmed 08/09/09
Appeal by:	Rowe Build & Dev Ltd r/o 9-17 Grange Road Ickleton	Hearing Confirmed 22/09/09

Appeal by: Braxted Homes  
26 South End  
Bassingbourn

Hearing Confirmed  
29/09/09

Appeal by: Mr O Pugh  
10 High Street  
Shepreth

Hearing Confirmed  
06/10/09

**4. Appeals withdrawn or postponed**

**5. Advance notification of future Local Inquiry and Informal Hearing Dates  
(subject to postponement or cancellation)**

S/1906/08/F	Mr J Muttu	80 High Street Melbourn	Hearing 13/10/09
S/1792/08/F	Mr C Goldsmith	Teardrop Site Cambridge Road Milton	Hearing 10/11/09
PLAENF.3520 S/1431/08/LB	Mr Ettlting	163 High Street Sawston	Hearing 05/01/09
S/0232/09/F	Enertrag UK Ltd	Little Linton Farm Linton	Inquiry 02/02/10



**SOUTH CAMBRIDGESHIRE DISTRICT COUNCIL**

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**REPORT TO:** Planning Committee 7 October 2009  
**AUTHOR/S:** Executive Director (Operational Services) / Corporate Manager –  
Planning & Sustainable Communities

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**APPEALS AGAINST PLANNING DECISIONS AND ENFORCEMENT ACTION:  
SUMMARIES OF DECISIONS OF INTEREST – FOR INFORMATION**

**Purpose**

1. To highlight recent Appeal decisions of interest. These form part of the more extensive Appeals report, which is now only available on the Council's website and in the Weekly Bulletin.

**Summaries**

**Mr and Mrs K Esplin – Erection of house and garage(revised details including pool house, screen fencing and front boundary treatment – 43 Fowlmere Road, Heydon – Planning and Enforcement appeals allowed.**

2. Planning permission was refused to amend some of the details of proposals originally granted planning permission in 2004. The changes have already been carried out and an enforcement notice was issued to remedy the breach of planning control.
3. As a preliminary matter, the appellant challenged whether Council officers had authority to issue the enforcement notice. Although the inspector felt the Committee minute was not particularly clear, he was satisfied that officers did have sufficient authority to proceed. The appellant also claimed that the pool house and screen fencing was permitted development. This was rejected.
4. The main issue was the impact on the character and appearance of the Heydon conservation area and upon the setting of the adjoining grade II listed cottage. The inspector saw that the new house is a substantial building with a striking design, and fills most of the width of the plot. If there had been a strong case for allowing a view through to the countryside beyond (this would actually be a view of open sky, as the land falls steeply away to the west) then this could have been achieved by permitting a house that was further away from the northern boundary of the plot. The fence was considered acceptable as it is well designed and it is reasonable to wish to screen the rear garden from views from the road. The inspector found the pool house does not close the gap between the two buildings to a significant extent. Even if both the pool house and the fence were removed, any view through to the rear would be likely to be closed off in time as normal garden planting matures.
5. The approved plan indicates a 1 m high brick and flint front wall with a hedge behind. The proposal was for a beech hedge only. The inspector found there is a need to enclose the frontage because of the large expanse of the open gravelled parking area. It is unnecessary to have a hedge or wall high enough to hide the cars; it would be sufficient just to provide some definition and sense of enclosure to the front. A well established dense beech hedge could provide just as much screening and definition as a wall. He was not sure whether the existing hedge would provide adequate

screening without reinforcement and thus imposed a condition a scheme to be submitted and approved for the replacement or reinforcement of the boundary hedge.

6. The appeals were therefore allowed subject to the reimposition of conditions attached to the original planning permission.

**Mr D S Hobbs – Use of premises as licensed club – 16A Norman Way Industrial Estate, Over – Enforcement Appeal allowed**

7. This appeal refers to the use of a club that was refused planning permission on appeal in January 2009. An enforcement notice was then issued requiring the use to cease within three months.
8. The appellant argued that the three month compliance period is too short. Nine months is required because if the club is forced to close sooner, some members will still be within their membership period and the club will then be in breach of its own terms and conditions. Three months is insufficient time in which to find alternative premises, and again nine months is needed.
9. The Council referred to the previous Inspector's conclusions and argued that the harm to residential amenity should not be allowed to continue longer than necessary. Residents have been subject to noise and disturbance since the club opened in May 2008 and it is unreasonable for this to be allowed to continue longer than necessary.
10. In response, the inspector did not consider that any complications that might arise with regard to unexpired club membership periods would justify an extension to the compliance period. There was a need to balance the harm to residential amenity, which is likely to continue through the compliance period, against the need to allow time for alternative premises to be found. There was no information about alternative premises, but six months was a reasonable period in which to relocate. The appeal therefore succeeded to this limited extent. This means the appellant is required to cease the use by 26 February 2010.

**INDEX OF CURRENT ENFORCEMENT CASES**  
**7<sup>th</sup> October 2009**

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 <sup>th</sup> May 2007. Each given a conditional discharge for 18 months with £200 costs. Planning permission S/1653/07/F approved 12 <sup>th</sup> 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	9-12	Site being monitored. Not currently proceeding with legal action as a result of decision by Planning Sub-Committee on 18 <sup>th</sup> 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.
15/03	Plots 1-11 Victoria View Smithy Fen COTTENHAM	12-15	Site subject of injunction. Dismissed by the Court of Appeal 28 <sup>th</sup> October 2008 – Injunction application stayed until the 2 <sup>nd</sup> January 2009 Appeals to the House of Lords dismissed. Committal hearing adjourned on 13 <sup>th</sup> March 2009 for two weeks. 27 <sup>th</sup> March 2009 Committal hearing found against the occupants and issued 4 arrest warrants, 6 suspended prison sentences and amended the injunction to allow the defendants 28 days to remove the three static caravans remaining on site. The deadline has now passed and authority has been given by the planning sub-committee to take direct action to remove the three static caravans and bund the area to prevent further unauthorised occupation. Direct action implemented 12 <sup>th</sup> August 2009 – Static caravans removed from site and area cleared. Land now protected by an earth bund and will be monitored.

Ref No	Location	See Page No. for full update	Remarks
19/03	Land adjacent to Moor Drove Cottenham Road HISTON	15-17	Application for injunction refused by the High Court, 5 <sup>th</sup> June 2008. Planning Appeal allowed, planning conditions to be monitored. All schemes required as part of the planning conditions have been submitted within timescale. Further information has been requested by the planning officer in order that the schemes relating to conditions can be discharged.
9/04	Land adjacent to Cow Fen Drove SWAVESEY	17-20	Defendant appeared at Cambridge Magistrates Court on 10 <sup>th</sup> 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 6 <sup>th</sup> 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.
13/05	Plots 5, 5a, 6, 10 & 11 Orchard Drive COTTENHAM	20-21	Planning Appeal dismissed. Further report to be considered by Planning Sub Committee.
18/05	Land off Schole Road (known as Cadwin Lane) WILLINGHAM	22-23	Three year temporary planning permission granted for 3 plots. Injunction granted on 18 <sup>th</sup> November restricting development on plots 3 and 4. Planning application S/2330/06/F - Three-year temporary consent approved for plot no 5. Plots 3 & 4 continue to be monitored. Injunction breached for plot 3 - Defendant found guilty in the High Court and ordered to remove the unauthorised caravan and dayroom. Planning application S/1919/08/F unsuccessful - Appealed. Successful High Court application to vary the injunction to allow occupation of the land until the outcome of the planning appeal made. Hearing date set for the 29 <sup>th</sup> July 2009. Appeal successful, three year temporary consent granted – Costs awarded against SCDC.

Ref No	Location	See Page No. for full update	Remarks
4/06	Plot 15 Water Lane Smithy Fen COTTENHAM	24-25	Appeal dismissed on 29 <sup>th</sup> January 2007. File submitted for an application for an injunction.
8/06	1 London Way Clunchpits MELBOURN	25-26	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.
12/06	Unit J Broad Lane COTTENHAM	26-28	Planning application S/0334/08/F refused and Appeal lodged. At Cambridge Magistrates Court on 29 <sup>th</sup> 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 3 <sup>rd</sup> September 2008. Appeal Inquiry date 2 <sup>nd</sup> & 3 <sup>rd</sup> December 2008. Appeal allowed - Conditions to be monitored.
7/07	The Drift Cambridge Road BARTON	28-29	Appeal dismissed on the 1 <sup>st</sup> April 2008. Compliance date 1 <sup>st</sup> October 2008 Partial compliance. Discussions continue.
12/07	The Firs 117 Duxford Road WHITTLESFORD	29-30	Enforcement Notice issued for unauthorised wall. Appeal dismissed. Planning application S/0360/08/F approved 25 <sup>th</sup> April 2008. Monitoring planning conditions. Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10 <sup>th</sup> 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. Further Appeal submitted.

Ref No	Location	See Page No. for full update	Remarks
16/07	38 Silver Street WILLINGHAM	30	Enforcement Notice issued 28 <sup>th</sup> September 2007 for unauthorised work on Listed building. At Cambridge Magistrates Court on 10 <sup>th</sup> January 2008 the owner was fined £10,000 for unauthorised works. A Listed building application S/0192/08/LB, approved 19 <sup>th</sup> March 2008 complies with first part of the Enforcement Notice. Site is being monitored for compliance.
1/08	7 Flitmead CAMBOURNE	31	Appeal dismissed 16 <sup>th</sup> June 2008. Enforcement Notice Compliance date 16 <sup>th</sup> July 2008 not complied with. Prosecution file submitted, hearing date to be advised. Defendants found guilty at Cambridge Magistrates Court. Further complaints received prosecution file to be submitted. Insufficient evidence to proceed – File remains open.
5/08	27/28 Newfields Fen Road Chesterton MILTON	31-32	Enforcement Notice appealed. Hearing date to be confirmed. Fresh application submitted. Appeal dismissed 6 <sup>th</sup> May 2009, four months compliance period. Further planning application received and registered.
6/08	6 Sunningdale Fen Road Chesterton MILTON	32	Enforcement Notice appealed. Inquiry date 10 <sup>th</sup> February 2009 Appeal allowed on ground (a) Conditional planning permission granted. Compliance period six months i.e. by 18 <sup>th</sup> August 2009. Planning application received and registered.
18/08	43 Fowlemere Road HEYDON.	33	Enforcement action authorised by Planning Committee on 2 <sup>nd</sup> July 2008. File submitted to legal. Enforcement Notice issued 11 <sup>th</sup> November 2008 3 Months compliance period - Appealed. Appeal allowed and planning permission granted 28 <sup>th</sup> August 2009 – Remove from active list.
10/08	Elizabeth House High Street HORNINGSEA	33	Enforcement Notice issued – Appealed. Appeal allowed in part. Compliance period three months i.e. by 27 <sup>th</sup> August 2009. Property has changed hands new owner unaware of legal obligation, and has requested additional time to comply.

Ref No	Location	See Page No. for full update	Remarks
11/08	5 Home Farm 89 High Street HARSTON	34	Listed Building Enforcement Notice issued – Appealed. Appeal dismissed.
12/08	Plot 4 Moor Drove HISTON	34	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 <sup>th</sup> June 2009 Conditions to be monitored.
13/08	49 High Street MELBOURN	34-35	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 9 <sup>th</sup> July 2009. Male Defendant ejected from court, case adjourned until 23 <sup>rd</sup> July 2009. Both Defendants found guilty at Cambridge Magistrates Court, and fined £1000 each with costs totalling £520.
14/08	26 Granhams Road GREAT SHELFORD	35	Enforcement Notice issued Appealed. Appeal dismissed – Compliance to be monitored. Enforcement Notice complied with – Remove from active list.
01/09	82 High Street GREAT ABINGTON	35	Listed Building Enforcement Notice no 3342 issued 6 <sup>th</sup> 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.
04/09	1 Hinton Way GREAT SHELFORD	36	Enforcement Notice issued for unauthorised siting of a steel storage container – Compliance date 12 <sup>th</sup> July 2009. Appealed.

Ref No	Location	See Page No. for full update	Remarks
06/09	16a Norman Way Industrial Units OVER	36	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.
07/09	163 High Street SAWSTON	36	Listed Building Enforcement Notice issued for dismantling and removal works without authorisation. Appealed.
09/09	White Horse Public House 12 Greenside WATERBEACH	36	Enforcement Notice issued in respect of an unauthorised smoking shelter. Appealed. Appeal not allowed – Out of time, discussions continue.
10/09	8 Hardy Close LONGSTANTON	37	Enforcement Notice issued in respect of a change of use – Compliance period three months i.e. by 1 <sup>st</sup> October 2009.
12/09	6 Cottenham Road HISTON	37	Enforcement Notice issued in respect of breaches of control – Compliance period six months i.e. by 30 <sup>th</sup> March 2010. Appeal submitted.
16/09	The Barn, Chesterton Fen Road MILTON	37	Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 6 <sup>th</sup> February 2010.
17/09	80 High Street, MELBOURN	38	Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 5 <sup>th</sup> April 2010.



**ENFORCEMENT ACTION**

**PROGRESS REPORT – 7th OCTOBER 2009**

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>18/98</b> B/1/45/20 Mobile Home Site Setchell Drove COTTENHAM</p>	<p>A. Stationing of caravans without planning permission.</p> <p>B. Unauthorised building works.</p> <p>C. Unauthorised Engineering works</p>	<p>Planning Committee 1<sup>st</sup> July 1998 - Item 26.</p> <p>Members gave delegated authority to take Enforcement Action in respect of those breaches of planning control, which could not be regularised by the submission of a planning application or resolved by negotiation.</p>	<p><b>2.7.2003</b> On 9<sup>th</sup> April the owners of Plots 7, 7A and 10 appeared before Cambridge Magistrates Court. They were each fined £200 with £45 costs. An appeal was made against the refusal of planning permission for the retention of a day room on Plot 10 S/0024/03 refers but the appeal has now been withdrawn. The owners of Plots 7, 7A and 10 have moved off the site and Plots 7 and 10 are now occupied. Planning Contravention Notices have been issued to establish details of ownership before commencing further proceedings.</p> <p><b>1.10.2003</b> The owners of Plots 7 and 10 have been reported for being in breach of Enforcement Notices. Prosecution file being submitted to Legal Office. Owner of Plot 7A not identified. Enquiries continue.</p> <p><b>7.1.2004</b> Prosecution file submitted to Legal Office for Plots 7 and 10. Enquiries continue concerning Plot 7A..</p> <p><b>7.4.2004</b> Prosecution files submitted for oversize buildings on Plots 7 &amp;10</p> <p><b>7.7.2004</b> Cases listed at Cambridge Magistrates Court for 30<sup>th</sup> June 2004.</p> <p><b>6.10.2004</b> Cases listed for plots 7 and 10 at Cambridge Magistrates Court on 29<sup>th</sup> September 2004.Resolved to take Direct Action for breach of extant Enforcement Notices to the rear of plots 2 to 8 Setchel Drove.</p>

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			<p><b>5.1.2005</b> Prosecution for plot 7 discontinued due to change of ownership. Prosecution for plot 10 adjourned to 6<sup>th</sup> January 2005. Legal representations being considered concerning direct action.</p> <p><b>6.7.2005</b> Prosecution adjourned to 5<sup>th</sup> August 2005 at Cambridge Magistrates Court. Planning application S/0066/05/F not determined.</p> <p><b>5.10 2005</b> Case adjourned to 20<sup>th</sup> October 2005.</p> <p><b>4.1.2006</b> Defendant of Plot 10 appeared before Cambridge Magistrates Court on 20<sup>th</sup> October. Pleaded guilty, given Conditional Discharge for 3 years. Awarded costs of £640.</p> <p><b>4.10.2006</b> Variation of condition 2 of planning application S/0416/06/F refused. Awaiting appeal. Plots 7 and 7A not currently occupied.</p> <p><b>10.1.2007</b> Further investigations required in respect of Four Winds and plots 7, 7A and 10.</p> <p><b>4.4.2007</b> Plot 7, 7A and Four Winds unoccupied. Plot 10 Appeal pending.</p> <p><b>4.7.2007</b> No Change.</p>

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			<p><b>3.10.2007</b> Plots 7, 7A and Four Winds being monitored. Plot 10 allowed on appeal on 20<sup>th</sup> August 2007. Remove plot 10 from active list.</p> <p><b>9.1.2008</b> No change</p> <p><b>2.4.2008</b> No change</p> <p><b>2.7.2008</b> No change</p> <p><b>1.10.2008</b> No change</p> <p><b>14.01.2009</b> No Change</p> <p><b>1.04.2009</b> No change</p> <p><b>1.07.2009</b> No Change</p> <p><b>7.10.2009</b> No Change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>34/98</b> B/1/45/72 and S/0133/97/O Camside Farm Chesterton Fen Road MILTON</p>	<p>Without planning permission the stationing of two mobile homes for residential use.</p>	<p>Planning Committee 2<sup>nd</sup> December 1998 - Item 20</p> <p>Members authorised</p> <ol style="list-style-type: none"> <li>1. To seek an injunction.</li> <li>2. To issue an Enforcement Notice if the application for an injunction was refused.</li> <li>3. A Period of three months to comply with any Enforcement Notice issued.</li> <li>4. That in the event of failure to comply with the Notice and subject to they're being no material change in circumstances proceedings is taken in the Magistrates Court.</li> </ol>	<p>The necessary information and documentation to seek an injunction is currently being processed.</p> <p>Letters of intended actions served upon contraveners, who subsequently submitted a planning application to retain the two mobile homes and also an application for a Lawful Development Certificate alleging lawful use of the two mobile homes as bedroom use only. Injunctive action held pending determination of the above applications.</p> <p>On advice from the Legal department an Enforcement Notice was issued under reference E342 8<sup>th</sup> June 1999 requiring (a) removal of the mobile homes from the site together with ancillary works, (b) cease to use the land as a general dealers yard, (c) restore the land to its condition before the breaches of planning control took place, (d) use the land only for agriculture and paddock with stables as before. The Notice took effect on 15<sup>th</sup> July 1999 and has a compliance period of 6 months.</p> <p>The Enforcement Notice has been appealed. The site is also part of the general review of travellers' accommodation in the Chesterton Fen Road area.</p> <p>The outcome of the appeal against the Enforcement Notice is awaited.</p> <p>The appeal was dismissed 10<sup>th</sup> January 2000 with the compliance period being varied to 9 months (10<sup>th</sup> October 2000).</p> <p><b>5.7.2000</b> Compliance period ends 10<sup>th</sup> October 2000.</p> <p><b>4.10.2000</b> Still within the period before compliance which ends 10<sup>th</sup> October 2000.</p>

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			<p><b>3.1.2001</b> Arrangements were made to formally interview two of the appellants 8<sup>th</sup> December 2000 at these offices, and both attended together with their Counsel and Solicitor. On the advice of their legal advisers both declined a formal interview, with their Counsel agreeing to write to our Head of Legal Services by the end of January 2001 listing those issues his clients wished to be considered in connection with any intended prosecution. Counsel indicated that the Human Rights Act 2000 would feature greatly in his submissions.</p> <p><b>2.5.2001</b> Summonses returnable to Cambridge Magistrates Court 16<sup>th</sup> May 2001 were served 18<sup>th</sup> April 2001.</p> <p><b>4.7.2001</b> A plea of not guilty was entered at Cambridge Magistrates Court 8<sup>th</sup> June 2001 and the case committed to Crown Court for trial, and will be listed in due course.</p> <p><b>3.10.2001</b> A pre-trial hearing scheduled for 23<sup>rd</sup> September 2001.</p> <p><b>2.1.2002</b> The case has been adjourned by Judge Howarth, generally, until the outcome of another case dealing with a human rights point, which the defendant's Counsel asserts, has a bearing on the Webb's liability. Likely to be several months.</p> <p><b>3.4.2002</b> The outcome of the case referred to at 2.01.2002 is still awaited.</p> <p><b>3.7.2002</b> The trial has now been fixed for November. It is expected that the first day will be to hear legal arguments, followed by a further five days.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>2.10.2002</b> Trial still pending.</p> <p><b>8.1.2003</b> On 8<sup>th</sup> November 2002 the defendants appeared before Norwich Crown Court. They pleaded guilty and were fined as follows:</p> <p>A Webb (Senior) fined £3,500, costs £1,500, 2 months imprisonment in default of payment of fines. A Webb fined £1,000, £1,500 costs. M Webb fined £1,000, £1,500 costs.</p> <p>A letter has been sent by the Legal Office to the defendant's legal representative informing them that a further site visit will be made on 10<sup>th</sup> February 2003. If the Enforcement Notice has not been complied with consideration will be given to further prosecutions.</p> <p><b>2.4.2003</b> A further summons has been issued for breach of the Enforcement Notice. Case listed at Cambridge Magistrates Court 30<sup>th</sup> April 2003.</p> <p><b>2.7.2003</b> Case adjourned to 18<sup>th</sup> June 2003. A verbal update will be given.</p> <p><b>1.10.2003</b> Case adjourned to November.</p> <p><b>7.1.2004</b> On 11<sup>th</sup> November 2003 the defendants appeared before Cambridge Crown Court. They pleaded guilty and were convicted as follows:</p>

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			<p>A Webb (Senior) – Conditional Discharge for 2 years.</p> <p>A Webb – Fined £2,500  M Webb – Fined £2,500  Costs of £3,000 were awarded. A planning application S/2285/03/F has been submitted, which if approved, would allow the defendants to move the mobile homes subject of the Enforcement Notice to the new site.</p> <p>The situation will be monitored and a timescale agreed once the planning application has been determined.</p> <p><b>7.4.2004</b>  Awaiting determination of planning application S/2285/03/F.</p> <p><b>7.7.2004</b>  No change.</p> <p><b>6.10.2004</b>  Planning application S/2285/03/F approved on 16<sup>th</sup> August 2004. Conditions have been imposed which are subject of further consultation.</p> <p><b>5.1.2005</b>  Negotiations continue.</p> <p><b>6.4.2005</b>  Waiting for response to meeting held on 14<sup>th</sup> March 2005.</p> <p><b>6.7.2005</b>  Legal Office requested to proceed with further prosecution.</p> <p><b>5.10.2005</b>  Furth</p>

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			<p><b>4.1.2006</b> Development of authorised site being monitored as owners is expected to move onto the authorised site.</p> <p><b>5.4.2006</b> No change.</p> <p><b>5.7.2006</b> No change.</p> <p><b>4.10.2006</b> Compliance period extended to 1<sup>st</sup> November 2006.</p> <p><b>10.1.2007</b> Prosecution file to be submitted to Legal Office.</p> <p><b>4.4.2007</b> Prosecution file submitted to Legal Office.</p> <p><b>4.7.2007</b> Three defendants appeared before Cambridge Magistrates Court on 15<sup>th</sup> May 2007. Each given a conditional discharge for 18 months with £200 costs.</p> <p><b>3.10.2007</b> Await determination of planning application S/1653/07/F as defendants indicate their intention to move to the site at Southgate Farm, Fen Road, Chesterton if application is approved.</p> <p><b>9.1.2008</b> No change</p> <p><b>2.4.2008</b> No change</p>



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			<p><b>2.7.2008</b> No change</p> <p><b>1.10.2008</b> Planning permission S/1653/07/f approved 12<sup>th</sup> August 2008 Site visit to be made after the 15<sup>th</sup> November 2008 to confirm compliance.</p> <p><b>14.01.2009</b> Letter received from defendants Solicitors regarding current circumstances – File submitted to Legal for opinion.</p> <p><b>1.04.2009</b> Defendant's circumstances remain unchanged, Legal Officer informed of latest position.</p> <p><b>1.07.2009</b> No change</p> <p><b>7.10.2009</b> No change</p>
<p><b>10/03</b> Plot 12 Victoria View Smithy Fen COTTENHAM</p>	<p>Material change of use of land as a residential caravans site ancillary provision of drains and construction of access and hardstandings</p>	<p>Delegate authority to take enforcement action. Reported to Development and Conservation Control Committee 2<sup>nd</sup> April 2003 – Item 9. Stop Notice E353N issued 19<sup>th</sup> May 2003 took effect on 25<sup>th</sup> May 2003. Enforcement Notice E353N issued 19<sup>th</sup> May 2003 took effect on 30<sup>th</sup> June 2003.</p>	<p><b>2.7.2003</b> Enforcement Notice appealed. Stop Notice not complied with. Prosecution file being prepared.</p> <p><b>1.10.2003</b> Planning application S/1020/03/F refused 26<sup>th</sup> June 2003. Appeal against refusal of planning permission and Enforcement Notice. Hearing on 4<sup>th</sup> November 2003.</p> <p><b>7.1.2004</b> Hearing moved to 29<sup>th</sup> January 2004.</p> <p><b>7.4.2004</b> Appeal allowed. Legal to update about possible legal grounds to challenge Planning Inspector's decision.</p>

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			<p><b>7.7.2004</b> Subject of an appeal by the Council to the High Court against the Planning Inspector's decision.</p> <p><b>6.10.2004</b> Subject to a Judicial Review. No date fixed.</p> <p><b>5.1.2005</b> Awaiting outcome of appeal.</p> <p><b>6.4.2005</b> Case to be re-determined by the Planning Inspectorate. Date not yet fixed for hearing.</p> <p><b>6.7.2005</b> Public inquiry listed for 12<sup>th</sup> July 2005.</p> <p><b>5.10.2005</b> Awaiting appeal decision</p> <p><b>4.1.2006</b> Appeal dismissed. Enforcement Notice took effect on 7<sup>th</sup> December 2006.</p> <p><b>5.4.2006</b> Subject of an appeal to the High Court against the Planning Inspector decision.</p> <p><b>5.7.2006</b> No change.</p> <p><b>4.10.2006</b> No change.</p>

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			<p><b>10.1.2007</b> Awaiting decision of appeal to the High Court.</p> <p><b>4.4.2007</b> Appeal to the High Court dismissed. Proceeding with application for injunction.</p> <p><b>4.7.2007</b> No Change.</p> <p><b>3.10.2007</b> Site being monitored. Not currently proceeding with any legal action as a result of decision by Planning Sub-Committee on 18<sup>th</sup> June and 3<sup>rd</sup> August 2007. Authority given to take direct action.</p> <p><b>9.1.2008</b> No change</p> <p><b>2.4.2008</b> No change</p> <p><b>2.7.2008</b> No change</p> <p><b>1.10.2008</b> No change</p> <p><b>14.01.2009</b> No change</p> <p><b>1.04.2009</b> No change</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.07.2009</b> Further assessment of the 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><b>7.10.2009</b> No change</p>
<p><b>15/03</b> B/1/45/20 Plots 1 to 11 Victoria View Land to rear of Plots 3, 4 and 5 Setchel Drove COTTENHAM</p>	<p>Material change of use of land as a residential caravan site.</p>	<p>Breach of Planning Enforcement Notices E353B, E353C and E353D issued 9<sup>th</sup> June 1999.</p> <p>Enforcement Notice E498 issued on 7<sup>th</sup> February 2005 requires the following:</p> <ol style="list-style-type: none"> <li>1. Cease the use of the site for the stationing of residential caravans.</li> <li>2. Remove the caravans, sheds and ancillary structures from the site.</li> <li>3. Remove the hard surfacing.</li> <li>4. Rip up and break up the ground of the site.</li> <li>5. Cease to use the access used for the purposes of accessing the site for the use of stationing residential caravans.</li> </ol>	<p><b>1.10.2003</b> File submitted to Legal Office for breach of Enforcement Notices.</p> <p><b>7.1.2004</b> No change.</p> <p><b>7.4.2004</b> No change.</p> <p><b>7.7.2004</b> Site now known as Victoria View. Planning application S/0761/04/F currently being determined.</p> <p>Injunction issued 4<sup>th</sup> May 2004, which took effect on 4<sup>th</sup> June 2004.</p> <p>Restrained further hardcore being deposited on the site and required the removal of hardcore from plots 2, 5, 6, 9 and 10. It also restrained further caravans, mobile homes onto the site.</p> <p>A site visit on 4<sup>th</sup> June confirmed that there was a breach of the injunction committal proceedings listed at Cambridge County Court on 16<sup>th</sup> July. Legal Officer will give an update.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>6.10.2004</b> Resolved to ensure compliance by means of direct action and prosecution. Summons issued listed for hearing at Cambridge Magistrates Court on 29<sup>th</sup> September 2004</p> <p><b>5.1.2005</b> Subject of a Judicial Review. Update to be given by the Legal Officer.</p> <p><b>6.4.2005</b> Judicial review withdrawn. Enforcement Notice E498 issued on 7<sup>th</sup> February 2005. Enforcement Notice appealed. Date not yet fixed.</p> <p><b>6.7.2005</b> Public inquiry for 12<sup>th</sup> July 2005.</p> <p><b>5.10.2005</b> Awaiting appeal decision</p> <p><b>4.1.2006</b> Appeal dismissed. Enforcement Notice took effect on 7<sup>th</sup> December 2006.</p> <p><b>5.4.2006</b> Subject to an appeal to the High Court against the Planning Inspectors decision.</p> <p><b>5.7.2006</b> No change.</p> <p><b>4.10.2006</b> No change</p> <p><b>10.1.2007</b> Awaiting decision of an appeal to the High Court.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>4.4.2007</b> Appeal to the High Court dismissed. Proceeding with application for injunction.</p> <p><b>4.7.2007</b> No Change.</p> <p><b>3.10.2007</b> Injunction issued. Listed for a hearing in the High Court on 19<sup>th</sup> November 2007.</p> <p><b>9.1.2008</b> Verbal update to be given.</p> <p><b>2.4.2008</b> Compliance date for injunction 21<sup>st</sup> March 2008.</p> <p><b>2.7 2008</b> High Court appeal listed for autumn 2008</p> <p><b>1.10.2008</b> No change</p> <p><b>14.01.2009</b> Dismissed by the Court of Appeal 28<sup>th</sup> October 2008 – Injunction application stayed until the 2<sup>nd</sup> January 2009</p> <p><b>1.04.2009</b> 9<sup>th</sup> March 2009 Appeal to the House of Lords dismissed as it does not raise an arguable point of Law in general public importance. Committal hearing 13<sup>th</sup> March 2009 adjourned for 2 weeks as a result of the defendants failing to appear in court and being unrepresented.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.07.2009</b> 27<sup>th</sup> March 2009 Committal hearing found against the occupants and issued 4 arrest warrants, 6 suspended prison sentences and amended the injunction to allow the defendants 28 days to remove the three static caravans remaining on site. The deadline has now passed and authority has been given by the planning sub-committee to take direct action to remove the three static caravans that still remain on site and bund the area to prevent further unauthorised occupation.</p> <p><b>7.10.2009</b> Direct action implemented 12<sup>th</sup> August 2009 – Static caravans removed from site and area cleared. Land now protected by an earth bund and will be monitored.</p>
<p><b>19/03</b> B/1/45/51 &amp; S/2230/03/F Land adjacent to Moor Drove Cottenham Road HISTON</p>	<p>Without planning permission carrying out operational development by the laying of hardcore roadways and septic tanks on the site.</p>	<p>Delegated authority to take Stop and Enforcement action. Stop Notice E502 issued 11<sup>th</sup> December 2003 to take effect on 15<sup>th</sup> December 2003. Enforcement Notice E502 issued 11<sup>th</sup> December 2003 to take effect on 12<sup>th</sup> January 2004. Compliance period 3 months. Injunction issued 19<sup>th</sup> December 2003.</p>	<p><b>7.1.2004</b> Stop and Enforcement Notices issued.</p> <p><b>7.4.2004</b> Enforcement Notices and refusal of planning permission appealed. Public Inquiry arranged for 10<sup>th</sup> August.</p> <p><b>7.7.2004</b> No change.</p> <p><b>6.10.2004</b> Appeal Inquiry adjourned on 10<sup>th</sup> August to 14<sup>th</sup> December 2004.</p> <p><b>5.1.2005</b> No change.</p> <p><b>6.4.2005</b> Appeal hearing adjourned until 14<sup>th</sup> April 2005.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>6.7.2005</b> Awaiting appeal decision</p> <p><b>5.10.2005</b> Appeal dismissed 2<sup>nd</sup> August 2005. An appeal is being made to the High Court.</p> <p><b>4.1.2006</b> No change.</p> <p><b>5.4.2006</b> Appeal dismissed. Currently considering options for dealing with the breach of the Enforcement Notice.</p> <p><b>5.7.2006</b> Planning application S/0647/06/F - withdrawn.</p> <p><b>4.10.2006</b> No change.</p> <p><b>10.1.2007</b> Proceeding with injunctive action.</p> <p><b>4.4.2007</b> No change.</p> <p><b>4.7.2007</b> No Change</p> <p><b>3.10.2007</b> Case listed for a hearing in the High Court in October 2007.</p> <p><b>9.1.2008</b> Case adjourned now listed for hearing in February.</p>



CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>2.4.2008</b> Hearing at High Court concluded on 22nd February 2008. Awaiting Decision.</p> <p><b>2.7.2008</b> Application for injunction in the High Court refused by The Hon. Mr Justice Plender on the basis that granting of an injunction would be disproportionate whilst there remains a 'real prospect' of the planning position being regularised by the appeal process that is currently in hand. Planning Appeal listed for 8 July2008.</p> <p><b>1.10.2008</b> Appeal allowed – Planning conditions to be monitored.</p> <p><b>14.01.2009</b> All schemes required as part of the planning conditions have been submitted within timescale.</p> <p><b>1.04.2009</b> No change</p> <p><b>1.07.2009</b> The planning officer has requested further information in order that the schemes relating to conditions can be discharged.</p> <p><b>7.10.2009</b> No change</p>
<p><b>9/04</b> B/1/45/88 Land adj Cow Fen Drove SWAVESEY</p>	<p>1. Stationing of caravans for residential use without planning permission.</p>	<p>Delegated Authority. Stop Notice and Enforcement Notice E485B issued 17<sup>th</sup> August 2004. Stop Notice for residential use of caravans took effect on 7<sup>th</sup> September 2004.</p>	<p><b>6.10.2004</b> Verbal update to be given.</p> <p><b>5.1.2005</b> Enforcement Notice appealed.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
	<p>2. Unauthorised erection of a temporary stable.</p> <p>3. Material change of use of land for breeding dogs.</p>	<p>Enforcement Notice E485A issued 17<sup>th</sup> August 2004.</p> <p>The following took effect on 17<sup>th</sup> September 2004:</p> <ol style="list-style-type: none"> <li>1. To cease to bring any further caravans onto the land.</li> <li>2. Not to replace any caravan removed from the land.</li> <li>3. To cease to bring any further vehicles not associated with agriculture or items ancillary thereto onto the land.</li> <li>4. Not to replace vehicles not associated with agriculture to be removed from the land.</li> <li>5. Cease the use of the land for the stationing of residential caravans.</li> <li>6. Remove all unauthorized caravans from the land and any associated work.</li> </ol> <p>The following took place on 17<sup>th</sup> December 2004:</p> <ol style="list-style-type: none"> <li>7. Ceased to use the land for the stationing of vehicles not associated with agriculture and any commercial activity concerning the breeding of dogs.</li> </ol>	<p><b>6.4.2005</b> Awaiting outcome of appeal.</p> <p><b>6.7.2005</b> No change.</p> <p><b>5.10.2005</b> Appeal dismissed. Compliance date for 1, 2, 3 and 4 - 22<sup>nd</sup> July 2005. 5, 6, 7 and 8 - 22<sup>nd</sup> October 2005.</p> <p><b>4.1.2006</b> Prosecution file submitted to Legal Office for breach of enforcement notice.</p> <p><b>5.4.2006</b> Defendants appeared before Cambridge Magistrates Court on 9<sup>th</sup> March and were given a conditional discharge for 2 years and costs awarded of £400. Further prosecution being considered.</p> <p><b>5.7.2006</b> Further proceedings commenced. Case adjourned on 8<sup>th</sup> June to 6<sup>th</sup> July. Warrant issued for the arrest of the defendant (backed for bail).</p> <p><b>4.10.2006</b> Defendants pleaded guilty at Cambridge Magistrates Court on August and each was fined £1000 with costs of £951.62. A letter has been sent to the defendants legal representative giving them 28 days to resolve the matter.</p> <p><b>10.1.2007</b> Further prosecution file submitted to Legal Office.</p> <p><b>4.4.2007</b> Case listed at Cambridge Magistrates Court for 26<sup>th</sup> April 2007.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
		<p>8. Removed from the land any vehicles not connected with agriculture.</p>	<p><b>4.7.2007</b> Case adjourned on 26<sup>th</sup> April 2007 to 2pm on 5<sup>th</sup> July.</p> <p><b>3.10.2007</b> Unauthorised stables removed. Case adjourned on 16<sup>th</sup> August 2007 to 11<sup>th</sup> October 2007.</p> <p><b>9.1.2008</b> Case adjourned to 2pm on 10<sup>th</sup> January 2008.</p> <p><b>2.4.2008</b> Defendants appeared before Cambridge Magistrates Court on 10<sup>th</sup> January 2008. Fined a total of £1400 with £400 costs. Injunctive action currently being considered by Legal.</p> <p><b>2.7.2008</b> No change.</p> <p><b>1.10.2008</b> Refusal of planning permission S/1823/07/F and S/1834/07/F appealed.</p> <p><b>14.01.2009</b> Hearing date listed for 6<sup>th</sup> January 2009</p> <p><b>1.04.2009</b> Planning appeal for S/1834/07/F (Appeal A) allowed subject to conditions. Planning appeal for S/1823/07/F (Appeal B) dismissed for the provision of a static /mobile home. Failure by the appellants to confirm details within a prescribed time frame for cessation of the residential occupation and removal of the caravan and any other vehicles used in connection with residential occupancy. A file has been submitted to the Legal Officer to issue an Injunction in the High Court pursuant to section 187B of the Town &amp; Country Planning Act 1990.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.07.2009</b> Defendants currently in discussions/ negotiations with housing and legal departments to comply with cessation of residential use at the premises.</p> <p><b>7.10.2009</b> Negotiations have failed to provide an acceptable solution. Legal Officer to pursue Injunctive action.</p>
<p><b>13/05</b> B1/45/20 Plots 5,5a, 6, 10 &amp; 11 Orchard Drive COTTENHAM</p>	<p>Stationing of Caravans without permission</p>	<p>Delegated authority given to take enforcement action. Enforcement Notices E506A to E506E inc. issued on 22<sup>nd</sup> June 2005 to take effect on 31<sup>st</sup> July 2005. Compliance period 3 months.</p>	<p><b>5.10.2005</b> Appeal dismissed. Compliance date 30<sup>th</sup> September 2005. Enforcement Notices E506A to E506E inc. appealed.</p> <p><b>4.1.2006</b> No change.</p> <p><b>5.4.2006</b> No change.</p> <p><b>5.7.2006</b> Plot 5 Appealed dismissed 4<sup>th</sup> May 2006. Compliance date 4<sup>th</sup> August 2006. Plots 5A, 6 and 10 appeals dismissed 8<sup>th</sup> June 2006. Compliance date 8<sup>th</sup> September. Plot 11 Appeal withdrawn. Compliance date 8<sup>th</sup> September 2006.</p> <p><b>4.10.2006</b> Planning applications S/1631/06/F submitted. Await outcome.</p> <p><b>10.1.2007</b> No change.</p> <p><b>4.4.2007</b> Planning application S/1631/06/F to be determined.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>4.7.2007</b> Planning application S/1631/06/F refused on 19<sup>th</sup> April 2007. Preparing application for an injunction.</p> <p><b>3.10.2007</b> Refusal of planning application S/1631/06/F appealed.</p> <p><b>9.1.2008</b> Planning inquiry listed for 15<sup>th</sup> January 2008.</p> <p><b>2.4.2008</b> Planning inquiry listed for 11<sup>th</sup> March 2008. Adjourned for appeal to be dealt with by written representations.</p> <p><b>2.7.2008</b> Appeal dismissed 2<sup>nd</sup> June 2008. Report to be considered by Planning Sub Committee.</p> <p><b>1.10.2008</b> No change.</p> <p><b>14.01.2009</b> No change.</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> No change.</p> <p><b>7.10.2009</b> No change</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>18/05</b> Land off Schole Road (known as Cadwin Lane) WILLINGHAM</p>	<p>Unauthorised caravans on land subject of extant enforcement notices E104 issued on 22<sup>nd</sup> February 1991 and E104A issued on 10<sup>th</sup> June 1991.</p>		<p><b>5.10.2005</b> Information being obtained about the occupants of the site. 3 plots currently occupied. Planning application S/1653/05/F and S/1654/05/F received</p> <p><b>4.1.2006</b> No change.</p> <p><b>5.4.2006</b> No change</p> <p><b>5.7.2006</b> Further planning application received (S/0788/06/F).</p> <p><b>4.10.2006</b> Planning application to be considered.</p> <p><b>10.1.2007</b> Three years temporary planning permissions granted for 3 plots S/1653/05/F, S/1654/05/F and S/0788/06/F refer. Injunction granted on 18<sup>th</sup> November restricting development on plots 3 and 4.</p> <p><b>4.4.2007</b> Planning application S/2330/06/F to be determined for plot 5.</p> <p><b>4.7.2007</b> No Change.</p> <p><b>3.10.2007</b> No Change.</p> <p><b>9.1.2008</b> No change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>2.4.2008</b> No change.</p> <p><b>2.7.2008</b> No change.</p> <p><b>1.10.2008</b> No change.</p> <p><b>14.01.2009</b> Three-year temporary consent approved for plot 5. Plots 3 &amp; 4 continue to be monitored.</p> <p><b>1.04.2009</b> Plot 3 occupied in breach of injunction – 27<sup>th</sup> February 2009 defendant appeared in the High Court and was found guilty and ordered to remove the unauthorised caravan and dayroom within 28 days. Situation being monitored.</p> <p>Planning application S /1919/08/F submitted for plot 3. Planning permission refused 10<sup>th</sup> February 2009. Decision appealed</p> <p><b>1.07.2009</b> Successful High Court application made to vary the injunction to allow occupation of the land until the outcome of the planning appeal. Appeal hearing date set for the 29<sup>th</sup> July 2009.</p> <p><b>7.10.2009</b> Appeal successful, three year temporary consent granted – Costs awarded against SCDC.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>4/06</b> B/1/45/20 S/2227/04/F Land off Water Lane (Plot 15) Smithy Fen COTTENHAM</p>	<p>Material change of use of land to a residential caravan Site and the provision of hardstandings</p>	<p>Development and Conservation Control Committee on 4<sup>th</sup> January 2006 item 14 injunctive and Members authorised Enforcement Action for the removal of mobile homes, caravans, day room and hardstandings. Compliance period 12 months.</p>	<p><b>5.4.2006</b> File submitted to the Legal Office for the issue of an Enforcement Notice.</p> <p><b>5.7.2006</b> Enforcement Notice E536 issued 11<sup>th</sup> April 2006. Enforcement Notice appealed.</p> <p><b>4.10.2006</b> No change.</p> <p><b>10.1.2007</b> Appeal due to be heard on 3<sup>rd</sup> January 2007.</p> <p><b>4.4.2007</b> Appeal dismissed on 29<sup>th</sup> January 2007. Compliance date 28<sup>th</sup> January 2008.</p> <p><b>4.7.2007</b> No Change.</p> <p><b>3.10.2007</b> No Change.</p> <p><b>9.1.2008</b> No change.</p> <p><b>2.4.2008</b> Enforcement Notice not complied with. Legal options currently being considered.</p> <p><b>2.7.2008</b> Application being made for an injunction.</p> <p><b>1.10.2008</b> File submitted for an application for an injunction.</p>



CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>14.01.2009</b> No change.</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> No Change.</p> <p><b>7.10.2009</b> No change</p>
<p><b>8/06</b> B/1/45/70 S/2006/06/F 1 London Way Clunchpits MELBOURN</p>	<p>Materials change of use of land for use as a builder's yard.</p>	<p>Development and Conservation Committee on 7<sup>th</sup> December 2005 item 16. Members authorised Enforcement Action for the unauthorised use to cease and for the removal of unauthorised structures hardstandings and storage containers.</p>	<p><b>5.4.2006</b> File submitted to the Legal Office for the issue of an Enforcement Notice.</p> <p><b>5.7.2006</b> Enforcement Notice E527 issued 7<sup>th</sup> April 2006. Enforcement Notice appealed.</p> <p><b>4.10.2006</b> No change.</p> <p><b>10.1.2007</b> Appeal being heard on 9<sup>th</sup> January 2007.</p> <p><b>4.4.2007</b> Appeal allowed in part and dismissed in part. Compliance date 22<sup>nd</sup> August 2007.</p> <p><b>4.7.2007</b> No Change</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>3.10.2007</b> Site visit being made to verify compliance.</p> <p><b>9.1.2008</b> No change.</p> <p><b>2.4.2008</b> Notice complied with in part. Negotiations continue.</p> <p><b>2.7.2008</b> No change.</p> <p><b>1.10.2008</b> No change.</p> <p><b>14.01.2009</b> Landscaping scheme now approved. Highways &amp; Environmental Health issues reviewed on site. Findings to be published shortly.</p> <p><b>1.04.2009</b> No change, findings still to be published.</p> <p><b>1.07.2009</b> No change, findings still to be published.</p> <p><b>7.10.2009</b> No change</p>
<p><b>12/06</b> B1/45/20 Unit J Broad Lane COTTENHAM</p>	<p>Unauthorised air conditioning units and flue stacks</p>	<p>Delegated authority to proceed with Enforcement Action for the removal of the units and flue stacks.</p>	<p><b>4.10.2006</b> Enforcement Notice 1477 Issued On 30<sup>th</sup> June 2006. Notice Took effect on 4<sup>th</sup> August 2006. Compliance Period 4 Months.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>10.1.2007</b> Site Visit To Be Made After 4<sup>th</sup> December 2006.</p> <p><b>4.4.2007</b> Enforcement Notice not complied with. Site is subject of other issues involving Environmental Health and Legal.</p> <p><b>4.7.2007</b> Planning application S/1048/07/F being considered.</p> <p><b>3.10.2007</b> Case listed at Cambridge Magistrates Court on 20<sup>th</sup> September for breach of the Enforcement Notice.</p> <p><b>9.1.2008</b> Case adjourned to 10<sup>th</sup> January 2008.</p> <p><b>2.4.2008</b> Planning application S/1048/07/F refused. At Cambridge Magistrates Court on 10<sup>th</sup> January 2008 the defendant was fined £1000 for the breaching of the Enforcement Notice and £500 for the Breach of the Condition with costs of £300. A further prosecution file has been submitted to Legal. A new planning application has been registered (S/0334/08/F).</p> <p><b>2.7.2008</b> Planning application S/0334/08/F refused and Appeal lodged.</p> <p>At Cambridge Magistrates Court on 29<sup>th</sup> May 2008 the defendant was fined a further £1,000 for breach of Enforcement Notice and £500 for Breach of Condition with costs of £300.</p> <p>Legal options currently being considered.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.10.2008</b> Planning application S/1017/08/F refused at Planning Committee 3<sup>rd</sup> September 2008.</p> <p><b>14.01.2009</b> Appeal inquiry date 2<sup>nd</sup> &amp; 3<sup>rd</sup> December 2008 – Waiting decision.</p> <p><b>1.04.2009</b> Appeal allowed 26<sup>th</sup> January 2009 Conditions to be monitored.</p> <p><b>1.07.2009</b> No change.</p> <p><b>7.10.2009</b> No Change</p>
<p><b>7/07</b> B/1/45/8 The Drift Cambridge Road BARTON</p>	<p>Material change of use of land for manufacturing storage and commercial distribution of paving slabs and the erection of two buildings.</p>	<p>Enforcement Notice 2115 issued 14<sup>th</sup> May 2007. Took effect on 15<sup>th</sup> June 2007. Compliance period 6 months.</p>	<p><b>4.7.2007</b> Enforcement Notice appealed.</p> <p><b>9.1.2008</b> No change.</p> <p><b>2.4.2008</b> No change.</p> <p><b>2.7.2008</b> Appeal dismissed 1<sup>st</sup> April 2008 Compliance date 1<sup>st</sup> October 2008</p> <p><b>1.10.2008</b> No change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>14.01.2009</b> Partial compliance. Discussions continue</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> No change.</p> <p><b>7.10.2009</b> No change</p>
<p><b>12/07</b> B/1/45/99 117 Duxford Road WHITTLESFORD</p>	<p>Unauthorised wall, fence, gate and brick pillars.</p>	<p>Planning Committee authorised Enforcement Action. Enforcement Notice 2673 issued 23<sup>rd</sup> August 2007. Enforcement Notice appealed.</p>	<p><b>9.1.2008</b> No change.</p> <p><b>2.4.2008</b> Appeal dismissed. Enforcement Notice took effect on 3<sup>rd</sup> March 2008. Planning application S/0360/08/F to be determined.</p> <p><b>2.7.2008</b> Planning application S/0360/08/F approved 25<sup>th</sup> April 2008 Monitoring planning conditions.</p> <p><b>1.10.2008</b> No change</p> <p><b>14.01.2009</b> Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10<sup>th</sup> 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.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.04.2009</b> Discussions currently in progress regarding a fresh application.</p> <p><b>1.07.2009</b> Further appeal submitted</p> <p><b>7.10.2009</b> No change</p>
<p><b>16/07</b> 38 Silver Street WILLINGHAM</p>	<p>Unauthorised work on Listed building.</p>	<p>Delegated Authority. Enforcement Notice 2680 issued 28<sup>th</sup> September 2007. Compliance period 6 months.</p>	<p><b>2.4.2008</b> At Cambridge Magistrates Court on 10th January 2008 the owner was fined £10,000 for unauthorised works. A Listed building planning application S/0192/08/LB has been submitted which complies with part of the Enforcement Notice. The site is now being monitored.</p> <p><b>2.7.2008</b> No change.</p> <p><b>1.10.2008</b> Planning application approved Compliance date to be monitored.</p> <p><b>14.01.2009</b> No Change.</p> <p><b>1.04.2009</b> Monitoring still taking place by Conservation Team.</p> <p><b>1.07.2009</b> No change.</p> <p><b>7.10.2009</b> No change</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>1/08</b> B/1/45/102 7 Flitmead CAMBOURNE</p>	<p>Unauthorised use of a dwelling for bed and breakfast.</p>	<p>Delegated authority to take enforcement action.</p>	<p><b>2.4.2008</b> Enforcement Notice 2796 issued 2<sup>nd</sup> January 2008. Took effect on 8<sup>th</sup> February. Compliance period 1 month. Appealed.</p> <p><b>2.7.2008</b> Appeal dismissed 16<sup>th</sup> June 2008. Compliance date 16<sup>th</sup> July 2008.</p> <p><b>1.10.2008</b> Enforcement Notice not complied with – Prosecution filed being prepared.</p> <p><b>14.01.2009</b> Prosecution file submitted, hearing date to be advised</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> Defendants found guilty at Cambridge Magistrates Court. Further complaints received prosecution file to be submitted</p> <p><b>7.10.2009</b> Insufficient evidence to proceed – File remains open.</p>
<p><b>5/08</b> B/1/45/72 Plots 27 &amp; 28 Newfield's Fen Road, Chesterton, MILTON</p>	<p>Unauthorised dwelling, garage and utility building.</p>	<p>Delegated authority to take enforcement action.</p>	<p><b>2.7.2008</b> Enforcement Notice 2813 issued 9<sup>th</sup> April 2008 Compliance period 4 months.</p> <p>Enforcement Notice appealed.</p> <p><b>1.10.2008</b> No change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>14.01.2009</b> Hearing date to be confirmed. Fresh application submitted.</p> <p><b>1.04.2009</b> No Change.</p> <p><b>1.07.2009</b> Appeal dismissed 6<sup>th</sup> May 2009 – Four months compliance period.</p> <p><b>7.10.2009</b> Further planning application received and registered.</p>
<p><b>6/08</b> B/1/45/72 Plot 6 Sunningdale Fen Road Chesterton, MILTON</p>	<p>Unauthorised dayroom building.</p>	<p>Delegated authority to take enforcement action.</p>	<p><b>2.7.2008</b> Enforcement Notice 2952 issued 16<sup>th</sup> May 2008. Compliance period 6 months.</p> <p><b>1.10.2008</b> Notice appealed.</p> <p><b>14.01.2009</b> Inquiry date 10<sup>th</sup> February 2009.</p> <p><b>1.04.2009</b> Appeal allowed on ground (a) and conditional planning permission granted. Conditions to be monitored.</p> <p><b>1.07.2009</b> Compliance period six months i.e. by 18<sup>th</sup> August 2009.</p> <p><b>7.10.2009</b> Planning application received and registered.</p>



CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>18/08</b> 43 Fowlmere Road HEYDON</p>	<p>Unauthorised boundary treatment, pool house and fence.</p>	<p>Planning Committee authorised Enforcement Action on 2<sup>nd</sup> April 2008.</p>	<p><b>1.10.2008</b> File submitted to legal for the issue of an Enforcement Notice</p> <p><b>14.01.2009</b> Enforcement Notice issued 11<sup>th</sup> November 2008 3 Months compliance period - Appealed</p> <p><b>1.04.2009</b> No Change.</p> <p><b>1.07.2009</b> Appealed – Site visit date still to be advised, by the Planning Inspectorate.</p> <p><b>7.10.2009</b> Appeal allowed and planning permission granted 28<sup>th</sup> August 2009 – Remove from active list</p>
<p><b>10/08</b> Elizabeth House High Street HORNINGSEA</p>	<p>Without planning permission, carrying out development for the erection of vehicular entrance gates, gate piers, curved boundary wall and (pedestrian) hand-gate, the hard surfacing of driveway and provision of garage door.</p>	<p>Delegated authority to take enforcement action</p>	<p><b>14.01.2009</b> Enforcement Notice issued Appealed.</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> Appeal allowed in part. Compliance period three months i.e. by 27<sup>th</sup> August 2009.</p> <p><b>7.10.2009</b> Property has changed hands, new owner unaware of legal obligation, and has requested additional time to comply.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>11/08</b> 5 Home Farm 89 High Street HARSTON</p>	<p>Unauthorised installation of a satellite dish on a property within the curtilage of a Listed building.</p>	<p>Delegated authority to take enforcement action.</p>	<p><b>14.01.2009</b> Listed Building Enforcement Notice issued – Appealed.</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> Appealed.</p> <p><b>7.10.2009</b> Appeal dismissed – listed building enforcement notice upheld.</p>
<p><b>12/08</b> Plot 4 Moor Drove HISTON</p>	<p>Unauthorised erection of a brick-built single storey Building appearing to be for domestic purposes.</p>	<p>Temporary Stop Notice Issued followed by Planning Enforcement Notice.</p>	<p><b>14.01.2009</b> Temporary Stop Notice ignored, prosecution file submitted to legal. Planning Enforcement Notice issued.</p> <p><b>1.04.2009</b> Retrospective planning application submitted.</p> <p><b>1.07.2009</b> Approved at Committee 10<sup>th</sup> June 2009. Conditions to be monitored.</p> <p><b>7.10.2009</b> No change.</p>
<p><b>13/08</b> 49 High Street MELBOURN</p>	<p>Unauthorised erection of a lean-to structure and single storey extension to two flat roofed outbuildings.</p>	<p>Delegated authority to take enforcement action.</p>	<p><b>14.01.2009</b> Enforcement Notice issued Prosecution file submitted for failing to comply with the Enforcement Notice, hearing date to be advised.</p> <p><b>1.04.2009</b> No change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>1.07.2009</b> Defendants found guilty at Cambridge Magistrates Court. Enforcement Notice still not complied with. Further prosecution file submitted Hearing date set for 9<sup>th</sup> July 2009.</p> <p><b>7.10.2009</b> Male Defendant ejected from court, due to his behaviour, case adjourned until 23<sup>rd</sup> July 2009. Both Defendants found guilty at Cambridge Magistrates Court, and fined £1000 each with costs totalling £520.</p>
<p><b>14/08</b> 26 Granhams Road GREAT SHELFORD</p>	<p>Unauthorised erection of a wooden fence</p>	<p>Delegated authority to take enforcement action</p>	<p><b>14.01.2009</b> Enforcement Notice issued. Appealed</p> <p><b>1.04.2009</b> No change.</p> <p><b>1.07.2009</b> Appeal dismissed – Compliance to be monitored.</p> <p><b>7.10.2009</b> Enforcement Notice complied with – Remove from active list</p>
<p><b>01/09</b> 82 High Street GREAT ABINGTON</p>	<p>Unauthorised work on a Listed building</p>	<p>Delegated authority to take enforcement action</p>	<p><b>1.04.2009</b> Enforcement Notice No 3342 issued 6<sup>th</sup> January 2009 Compliance period 3 months.</p> <p><b>1.07.2009</b> Appeal submitted out of time – revised scheme submitted S/0018/09/LB. refused 27<sup>th</sup> May 2009. Discussions continue.</p> <p><b>7.10.2009</b> No change</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<b>04/09</b> 1 Hinton way GREAT SHELFORD	Unauthorised siting of a steel storage container	Delegated authority to take enforcement action	<b>1.07.2009</b> Enforcement Notice, reference no 3455 issued 7 <sup>th</sup> April 2009. Compliance period two months from 12 <sup>th</sup> May 2009 – 12 <sup>th</sup> July 2009.  <b>7.10.2009</b> Appeal made.
<b>06/09</b> 16a Norman Way Industrial Estate OVER	Unauthorised change of use of the land from light industrial use to that of a licensed premises private members club	Delegated authority to take enforcement action	<b>1.07.2009</b> Enforcement Notice, reference no 3457 issued 7 <sup>th</sup> April 2009 – Compliance period three months from 12 <sup>th</sup> May 2009 – 12 <sup>th</sup> August 2009. Notice appealed.  <b>7.10.2009</b> 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.
<b>07/09</b> Great Eastern Drying Centre 163 High Street SAWSTON	Dismantling and removal works on a grade 11* Listed building without authorisation.	Delegated authority to take enforcement action	<b>1.07.2009</b> Listed Building Enforcement Notice, reference no 3520 issued 17 <sup>th</sup> April 2009.  Notice appealed.  <b>7.10.2009</b> No change
<b>09/09</b> White Horse Public House 12 Greenside WATERBEACH	Unauthorised erection of a timber open-sided smoking shelter adjacent to the front entrance of the public house.	Delegated authority to take enforcement action	<b>1.07.2009</b> Enforcement Notice, reference no 3529 issued 29 <sup>th</sup> April 2009  Notice appealed.

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>7.10.2009</b> Appeal not allowed – Out of time, Discussions continue.</p>
<p><b>10/09</b> 8 Hardy Close LONGSTANTON</p>	<p>Unauthorised change of use of a single detached dwelling house to a combination of domestic dwelling and commercial office use.</p>	<p>Delegated authority to take enforcement action</p>	<p><b>1.07.2009</b> Enforcement Notice, reference no 3564 issued 29<sup>th</sup> May 2009</p> <p>Compliance period three months – By 1<sup>st</sup> October 2009.</p> <p><b>7.10.2009</b> No change.</p>
<p><b>12/09</b> 6 Cottenham Road HISTON</p>	<p>Unauthorised change of use of single detached dwelling house to a combination of a domestic dwelling and commercial office use for the conduct of an accountancy practice</p>	<p>Authorised by Planning Committee to take enforcement action</p>	<p><b>7.10.2009</b> Enforcement Notice PLAENF.3619 issued 27<sup>th</sup> August 2009 Compliance period six months i.e. by 30<sup>th</sup> March 2010.</p> <p>Appeal submitted.</p>
<p><b>16/09</b> The Barn, Chesterton Fen Road, MILTON</p>	<p>Unauthorised change of use of land from agriculture and/or the stabling and grazing of horses, to that of a yard for the storage of building materials and equipment; and the erection of a covered structure and secure containers for the storage of materials and equipment.</p>	<p>Delegated authority to take enforcement action</p>	<p><b>7.10.2009</b> Enforcement Notices PLAENF.3270 and 3271 issued 2<sup>nd</sup> September 2009 - Compliance period four months i.e. by 6<sup>th</sup> February 2010.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p><b>17/09</b> Mulberry Hall 80 High Street MELBOURN</p>	<p>The change of use of a single dwelling house with outbuildings by converting outbuildings into three self-contained flats, thereby subdividing the planning unit into a total of five dwellings (allowing for a further single flat having been converted and brought into use that is now considered immune from enforcement due to effluxion of time) without the required planning permission.</p>	<p>Delegated authority to take enforcement action</p>	<p><b>7.10.2009</b> Enforcement Notice PLAENF.3410 issued 1<sup>st</sup> September 2009 - Compliance period four months i.e. by 5<sup>th</sup> April 2009</p>