

ENFORCEMENT ACTION

PROGRESS REPORT – 1st July 2009

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p>18/98 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 1st 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>2.7.2003 On 9th 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refusal of planning permission for the retention of a day room on Plot 10 S/0024/03 refers but the appeal has now been withdrawn.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>1.10.2003 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>7.1.2004 Prosecution file submitted to Legal Office for Plots 7 and 10. Enquiries continue concerning Plot 7A..</p> <p>7.4.2004 Prosecution files submitted for oversize buildings on Plots 7 &10</p> <p>7.7.2004 Cases listed at Cambridge Magistrates Court for 30th June 2004.</p> <p>6.10.2004 Cases listed for plots 7 and 10 at Cambridge Magistrates Court on 29th 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>5.1.2005 Prosecution for plot 7 discontinued due to change of ownership. Prosecution for plot 10 adjourned to 6th January 2005. Legal representations being considered concerning direct action.</p> <p>6.7.2005 Prosecution adjourned to 5th August 2005 at Cambridge Magistrates Court. Planning application S/0066/05/F not determined.</p> <p>5.10 2005 Case adjourned to 20th October 2005.</p> <p>4.1.2006 Defendant of Plot 10 appeared before Cambridge Magistrates Court on 20th October. Pleaded guilty, given Conditional Discharge for 3 years. Awarded costs of £640.</p> <p>4.10.2006 Variation of condition 2 of planning application S/0416/06/F refused. Awaiting appeal. Plots 7 and 7A not currently occupied.</p> <p>10.1.2007 Further investigations required in respect of Four Winds and plots 7, 7A and 10.</p> <p>4.4.2007 Plot 7, 7A and Four Winds unoccupied. Plot 10 Appeal pending.</p> <p>4.7.2007 No Change.</p>

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<p>34/98 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 2nd December 1998 - Item 20</p> <p>Members authorised</p> <ol style="list-style-type: none"> 1. To seek an injunction. 2. To issue an Enforcement Notice if the application for an injunction was refused. 	<p>3.10.2007 Plots 7, 7A and Four Winds being monitored. Plot 10 allowed on appeal on 20th August 2007. Remove plot 10 from active list.</p> <p>9.1.2008 No change</p> <p>2.4.2008 No change</p> <p>2.7.2008 No change</p> <p>1.10.2008 No change</p> <p>14.01.2009 No Change</p> <p>1.04.2009 No change</p> <p>1.07.2009 No Change</p> <p>The necessary information and documentation to seek an injunction is currently being processed. 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>

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		<p>3. A Period of three months to comply with any Enforcement Notice issued.</p> <p>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.</p>	<p>On advice from the Legal department an Enforcement Notice was issued under reference E342 8th 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 15th 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 10th January 2000 with the compliance period being varied to 9 months (10th October 2000).</p> <p>5.7.2000 Compliance period ends 10th October 2000.</p> <p>4.10.2000 Still within the period before compliance which ends 10th October 2000.</p> <p>3.1.2001 Arrangements were made to formally interview two of the appellants 8th 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>

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			<p>2.5.2001 Summons returnable to Cambridge Magistrates Court 16th May 2001 were served 18th April 2001.</p> <p>4.7.2001 A plea of not guilty was entered at Cambridge Magistrates Court 8th June 2001 and the case committed to Crown Court for trial, and will be listed in due course.</p> <p>3.10.2001 A pre-trial hearing scheduled for 23rd September 2001.</p> <p>2.1.2002 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>3.4.2002 The outcome of the case referred to at 2.01.2002 is still awaited.</p> <p>3.7.2002 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> <p>2.10.2002 Trial still pending.</p> <p>8.1.2003 On 8th November 2002 the defendants appeared before Norwich Crown Court. They pleaded guilty and were fined as follows:</p>

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			<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 10th February 2003. If the Enforcement Notice has not been complied with consideration will be given to further prosecutions.</p> <p>2.4.2003 A further summons has been issued for breach of the Enforcement Notice. Case listed at Cambridge Magistrates Court 30th April 2003.</p> <p>2.7.2003 Case adjourned to 18th June 2003. A verbal update will be given.</p> <p>1.10.2003 Case adjourned to November.</p> <p>7.1.2004 On 11th November 2003 the defendants appeared before Cambridge Crown Court. They pleaded guilty and were convicted as follows:</p> <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>

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			<p>The situation will be monitored and a timescale agreed once the planning application has been determined.</p> <p>7.4.2004 Awaiting determination of planning application S/2285/03/F.</p> <p>7.7.2004 No change.</p> <p>6.10.2004 Planning application S/2285/03/F approved on 16th August 2004. Conditions have been imposed which are subject of further consultation.</p> <p>5.1.2005 Negotiations continue.</p> <p>6.4.2005 Waiting for response to meeting held on 14th March 2005.</p> <p>6.7.2005 Legal Office requested to proceed with further prosecution.</p> <p>5.10.2005 Further evidence being obtained.</p> <p>4.1.2006 Development of authorised site being monitored as owners are expected to move onto the authorised site.</p> <p>5.4.2006 No change.</p> <p>5.7.2006 No change.</p>

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			<p>4.10.2006 Compliance period extended to 1st November 2006.</p> <p>10.1.2007 Prosecution file to be submitted to Legal Office.</p> <p>4.4.2007 Prosecution file submitted to Legal Office.</p> <p>4.7.2007 Three defendants appeared before Cambridge Magistrates Court on 15th May 2007. Each given a conditional discharge for 18 months with £200 costs.</p> <p>3.10.2007 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>9.1.2008 No change</p> <p>2.4.2008 No change</p> <p>2.7.2008 No change</p> <p>1.10.2008 Planning permission S/1653/07/f approved 12th August 2008 Site visit to be made after the 15th November 2008 to confirm compliance.</p>

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			<p>14.01.2009 Letter received from defendants Solicitors regarding current circumstances – File submitted to Legal for opinion.</p> <p>1.04.2009 Defendant's circumstances remain unchanged, Legal Officer informed of latest position.</p> <p>1.07.2009 No Change</p>
<p>10/03 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 2nd April 2003 – Item 9. Stop Notice E353N issued 19th May 2003 took effect on 25th May 2003. Enforcement Notice E353N issued 19th May 2003 took effect on 30th June 2003.</p>	<p>2.7.2003 Enforcement Notice appealed. Stop Notice not complied with. Prosecution file being prepared.</p> <p>1.10.2003 Planning application S/1020/03/F refused 26th June 2003. Appeal against refusal of planning permission and Enforcement Notice. Hearing on 4th November 2003.</p> <p>7.1.2004 Hearing moved to 29th January 2004.</p> <p>7.4.2004 Appeal allowed. Legal to update about possible legal grounds to challenge Planning Inspector's decision.</p> <p>7.7.2004 Subject of an appeal by the Council to the High Court against the Planning Inspector's decision.</p> <p>6.10.2004 Subject to a Judicial Review. No date fixed.</p> <p>5.1.2005 Awaiting outcome of appeal.</p>

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			<p>6.4.2005 Case to be re-determined by the Planning Inspectorate. Date not yet fixed for hearing.</p> <p>6.7.2005 Public inquiry listed for 12th July 2005.</p> <p>5.10.2005 Awaiting appeal decision</p> <p>4.1.2006 Appeal dismissed. Enforcement Notice took effect on 7th December 2006.</p> <p>5.4.2006 Subject of an appeal to the High Court against the Planning Inspector decision.</p> <p>5.7.2006 No change.</p> <p>4.10.2006 No change.</p> <p>10.1.2007 Awaiting decision of appeal to the High Court.</p> <p>4.4.2007 Appeal to the High Court dismissed. Proceeding with application for injunction.</p> <p>4.7.2007 No Change.</p>

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			<p>3.10.2007 Site being monitored. Not currently proceeding with any legal action as a result of decision by Planning Sub-Committee on 18th June and 3rd August 2007. Authority given to take direct action.</p> <p>9.1.2008 No change</p> <p>2.4.2008 No change</p> <p>2.7.2008 No change</p> <p>1.10.2008 No change</p> <p>14.01.2009 No change</p> <p>1.04.2009 No change</p> <p>1.07.2009 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>

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<p>15/03 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 9th June 1999.</p> <p>Enforcement Notice E498 issued on 7th February 2005 requires the following:</p> <ol style="list-style-type: none"> 1. Cease the use of the site for the stationing of residential caravans. 2. Remove the caravans, sheds and ancillary structures from the site. 3. Remove the hard surfacing. 4. Rip up and break up the ground of the site. 5. Cease to use the access used for the purposes of accessing the site for the use of stationing residential caravans. 	<p>1.10.2003 File submitted to Legal Office for breach of Enforcement Notices.</p> <p>7.1.2004 No change.</p> <p>7.4.2004 No change.</p> <p>7.7.2004 Site now known as Victoria View. Planning application S/0761/04/F currently being determined.</p> <p>Injunction issued 4th May 2004, which took effect on 4th 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 4th June confirmed that there was a breach of the injunction committal proceedings listed at Cambridge County Court on 16th July. Legal Officer will give an update.</p> <p>6.10.2004 Resolved to ensure compliance by means of direct action and prosecution. Summons issued listed for hearing at Cambridge Magistrates Court on 29th September 2004</p> <p>5.1.2005 Subject of a Judicial Review. Update to be given by the Legal Officer.</p>

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			<p>6.4.2005 Judicial review withdrawn. Enforcement Notice E498 issued on 7th February 2005. Enforcement Notice appealed. Date not yet fixed.</p> <p>6.7.2005 Public inquiry for 12th July 2005.</p> <p>5.10.2005 Awaiting appeal decision</p> <p>4.1.2006 Appeal dismissed. Enforcement Notice took effect on 7th December 2006.</p> <p>5.4.2006 Subject to an appeal to the High Court against the Planning Inspectors decision.</p> <p>5.7.2006 No change.</p> <p>4.10.2006 No change</p> <p>10.1.2007 Awaiting decision of an appeal to the High Court.</p> <p>4.4.2007 Appeal to the High Court dismissed. Proceeding with application for injunction.</p> <p>4.7.2007 No Change.</p>

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			<p>3.10.2007 Injunction issued. Listed for a hearing in the High Court on 19th November 2007.</p> <p>9.1.2008 Verbal update to be given.</p> <p>2.4.2008 Compliance date for injunction 21st March 2008.</p> <p>2.7 2008 High Court appeal listed for autumn 2008</p> <p>1.10.2008 No change</p> <p>14.01.2009 Dismissed by the Court of Appeal 28th October 2008 – Injunction application stayed until the 2nd January 2009</p> <p>1.04.2009 9th 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 13th March 2009 adjourned for 2 weeks as a result of the defendants failing to appear in court and being unrepresented.</p> <p>1.07.2009 27th 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>

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<p>19/03 B/1/45/51 & 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 11th December 2003 to take effect on 15th December 2003. Enforcement Notice E502 issued 11th December 2003 to take effect on 12th January 2004. Compliance period 3 months. Injunction issued 19th December 2003.</p>	<p>7.1.2004 Stop and Enforcement Notices issued.</p> <p>7.4.2004 Enforcement Notices and refusal of planning permission appealed. Public Inquiry arranged for 10th August.</p> <p>7.7.2004 No change.</p> <p>6.10.2004 Appeal Inquiry adjourned on 10th August to 14th December 2004.</p> <p>5.1.2005 No change.</p> <p>6.4.2005 Appeal hearing adjourned until 14th April 2005.</p> <p>6.7.2005 Awaiting appeal decision</p> <p>5.10.2005 Appeal dismissed 2nd August 2005. An appeal is being made to the High Court.</p> <p>4.1.2006 No change.</p> <p>5.4.2006 Appeal dismissed. Currently considering options for dealing with the breach of the Enforcement Notice.</p> <p>5.7.2006 Planning application S/0647/06/F - withdrawn.</p>

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			<p>4.10.2006 No change.</p> <p>10.1.2007 Proceeding with injunctive action.</p> <p>4.4.2007 No change.</p> <p>4.7.2007 No Change</p> <p>3.10.2007 Case listed for a hearing in the High Court in October 2007.</p> <p>9.1.2008 Case adjourned now listed for hearing in February.</p> <p>2.4.2008 Hearing at High Court concluded on 22nd February 2008. Awaiting Decision.</p> <p>2.7.2008 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 8th July 2008.</p> <p>1.10.2008 Appeal allowed – Planning conditions to be monitored.</p>

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			<p>14.01.2009 All schemes required as part of the planning conditions have been submitted within timescale.</p> <p>1.04.2009 No change</p> <p>1.07.2009 The planning officer has requested further information in order that the schemes relating to conditions can be discharged.</p>
<p>9/04 B/1/45/88 Land adj Cow Fen Drove SWAVESEY</p>	<ol style="list-style-type: none"> 1. Stationing of caravans for residential use without planning permission. 2. Unauthorised erection of a temporary stable. 3. Material change of use of land for breeding dogs. 	<p>Delegated Authority. Stop Notice and Enforcement Notice E485B issued 17th August 2004. Stop Notice for residential use of caravans took effect on 7th September 2004. Enforcement Notice E485A issued 17th August 2004.</p> <p>The following took effect on 17th September 2004:</p> <ol style="list-style-type: none"> 1. To cease to bring any further caravans onto the land. 2. Not to replace any caravan removed from the land. 3. To cease to bring any further vehicles not associated with agriculture or items ancillary thereto onto the land. 	<p>6.10.2004 Verbal update to be given.</p> <p>5.1.2005 Enforcement Notice appealed.</p> <p>6.4.2005 Awaiting outcome of appeal.</p> <p>6.7.2005 No change.</p> <p>5.10.2005 Appeal dismissed. Compliance date for 1, 2, 3 and 4 - 22nd July 2005. 5, 6, 7 and 8 - 22nd October 2005</p> <p>4.1.2006 Prosecution file submitted to Legal Office for breach of enforcement notice.</p> <p>5.4.2006 Defendants appeared before Cambridge Magistrates Court on 9th March and were given a conditional discharge for 2 years and costs awarded of £400. Further prosecution being considered.</p>

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		<p>4. Not to replace vehicles not associated with agriculture to be removed from the land.</p> <p>5. Cease the use of the land for the stationing of residential caravans.</p> <p>6. Remove all unauthorized caravans from the land and any associated work.</p> <p>The following took place on 17th December 2004:</p> <p>7. Ceased to use the land for the stationing of vehicles not associated with agriculture and any commercial activity concerning the breeding of dogs.</p> <p>8. Removed from the land any vehicles not connected with agriculture.</p>	<p>5.7.2006 Further proceedings commenced. Case adjourned on 8th June to 6th July. Warrant issued for the arrest of the defendant (backed for bail).</p> <p>4.10.2006 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>10.1.2007 Further prosecution file submitted to Legal Office.</p> <p>4.4.2007 Case listed at Cambridge Magistrates Court for 26th April 2007.</p> <p>4.7.2007 Case adjourned on 26th April 2007 to 2pm on 5th July.</p> <p>3.10.2007 Unauthorised stables removed. Case adjourned on 16th August 2007 to 11th October 2007.</p> <p>9.1.2008 Case adjourned to 2pm on 10th January 2008.</p> <p>2.4.2008 Defendants appeared before Cambridge Magistrates Court on 10th January 2008. Fined a total of £1400 with £400 costs. Injunctive action currently being considered by Legal.</p> <p>2.7.2008 No change.</p>

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			<p>1.10.2008 Refusal of planning permission S/1823/07/F and S/1834/07/F appealed.</p> <p>14.01.2009 Hearing date listed for 6th January 2009</p> <p>1.04.2009 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 & Country Planning Act 1990.</p> <p>1.07.2009 Defendants currently in discussions/ negotiations with housing and legal departments to comply with cessation of residential use at the premises.</p>
<p>13/05 B1/45/20 Plots 5,5a, 6, 10 & 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 22nd June 2005 to take effect on 31st July 2005. Compliance period 3 months.</p>	<p>5.10.2005 Appeal dismissed. Compliance date 30th September 2005. Enforcement Notices E506A to E506E inc. appealed.</p> <p>4.1.2006 No change.</p> <p>5.4.2006 No change.</p>

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			<p>5.7.2006 Plot 5 Appealed dismissed 4th May 2006. Compliance date 4th August 2006. Plots 5A, 6 and 10 appeals dismissed 8th June 2006. Compliance date 8th September. Plot 11 Appeal withdrawn. Compliance date 8th September 2006.</p> <p>4.10.2006 Planning applications S/1631/06/F submitted. Await outcome.</p> <p>10.1.2007 No change.</p> <p>4.4.2007 Planning application S/1631/06/F to be determined.</p> <p>4.7.2007 Planning application S/1631/06/F refused on 19th April 2007. Preparing application for an injunction.</p> <p>3.10.2007 Refusal of planning application S/1631/06/F appealed.</p> <p>9.1.2008 Planning inquiry listed for 15th January 2008.</p> <p>2.4.2008 Planning inquiry listed for 11th March 2008. Adjourned for appeal to be dealt with by written representations.</p> <p>2.7.2008 Appeal dismissed 2nd June 2008. Report to be considered by Planning Sub Committee.</p> <p>1.10.2008 No change.</p>

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			<p>14.01.2009 No change.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 No change.</p>
<p>18/05 Land off Schole Road (known as Cadwin Lane) WILLINGHAM</p>	<p>Unauthorised caravans on land subject of extant enforcement notices E104 issued on 22nd February 1991 and E104A issued on 10th June 1991.</p>		<p>5.10.2005 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>4.1.2006 No change.</p> <p>5.4.2006 No change</p> <p>5.7.2006 Further planning application received (S/0788/06/F).</p> <p>4.10.2006 Planning application to be considered.</p> <p>10.1.2007 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 18th November restricting development on plots 3 and 4.</p> <p>4.4.2007 Planning application S/2330/06/F to be determined for plot 5.</p>

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			<p>4.7.2007 No Change.</p> <p>3.10.2007 No Change.</p> <p>9.1.2008 No change.</p> <p>2.4.2008 No change.</p> <p>2.7.2008 No change.</p> <p>1.10.2008 No change.</p> <p>14.01.2009 Three-year temporary consent approved for plot 5. Plots 3 & 4 continue to be monitored.</p> <p>1.04.2009 Plot 3 occupied in breach of injunction – 27th 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 10th February 2009. Decision appealed</p> <p>1.07.2009 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 29th July 2009.</p>

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<p>4/06 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 4th 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>5.4.2006 File submitted to the Legal Office for the issue of an Enforcement Notice.</p> <p>5.7.2006 Enforcement Notice E536 issued 11th April 2006. Enforcement Notice appealed.</p> <p>4.10.2006 No change.</p> <p>10.1.2007 Appeal due to be heard on 3rd January 2007.</p> <p>4.4.2007 Appeal dismissed on 29th January 2007. Compliance date 28th January 2008.</p> <p>4.7.2007 No Change.</p> <p>3.10.2007 No Change.</p> <p>9.1.2008 No change.</p> <p>2.4.2008 Enforcement Notice not complied with. Legal options currently being considered.</p> <p>2.7.2008 Application being made for an injunction.</p> <p>1.10.2008 File submitted for an application for an injunction.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>14.01.2009 No change.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 No Change.</p>
<p>8/06 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 builders yard.</p>	<p>Development and Conservation Committee on 7th 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>5.4.2006 File submitted to the Legal Office for the issue of an Enforcement Notice.</p> <p>5.7.2006 Enforcement Notice E527 issued 7th April 2006. Enforcement Notice appealed.</p> <p>4.10.2006 No change.</p> <p>10.1.2007 Appeal being heard on 9th January 2007.</p> <p>4.4.2007 Appeal allowed in part and dismissed in part. Compliance date 22nd August 2007.</p> <p>4.7.2007 No Change</p> <p>3.10.2007 Site visit being made to verify compliance.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>9.1.2008 No change.</p> <p>2.4.2008 Notice complied with in part. Negotiations continue.</p> <p>2.7.2008 No change.</p> <p>1.10.2008 No change.</p> <p>14.01.2009 Landscaping scheme now approved. Highways & Environmental Health issues reviewed on site. Findings to be published shortly.</p> <p>1.04.2009 No change, findings still to be published.</p> <p>1.07.2009 No change, findings still to be published.</p>
<p>12/06 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>4.10.2006 Enforcement Notice 1477 Issued On 30th June 2006. Notice Took effect on 4th August 2006. Compliance Period 4 Months.</p> <p>10.1.2007 Site Visit To Be Made After 4th December 2006.</p> <p>4.4.2007 Enforcement Notice not complied with. Site is subject of other issues involving Environmental Health and Legal.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>4.7.2007 Planning application S/1048/07/F being considered.</p> <p>3.10.2007 Case listed at Cambridge Magistrates Court on 20th September for breach of the Enforcement Notice.</p> <p>9.1.2008 Case adjourned to 10th January 2008.</p> <p>2.4.2008 Planning application S/1048/07/F refused. At Cambridge Magistrates Court on 10th 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>2.7.2008 Planning application S/0334/08/F refused and Appeal lodged.</p> <p>At Cambridge Magistrates Court on 29th 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> <p>1.10.2008 Planning application S/1017/08/F refused at planning committee 3rd September 2008.</p> <p>14.01.2009 Appeal inquiry date 2nd & 3rd December 2008 – Waiting decision.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>1.04.2009 Appeal allowed 26th January 2009 Conditions to be monitored.</p> <p>1.07.2009 No change.</p>
<p>7/07 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 14th May 2007. Took effect on 15th June 2007. Compliance period 6 months.</p>	<p>4.7.2007 Enforcement Notice appealed.</p> <p>9.1.2008 No change.</p> <p>2.4.2008 No change.</p> <p>2.7.2008 Appeal dismissed 1st April 2008 Compliance date 1st October 2008</p> <p>1.10.2008 No change.</p> <p>14.01.2009 Partial compliance. Discussions continue</p> <p>1.04.2009 No change.</p> <p>1.07.2009 No change.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p>12/07 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 23rd August 2007. Enforcement Notice appealed.</p>	<p>9.1.2008 No change.</p> <p>2.4.2008 Appeal dismissed. Enforcement Notice took effect on 3rd March 2008. Planning application S/0360/08/F to be determined.</p> <p>2.7.2008 Planning application S/0360/08/F approved 25th April 2008 Monitoring planning conditions.</p> <p>1.10.2008 No change</p> <p>14.01.2009 Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10th December 2008 – Enforcement Notice effective in three months unless a planning application is submitted that significantly lowers the height of the wall/fence, brick pillars and gates.</p> <p>1.04.2009 Discussions currently in progress regarding a fresh application.</p> <p>1.07.2009 Further appeal submitted</p>
<p>16/07 38 Silver Street WILLINGHAM</p>	<p>Unauthorised work on Listed building.</p>	<p>Delegated Authority. Enforcement Notice 2680 issued 28th September 2007. Compliance period 6 months.</p>	<p>2.4.2008 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>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>2.7.2008 No change.</p> <p>1.10.2008 Planning application approved Compliance date to be monitored.</p> <p>14.01.2009 No Change.</p> <p>1.04.2009 Monitoring still taking place by Conservation Team.</p> <p>1.07.2009 No change.</p>
<p>18/07 North Hall Farm Barley Road GREAT CHISHILL</p>	<p>Unauthorised use of farm offices and facilities.</p>	<p>Enforcement Notice 2777 issued 6th December 2007. Took effect on 12th January 2008. Compliance period 6 months.</p>	<p>2.4.2008 Enforcement Notice appealed.</p> <p>2.7.2008 No change.</p> <p>1.10.2008 No change.</p> <p>14.01.2009 Appeal dismissed 7th October 2008, 6 months compliance period.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 Notice complied with – Remove from active list.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p>1/08 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>2.4.2008 Enforcement Notice 2796 issued 2nd January 2008. Took effect on 8th February. Compliance period 1 month. Appealed.</p> <p>2.7.2008 Appeal dismissed 16th June 2008. Compliance date 16th July 2008.</p> <p>1.10.2008 Enforcement Notice not complied with – Prosecution filed being prepared.</p> <p>14.01.2009 Prosecution file submitted, hearing date to be advised</p> <p>1.04.2009 No change.</p> <p>1.07.2009 Defendants found guilty at Cambridge Magistrates Court. Further complaints received prosecution file to be submitted</p>
<p>5/08 B/1/45/72 Plots 27 & 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>2.7.2008 Enforcement Notice 2813 issued 9th April 2008 Compliance period 4 months.</p> <p>Enforcement Notice appealed.</p> <p>1.10.2008 No change.</p> <p>14.01.2009 Hearing date to be confirmed. Fresh application submitted.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>1.04.2009 No Change.</p> <p>1.07.2009 Appeal dismissed 6th May 2009 – Four months compliance period.</p>
<p>6/08 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>2.7.2008 Enforcement Notice 2952 issued 16th May 2008. Compliance period 6 months.</p> <p>1.10.2008 Notice appealed.</p> <p>14.01.2009 Inquiry date 10th February 2009.</p> <p>1.04.2009 Appeal allowed on ground (a) and conditional planning permission granted. Conditions to be monitored.</p> <p>1.07.2009 Compliance period six months i.e. by 18th August 2009.</p>
<p>7/08 B/1/45/14 Lower Camps Hall Farm CASTLE CAMPS</p>	<p>Unauthorised use of part of existing building as a dwelling house.</p>	<p>Planning Committee authorised Enforcement Action on 2nd April 2008.</p>	<p>2.7.2008 Awaiting instruction from Area Team.</p> <p>1.10.2008 File submitted to legal for the issue of an Enforcement Notice.</p> <p>14.01.2009 File submitted to Legal - Enforcement Notice issued.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>1.04.2009 No Change.</p> <p>1.07.2009 Enforcement Notice complied with – Remove from active list.</p>
<p>8/08 43 Fowlmere Road HEYDON</p>	<p>Unauthorised boundary treatment, pool house and fence.</p>	<p>Planning Committee authorised Enforcement Action on 2nd April 2008.</p>	<p>1.10.2008 File submitted to legal for the issue of an Enforcement Notice</p> <p>14.01.2009 Enforcement Notice issued 11th November 2008 3 Months compliance period - Appealed</p> <p>1.04.2009 No Change.</p> <p>1.07.2009 Appealed – Site visit date still to be advised, by the Planning Inspectorate.</p>
<p>10/08 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>14.01.2009 Enforcement Notice issued Appealed.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 Appeal allowed in part. Compliance period three months i.e. by 27th August 2009.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
11/08 5 Home Farm 89 High Street HARSTON	Unauthorised installation of a satellite dish on a property within the curtilage of a Listed building.	Delegated authority to take enforcement action.	<p>14.01.2009 Listed Building Enforcement Notice issued – Appealed.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 Appealed.</p>
12/08 Plot 4 Moor Drove HISTON	Unauthorised erection of a brick-built single storey Building appearing to be for domestic purposes.	Temporary Stop Notice Issued followed by Planning Enforcement Notice.	<p>14.01.2009 Temporary Stop Notice ignored, prosecution file submitted to legal. Planning Enforcement Notice issued.</p> <p>1.04.2009 Retrospective planning application submitted.</p> <p>1.07.2009 Approved at Committee 10th June 2009. Conditions to be monitored.</p>
13/08 49 High Street MELBOURN	Unauthorised erection of a lean-to structure and single storey extension to two flat roofed outbuildings.	Delegated authority to take enforcement action.	<p>14.01.2009 Enforcement Notice issued Prosecution file submitted for failing to comply with the Enforcement Notice, hearing date to be advised.</p> <p>1.04.2009 No change.</p> <p>1.07.2009 Defendants found guilty at Cambridge Magistrates Court. Enforcement Notice still not complied with. Further prosecution file submitted Hearing date set for 9th July 2009.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
14/08 26 Granhams Road GREAT SHELFORD	Unauthorised erection of a wooden fence	Delegated authority to take enforcement action	14.01.2009 Enforcement Notice issued. Appealed 1.04.2009 No change. 1.07.2009 Appeal dismissed – Compliance to be monitored.
01/09 82 High Street GREAT ABINGTON	Unauthorised work on a Listed building	Delegated authority to take enforcement action	1.04.2009 Enforcement Notice No 3342 issued 6 th January 2009 Compliance period 3 months. 1.07.2009 Appeal submitted out of time – revised scheme submitted S/0018/09/LB. refused 27 th May 2009. Discussions continue.
02/09 87 High Street HARSTON	Unauthorised installation of a Satellite dish on a Listed building	Delegated authority to take enforcement action	1.04.2009 Enforcement Notice 3361 issued 5 th January 2009 Compliance period 2 months. 1.07.2009 Enforcement Notice complied with – Remove from active list
04/09 1 Hinton way GREAT SHELFORD	Unauthorised siting of a steel storage container	Delegated authority to take enforcement action	1.07.2009 Enforcement Notice, reference no 3455 issued 7 th April 2009. Compliance period two months from 12 th May 2009 – 12 th July 2009.
06/09 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	1.07.2009 Enforcement Notice, reference no 3457 issued 7 th April 2009 – Compliance period three months from 12 th May 2009 –12 th August 2009. Notice appealed.
07/09	Dismantling and removal	Delegated authority to take	1.07.2009

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
Great Eastern Drying Centre 163 High Street SAWSTON	works on a grade11* Listed building without authorisation.	enforcement action	Listed Building Enforcement Notice, reference no 3520 issued 17 th April 2009. Notice appealed.
09/09 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	1.07.2009 Enforcement Notice, reference no 3529 issued 29 th April 2009 Notice appealed.
10/09 8 Hardy Close LONGSTANTON	Unauthorised change of use of a single detached dwelling house to a combination of domestic dwelling and commercial office use.	Delegated authority to take enforcement action	1.07.2009 Enforcement Notice, reference no 3564 issued 29 th May 2009 Compliance period three months – By 1 st October 2009.