

INDEX OF CURRENT ENFORCEMENT CASES
7th April 2010

Ref No	Location	See Page No for full update	Remarks
18/98	Setchell Drove COTTENHAM	1 - 3	Plots 7, 7A and Four Winds being monitored.
34/98	Camside Farm Chesterton Fen Road MILTON	4 - 9	Defendants appeared before Cambridge Magistrates Court on 15 th May 2007. Each given a conditional discharge for 18 months with £200 costs. Planning permission S/1653/07/F approved 12 th August 2008. Letter received from defendants Solicitors regarding current circumstances – File submitted to Legal for opinion. Defendant's circumstances remain unchanged. Legal Officer informed.
10/03	Plot 12 Victoria View, Smithy Fen COTTENHAM	9 - 12	Site being monitored. Not currently proceeding with legal action as a result of decision by Planning Sub-Committee on 18 th 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
19/03	Land adjacent to Moor Drove Cottenham Road HISTON	12 - 15	Application for injunction refused by the High Court, 5 th 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.

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9/04	Land adjacent to Cow Fen Drove SWAVESEY	15 - 17	<p>Defendant appeared at Cambridge Magistrates Court on 10th January 2008. Each fined £700 with £200 costs.</p> <p>Refusal of planning permission S/1823/07/F and S/1834/07/F appealed. Hearing date listed for 6th January 2009</p> <p>S/1823/07/F "Appeal B" dismissed - Legal Officer to issue an Injunction in the High Court.</p> <p>S/1834/07/F "Appeal A" allowed subject to conditions.</p> <p>Defendants currently in discussions/ negotiations with housing and legal departments to comply with cessation of residential use.</p> <p>Negotiations have failed to provide an acceptable solution. Legal Officer to pursue Injunctive action.</p> <p>Injunction Order granted 4th November 2009 by His Honour Justice Seymour, requiring the Owners to cease residential occupancy by the 2nd December 2009.</p> <p>Site inspection carried out on the 3rd December 2009 revealed that the Order had not been complied with. Legal Officer informed.</p> <p>Formal warning letter issued to the defendants to vacate the premises. Further inspections confirmed that although the touring caravan had been removed from the site the defendants were still residing at the premises contrary to the Injunction Order. Committal Order instigated</p>
13/05	Plots 5, 5a, 6, 10 & 11 Orchard Drive COTTENHAM	18 - 19	<p>Planning Appeal dismissed. Further report to be considered by Planning Sub Committee.</p>

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18/05	Land off Schole Road (known as Cadwin Lane) WILLINGHAM	19 - 21	<p>Three year temporary planning permission granted for 3 plots. Injunction granted on 18th 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 29th July 2009. Appeal successful, three year temporary consent granted – Costs awarded against SCDC. Conditions to be monitored.</p> <p>Conditions complied with. Remove from active list</p>
4/06	Plot 15 Water Lane Smithy Fen COTTENHAM	22 - 23	<p>Appeal dismissed on 29th January 2007. File submitted for an application for an injunction. Report to be considered by Planning Sub Committee</p>
8/06	1 London Way Clunchpits MELBOURN	23 - 25	<p>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.</p> <p>No Change – Matter to be referred back to Planning Officer</p>

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12/06	Unit J Broad Lane COTTENHAM	25 - 26	<p>Planning application S/0334/08/F refused and Appeal lodged. At Cambridge Magistrates Court on 29th May 2008 the defendant was fined £1,000 for breach of Enforcement Notice and £500 for Breach of Condition with costs of £300. Planning application S/1017/08/F refused at Planning Committee 3rd September 2008. Appeal Inquiry date 2nd & 3rd December 2008.</p> <p>Appeal allowed - Conditions to be monitored.</p> <p>Monitoring on-going –Environmental Protection Team results to be published shortly.</p>
7/07	The Drift Cambridge Road BARTON	27	<p>Appeal dismissed on the 1st April 2008. Compliance date 1st October 2008 Partial compliance. Discussions continue.</p>
12/07	The Firs 117 Duxford Road WHITTLESFORD	28 - 29	<p>Enforcement Notice issued for unauthorised wall. Appeal dismissed. Planning application S/0360/08/F approved 25th April 2008. Monitoring planning conditions. Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10th December 2008 – Enforcement Notice effective in three months unless a planning application is submitted that significantly lowers the height of the wall/fence, brick pillars and gates. Discussions relating to the submission of a further application currently taking place. Further Appeal submitted - Appeal dismissed.</p> <p>Original approved planning permission S/0360/08/F expired. Fresh application submitted under planning reference S/0054/10/F. Waiting decision</p>

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16/07	38 Silver Street WILLINGHAM	29 - 30	<p>Enforcement Notice issued 28th September 2007 for unauthorised work on Listed building. At Cambridge Magistrates Court on 10th January 2008 the owner was fined £10,000 for unauthorised works. A Listed building application S/0192/08/LB, approved 19th March 2008 complies with first part of the Enforcement Notice. Site is being monitored for compliance. Owner interviewed regarding failure to instigate remedial works. Timetable agreed.</p> <p>Works commenced</p>
5/08	27/28 Newfields Fen Road Chesterton MILTON	30	<p>Enforcement Notice appealed. Hearing date to be confirmed. Fresh application submitted. Appeal dismissed 6th May 2009, four months compliance period. Further planning application received and registered. Application S/1170/09 approved 24th November 2009, Conditions to be monitored. Further planning application submitted – Ref: S/0246/10/F</p>
6/08	6 Sunningdale Fen Road Chesterton MILTON	31	<p>Enforcement Notice appealed. Inquiry date 10th February 2009 Appeal allowed on ground (a) Conditional planning permission granted. Compliance period six months i.e. by 18th August 2009. Planning application received and registered. Application S/1154/09 approved 5th October 2009 – Conditions to be monitored.</p>
11/08	5 Home Farm 89 High Street HARSTON	31- 32	<p>Listed Building Enforcement Notice issued – Appealed. Appeal dismissed Satellite dish not removed – Prosecution file to be submitted to Legal Officer</p>

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12/08	Plot 4 Moor Drove HISTON	32	Prosecution file submitted to Legal regarding failure to comply with a "Temporary Stop Notice" Enforcement Notice Issued. Retrospective planning application submitted. Approved at Committee 10 th June 2009 Conditions to be monitored
13/08	49 High Street MELBOURN	33	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 th July 2009. Male Defendant ejected from court, case adjourned until 23 rd July 2009. Both Defendants found guilty at Cambridge Magistrates Court, and fined £1000 each with costs totalling £520 Enforcement Notice not complied with, Prosecution file submitted, Hearing date set for 17 th December 2009 Both defendants found guilty at Cambridge Magistrates Court and fined £2195 each including costs of £180 each and £15 each victim surcharge
01/09	82 High Street GREAT ABINGTON	33 - 34	Listed Building Enforcement Notice no 3342 issued 6 th 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.
06/09	16a Norman Way Industrial Units Over	34	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. Further planning application submitted, validated 27th January 2010. Planning reference S/0114/10/F.

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07/09	163 High Street Sawston	34 - 35	Listed Building Enforcement Notice issued for dismantling and removal works without authorisation Appealed – Hearing date 5 th January 2010. Appeal withdrawn
09/09	White Horse Public House 12 Greenside Waterbeach	35	Enforcement Notice issued in respect of an unauthorised smoking shelter Appealed. Appeal not allowed – Out of time, Discussions continue. Prosecution file submitted to Legal Officer.
12/09	6 Cottenham Road Histon	35 - 36	Enforcement Notice issued in respect of breaches of control – Compliance period six months i.e. by 30 th March 2010. Appealed – Hearing date 9 th March 2010
16/09	The Barn, Chesterton Fen Road, Milton	36	Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 6 th February 2010. Appealed - Inquiry 13 th & 14 th April 2010 Inquiry date moved to 18th & 19th May 2010
17/09	80 High Street, Melbourn	36	Enforcement Notice issued in respect of breaches of control – Compliance period four months i.e. by 5 th April 2010. Appealed – Planning Appeal Dismissed 10 th November 2009. Enforcement Notice Appeal withdrawn. Compliance inspection to be carried out
01/10	Land at Moor Drove Histon	37	Enforcement Notice issued – Compliance period to cease the unauthorised use two months i.e. by 15 th April 2010
02/10	Hill Trees Babraham Road Stapleford	37	Enforcement Notice issued - Compliance period to cease the use of the land for motor vehicle sales and repairs one month i.e. by 15 th April 2010

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03/10	2 Grange Park Chesterton Fen Road Milton	37	Enforcement Notice issued - Compliance period to demolish and remove materials from the land three months i.e. by 15 th June 2010. Enforcement Notice Appealed.
05/10	9 Toft Lane Great Wilbraham	37	Enforcement Notice issued - Compliance period to remove the mobile home six months i.e. by 15 th September 2010 and one month for the two sheds and storage container i.e. by 15 th April 2010
06/10	Land at Pampisford Road, Great Abington	37	Enforcement Notice issued - Compliance period to remove unauthorised portable building three months i.e. 15 th June 2010 Enforcement Notice Appealed.
08/10	Land at 19A High Green, Great Shelford	38	Enforcement Notice issued – Compliance period to remove all of the development work such that the property complies with planning permission S/2392/07/F, six months i.e. 22 nd September 2010 Planning decision appealed – Hearing date 7 th April 2010
09/10	1 Home Farm, 89 High Street, Harston	38	Listed Building Enforcement Notice issued – Compliance period two calendar months i.e. by 22 nd May 2010
10/10	157 Ermine Way, Arrington Royston, Herts	38	Enforcement Notice issued – Compliance date to remove the wall and all resulting debris from the site one month, i.e. by 22 nd April 2010
13/10	North Road Farm Ermine Way Whaddon	38	Listed Building Enforcement Notice issued – Compliance period one calendar month, i.e. by 22 nd April 2010 Appeal submitted 4 th March 2010
17/10	The car wash facility St. Neots Road Croxtan	38 - 39	Enforcement Notice issued – Compliance period to cease using any part of the land for residential use, two months i.e. by 12 th June 2010.