

**ENFORCEMENT ACTION**

**PROGRESS REPORT – 5th January 2005**

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 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>3.4.2002</b> The requirements of the Enforcement Notices in respect of over size buildings on the front part of Plots Fourwinds, 7A, 7 and 10 have not been met. Arrangements are in hand for those concerned to take part in a formal interview, and once they have taken place (or declined) prosecution files will be compiled and forwarded to the Legal Office for processing.</p> <p><b>3.7.2002</b> The owners of the oversized structures on the front land of Plot 7, 7A and 10 have been formally interviewed as to why they have not been reduced in size, and discussions are taking place to agree a way forward to ensure maximum success in any ensuing Court proceedings.</p> <p><b>2.10.2002</b> Further discussions with local Members being planned to consider a number of issues relating to development in this area.</p> <p><b>8.1.2003</b> Prosecution files submitted to Legal Office for Plots 7, 7A and 10</p>

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			<p><b>2.4.2003</b>  Planning applications S/0024/03/F and S/0025/03/F received for 7A and 10 Setchell Drove have now been refused.  Case listed at Cambridge Magistrates Court 19<sup>th</sup> March 2003 for breach of Enforcement Notice. Adjourned to 9<sup>th</sup> April 2003</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refusal of planning permission for the retention of a day room on Plot 10 S/0024/03 refers but the appeal has now been withdrawn.</p> <p>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.</p> <p>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>

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			<p><b>7.4.2004</b> Prosecution files submitted for oversize buildings on Plots 7 and 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.</p> <p>Resolved to take Direct Action for breach of extant Enforcement Notices to the rear of plots 2 to 8 Setchel Drove.</p> <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>
26/98 B/1/45/61 Riverside Stables Bourn Bridge Road LITTLE ABINGTON	<p>Without the benefit of planning permission</p> <p>A. The stationing of a mobile home for residential purposes.</p> <p>B. Unauthorised engineering works.</p>	<p>Planning Committee 7<sup>th</sup> October 1998 - Item 18.</p> <p>Members authorised enforcement action in respect of identified breaches of planning control which could not be resolved by means of negotiation.</p> <p>A. To clear land of all items not associated with agriculture and to use the land only for the purposes of agriculture.</p>	<p>Negotiations to address the breaches of planning control were unsuccessful, and Legal department have now been requested to issue the necessary Enforcement Notice.</p> <p>Enforcement Notice issued 14<sup>th</sup> January 1998, and has been appealed. To await outcome of appeal.</p> <p>Hearing scheduled for 5<sup>th</sup> October 1999.</p> <p>Hearing re-scheduled to 11<sup>th</sup> January 2000.</p>

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	<p>C. Change of use - storage of motor vehicle and vehicle parts.</p>	<p>B. A period of three months to comply with the Notice.</p> <p>C. Proceedings in the Magistrates Court be authorised in the event of failure to comply with the Notice and subject to there being no material change in the circumstances</p>	<p>Subject to some minor alterations to the Enforcement Notice, the appeal was dismissed 13<sup>th</sup> March 2000, there is a compliance period of 3 months - 13<sup>th</sup> June 2000 and the site will be monitored to ensure full compliance.</p> <p><b>5.7.2000</b> Inspection made 19<sup>th</sup> June 2000 revealed no movement towards complying with the requirements of the Enforcement Notice.</p> <p>The owner(s) to be interviewed with a view to instigating a prosecution for non-compliance with the requirements of the Enforcement Notice.</p> <p><b>4.10.2000</b> The appellant appealed to the High Court, with his appeal being dismissed 3<sup>rd</sup> July 2000. Compliance period ends 3<sup>rd</sup> October 2000.</p> <p><b>3.1.2001</b> The planning application verbally referred to 4<sup>th</sup> October 2000 has been registered under Council's reference S/1868/00/F and is to be refused. A verbal update will be given to Members.</p> <p><b>2.5.2001</b> No recent visits have been made due to the foot and mouth situation, but it thought full compliance with the requirements of the Enforcement Notice have been met. Contact with the owner is being sought in order to formally inform him a date for compliance in accordance with Section 173A (3) Town and</p>

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			<p>Country Planning Act 1990, with a suggested date of 30<sup>th</sup> June 2001.</p> <p><b>4.7.2001</b> Letters sent 16<sup>th</sup> May 2001 giving 30<sup>th</sup> June 2001 as new compliance date. It is highly unlikely that a visit will be possible between that date and the date of this meeting, but the site will be monitored and appropriate action taken.</p> <p><b>3.10.2001</b> The refused planning application under reference S/1868/00/F has now been appealed. The enforcement compliance period, in accordance with our usual practice in such circumstances, will be extended to coincide with the outcome of the appeal.</p> <p><b>2.1.2002</b> Planning refusal S/1868/00/F was dismissed at appeal on 9<sup>th</sup> October 2001. The amended compliance date is 1<sup>st</sup> March 2002.</p> <p><b>3.4.2002</b> The requirements of the Enforcement Notice were not met within the prescribed time, and as a result the owner/occupier was formerly interviewed 28<sup>th</sup> February 2002, and a prosecution file is being compiled for forwarding to the Legal Office for proceedings in the Magistrates Court.</p>

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			<p><b>3.7.2002</b> The prosecution file is in the final stages of completion, and will be forwarded to Legal to commence Court proceedings as soon as possible.</p> <p><b>2.10.2002</b> Prosecution file submitted to Legal Office</p> <p><b>8.1.2003</b> Summons issued case adjourned on 4<sup>th</sup> December to 11<sup>th</sup> December 2002</p> <p><b>2.4.2003</b> On 19<sup>th</sup> March 2003 the case was adjourned to 2<sup>nd</sup> April 2003.</p> <p><b>2.7.2003</b> The case has been committed to Crown Court and a trial date has been set for the week commencing 4<sup>th</sup> August. A pre-trial hearing is listed for the 14<sup>th</sup> July.</p> <p><b>1.10.2003</b> Case adjourned to November.</p> <p><b>7.1.2004</b> On 13<sup>th</sup> November 2003 the defendant appeared before Cambridge Crown Court and pleaded guilty. He was fined £1,500 with £8,000 costs. A site visit will be made in January to establish if further action is required.</p>

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			<p><b>7.4.2004</b> No vehicles on site. Site continues to be monitored.</p> <p><b>7.7.2004</b> No change.</p> <p><b>6.10.2004</b> No change</p> <p><b>5.1.2005</b> No change. Remove from active list.</p>
<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 2<sup>nd</sup> December 1998 - Item 20 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 there being no material change in circumstances proceedings be 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 takes effect 15<sup>th</sup> July</p>

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			<p>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> <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>



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			<p><b>2.5.2001</b> Summons 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> <p><b>2.10.2002</b> Trial still pending.</p>

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			<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.</p> <p>A Webb fined £1,000, £1,500 costs.</p> <p>M Webb fined £1,000, £1,500 costs.</p> <p>A letter has been sent by the Legal Office to the defendants 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>

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			<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> <p>A Webb (Senior) – Conditional Discharge for 2 years.  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>

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<p>4/01 S/0337/97/LB 1 Meeting Lane MELBOURN Cambridge</p>	<p>Unauthorised extension to a listed building – rear porch.</p>	<p>Planning Committee 6<sup>th</sup> June 2001 – Item 30. Members authorised the serving of a listed building’s Enforcement Notice to cure the removal of the porch and the making good of the rear elevation of the listed building and further for the Conservation Manager and the Legal Officer to bring an action against the owner in the Magistrates Court in respect of the unauthorised works which have effected the character of a listed building.</p>	<p><b>4.7.2001</b> Conservation Manager and Legal Officer to carry out Members’ instructions.</p> <p><b>3.10.2001</b> Enforcement Notice issued 7<sup>th</sup> July 2001 to take effect 15<sup>th</sup> August 2001 with a one month compliance period – 15<sup>th</sup> September 2001.</p> <p>No appeal lodged, inspection revealed porch not removed, prosecution file being prepared by Conservation Section.</p> <p><b>2.1.2002</b> An appeal against refusal has been lodged, and the prosecution in respect of non-compliance with the Enforcement Notice will be adjourned pending the outcome of the appeal.</p> <p><b>3.4.2002</b> Informal hearing for appeal against refusal of planning permission is scheduled for 23<sup>rd</sup> April 2002. The prosecution resulting from non-compliance with the Enforcement Notice is pending the result of this hearing.</p> <p><b>3.7.2002</b> The appeal against the refusal to grant listed building consent was dismissed 9<sup>th</sup> May 2002. Negotiations by the Conservation Section are under way to try and agree an acceptable timescale to remove the rear porch and make good the rear elevation.</p>

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			<p><b>2.10.2002</b> An application S/1656/02/LB has been submitted which should resolve the matter.</p> <p><b>8.1.2003</b> Our Legal Department is still engaged in correspondence with the owner, with the possibility that the matter will be put before the court in the near future.</p> <p><b>2.4.2003</b> It has not been possible at this time to serve the summons as the owner is abroad.</p> <p><b>2.7.2003</b> No change.</p> <p><b>1.10.2003</b> No change.</p> <p><b>7.1.2004</b> It has been confirmed that the owner is still abroad. He has appointed an agent to manage the site and to try and resolve the outstanding matters. Negotiations continue.</p> <p><b>7.4.2004</b> No change.</p> <p><b>7.7.2004</b> The owner is no longer represented by an agent and is still believed to be living abroad. At present we are unable to contact the owner.</p> <p><b>6.10.2004.</b> No change</p>

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			<p><b>5.1.2005</b> Owner still appears to be abroad. No change.</p>
<p>12/02 B/1/45/72 &amp; S/1230/02/F The Stables Chesterton Fen Road MILTON</p>	<p>Unauthorised mobile home for residential use.</p>	<p>Development and Conservation Control Committee 7<sup>th</sup> August 2002. – Item 7</p> <p>Members authorised:-</p> <ol style="list-style-type: none"> <li>1. The issue of an Enforcement Notice to cease using the land for the stationing of a mobile home and associated hardstanding.</li> <li>2. A compliance period of 6 months to comply with the Notice.</li> <li>3. Prosecution in the Magistrates Court if the Enforcement Notice is not complied with and subject to reconsideration of all material factors.</li> </ol>	<p><b>2.10.2002</b> File submitted to Legal Department for issue of Enforcement Notice.</p> <p><b>8.1.2003</b> Enforcement Notice issued 5<sup>th</sup> September 2002 to take effect on 20<sup>th</sup> October 2002. Enforcement Notice appealed Date fixed for 8<sup>th</sup> April 2003.</p> <p><b>2.4.2003</b> No change.</p> <p><b>2.7.2003</b> 7<sup>th</sup> May appeal dismissed. Compliance date 7<sup>th</sup> November 2003.</p> <p><b>1.10.2003</b> No change. Compliance date 7<sup>th</sup> November 2003.</p> <p><b>7.1.2004</b> Enforcement Notice not complied with therefore a prosecution file is being prepared. A planning application S/1934/0/F is currently being determined. The application seeks to retain the mobile home in connection with the use of the site as a tropical plant nursery.</p>

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			<p><b>7.4.2004</b> Prosecution file submitted to Legal Office. An appeal against non-determination of S/1934/03/F has been listed for 7<sup>th</sup> September 2004.</p> <p><b>7.7.2004</b> No change.</p> <p><b>6.10.2004</b> Awaiting outcome of appeal heard on 7<sup>th</sup> September.</p> <p><b>5.1.2005</b> Appeal dismissed on 21<sup>st</sup> October 2004. Legal requested to proceed with prosecution for breach of enforcement notice.</p>
<p>17/02 S/1452/02/F Land at Chesterton Fen Road MILTON</p>	<p>Without planning permission the stationing of mobile homes/caravans for residential use.</p>	<p>At Development and Conservation Control Committee 2<sup>nd</sup> October. Item 11.</p> <p>Members authorised:</p> <ol style="list-style-type: none"> <li>1. To issue an Enforcement Notice (should officers consider this necessary) to cease using the land for the stationing of mobile homes and associated hardstanding areas.</li> <li>2. Should an Enforcement Notice be issued a six month compliance period.</li> <li>3. Prosecution in the Magistrates Court if the Enforcement Notice is not complied with and subject to there being no material change in circumstances.</li> </ol>	<p><b>8.1.2003</b> Interviews with occupiers of land have commenced.</p> <p><b>2.4.2003</b> No change.</p> <p><b>2.7.2003</b> Planning application S/0903/03/F to S/0931/03/F submitted for siting of gypsy caravans. Applications currently being considered. Awaiting outcome before proceeding with investigation.</p> <p><b>1.10.2003</b> Planning applications S/0903/03/F and S/0931/03/F refused.</p>

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			<p>Appeal lodged.</p> <p><b>7.1.2004</b> Inquiry listed for 9<sup>th</sup> March 2004.</p> <p><b>7.4.2004</b> Awaiting outcome of appeal.</p> <p><b>7.7.2004</b> No change.</p> <p><b>6.10.2004</b> Appeal dismissed on 1<sup>st</sup> July 2004. Now subject to a Judicial Review. No date fixed.</p> <p><b>5.1.2005</b> Awaiting outcome of Judicial Review.</p>
<p>18/02 B/1/45/88 Rose and Crown Road SWAVESEY</p>	<p>Without planning permission using agricultural land for the siting of caravans/mobile homes for residential purposes and carrying out ancillary building works including laying of drains, septic tanks, mains electricity connections, accesses and hardstandings.</p>	<p>At Development and Conservation Control Committee 2<sup>nd</sup> October 2002 Section 4 Travellers in Swavesey Members were informed that under delegated powers Enforcement Notice E454 which takes effect on 30<sup>th</sup> October 2002 with a compliance period of one month and Stop Notices E454A and E454B had been issued.</p> <p>Members authorised proceedings in the Magistrates Court against the occupiers of the land.</p>	<p><b>8.1.2003</b> The case was adjourned at Cambridge Magistrates Court on 4<sup>th</sup> December 2002 to 17<sup>th</sup> February 2003.</p> <p><b>2.4.2003</b> Appeal against Enforcement Notices withdrawn.</p> <p>Appeal against refusal of planning permission for S/1966/02/F to S/1973/02/F continues. Appeal date fixed for 30<sup>th</sup> April 2003. The compliance period for the Enforcement Notices extended to 6 months and take effect on 20<sup>th</sup> July 2003.</p> <p>Proceedings in the Magistrates Court adjourned to 16<sup>th</sup> April.</p>



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			<p><b>2.7.2003</b> Appeal against planning permission dismissed on 19<sup>th</sup> May 2003. Proceeding in the Magistrates Court for breach of Stop Notice adjourned to 25<sup>th</sup> June 2003.</p> <p><b>1.10.2003</b> Challenge to Inspector's decision being made to the High Court by the owners. Prosecution for breach of Stop Notices adjourned pending outcome.</p> <p><b>7.1.2004</b> Appeal allowed by High Court. Case referred back to Planning Inspectorate to reconsider.</p> <p><b>7.4.2004</b> No date yet fixed for new appeal.</p> <p><b>7.7.2004</b> Public Inquiry on 16<sup>th</sup> June 2004.</p> <p><b>6.10.2004</b> Appeal dismissed on 22<sup>nd</sup> July 2004. Needs audit to be completed. Subject of a Judicial Review in relation to the issue of Stop and Enforcement Notices.</p> <p><b>5.1.2005</b> 20<sup>th</sup> October 2004 owners prosecuted for contravening Stop Notices. All were given a conditional discharge with £40 costs.</p>

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<p>21/02 B/1/45/72 &amp; S/1837/02 Land at Chesterton Fen Road, MILTON (known as 99 Ponyfield)</p>	<p>Unauthorised siting &amp; residential use of mobile home.</p>	<p>Development &amp; Conservation Committee 4<sup>th</sup> December 2002. Item 2.</p> <ol style="list-style-type: none"> <li>1. Members authorised enforcement action.</li> <li>2. A period of 6 months to comply with Notice.</li> <li>3. That proceedings in the Magistrates Court be authorised in the event of failure to comply with such Notice and subject to reconsideration of all material factors.</li> </ol>	<p><b>8.1.2003</b> Draft instructions for Enforcement Notice in respect of breach of planning control sent to the Legal Department.</p> <p><b>2.4.2003</b> Enforcement Notice E456 7<sup>th</sup> February 2003. Takes effect on 31<sup>st</sup> March 2003 with a 6 month compliance period on 1<sup>st</sup> October 2003.</p> <p><b>2.7.2003</b> Enforcement Notice appealed.</p> <p><b>1.10.2003</b> 22<sup>nd</sup> July 2003 appeal dismissed. Compliance date for Enforcement Notice 22<sup>nd</sup> January 2004.</p> <p><b>7.1.2004</b> No change.</p> <p><b>7.4.2004</b> Compliance date being extended, subject to negotiations.</p> <p><b>7.7.2004</b> Compliance date extended to 1<sup>st</sup> January 2005.</p> <p><b>6.10.2004</b> No change.</p> <p><b>5.1.2005</b> Enforcement Notice complied with. Remove from active list.</p>

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<p>6/03 S/2311/02/F Mobile Home The Oaks Meadow Road WILLINGHAM</p>	<p>Material change of use of land</p>	<p>Development and Conservation Control Committee 5<sup>th</sup> February 2003 – Item 32 Members authorised:</p> <ol style="list-style-type: none"> <li>1. The issue of an Enforcement Notice to cease the use and the removal of the converted portakabin, touring caravan and washroom.</li> <li>2. A period of 6 months to comply with the Enforcement Notice.</li> <li>3. That proceedings in the Magistrates Court in the event of failure to comply with such a Notice and subject to all material factors.</li> </ol>	<p><b>2.4.2003</b> File submitted to Legal Office 14<sup>th</sup> February 2003 for issue of Enforcement Notice.</p> <p><b>2.7.2003</b> Enforcement Notice E463 issued 25<sup>th</sup> March 2003 to take effect 7<sup>th</sup> May 2003. Compliance period 6 months. Enforcement Notice appealed.</p> <p>Hearing fixed for 23<sup>rd</sup> September 2003</p> <p><b>1.10.2003</b> No change.</p> <p><b>7.1.2004</b> On 4<sup>th</sup> November 2003 an appeal was dismissed. Compliance period extended to 12 months. Compliance date 4<sup>th</sup> November 2004.</p> <p><b>7.4.2004</b> No change.</p> <p><b>7.7.2004</b> No change.</p> <p><b>6.10.2004</b> No change.</p> <p><b>5.1.2005</b> Enforcement Notice complied with. Remove from active list.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
<p>7/03 B/1/45/20 Land between Setchell Drove and Water Lane Smithy Fen COTTENHAM (A Land)</p>	<p>Material change of use of land as a residential caravan site, ancillary provision of drains and construction of accesses and hardstandings</p>	<p>Delegated authority to take Stop and Enforcement action. Reported to Development and Conservation Control Committee 2<sup>nd</sup> April 2003 – Item 9.</p> <p>Stop Notice E460A issued 20<sup>th</sup> March to take effect on 25<sup>th</sup> March 2003. Enforcement Notice E460 issued 19<sup>th</sup> March to take effect 30<sup>th</sup> April 2003. Compliance period 3 months – 30<sup>th</sup> July 2003.</p>	<p><b>2.7.2003</b> Failed to comply with Stop Notice. Case listed at Cambridge Magistrates Court 25<sup>th</sup> June 2003. Enforcement Notice appealed. Hearing 14<sup>th</sup> October 2003.</p> <p><b>1.10.2003</b> Inquiry moved to 17<sup>th</sup> September 2003. Proceedings adjourned pending outcome of appeal.</p> <p><b>7.1.2004</b> On 14<sup>th</sup> October 2003 an appeal was allowed. Proceedings withdrawn as a result of appeal. Conditions imposed by appeal decision to be monitored. Remove from active list.</p> <p><b>7.4.2004</b> The appeal was allowed subject to conditions which were required within 3 months.</p> <ol style="list-style-type: none"> <li>1. A scheme for the layout of the site.</li> <li>2. The provision of foul and surface water drainage.</li> <li>3. Boundary treatment and landscaping.</li> <li>4. Within 11 months a Scheme of Works shall have been approved. Details submitted are currently being considered and consulted upon.</li> </ol> <p><b>7.7.2004</b> An update will be given by the Area Planning Officer.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>6.10.2004</b> Site being monitored. Negotiations continue concerning outstanding conditions. An update will be given by the Area Planning Officer.</p> <p><b>5.1.2005</b> An update will be given by the Area Planning Officer.</p>
<p>8/03 B/1/45/20 Land between Setchell Drove and Water Lane Smithy Fen COTTENHAM (B Land)</p>	<p>Material change of use of land – forming an earth bund, laying hardcore and hardstanding</p>	<p>Delegated authority to take Stop and Enforcement action. Reported to Development and Conservation Control Committee 2<sup>nd</sup> April 2003 – Item 9. Stop Notice E461A issued 20<sup>th</sup> March 2003. Enforcement Notice E461 issued 19<sup>th</sup> March 2003 to take effect on 30<sup>th</sup> April 2003. Compliance period 3 months – 30<sup>th</sup> July 2003.</p>	<p><b>2.7.2003</b> Enforcement Notice appealed. Planning applications S/0456/03/F, S/0457/03/F, S/0871/03/F, S/0872/03/F and S/0873/03/F refused.</p> <p><b>1.10.2003</b> Enforcement appeal hearing on 14<sup>th</sup> October 2003. Stop Notice E461D and Enforcement Notice E461C issued 29<sup>th</sup> August 2003 prohibiting the use of the land for the stationing of caravans/mobile homes for residential purposes.</p> <p>Stop Notice took effect 5<sup>th</sup> September 2003. Enforcement Notice takes affect on 30<sup>th</sup> September 2003 with a 3 month compliance period.</p> <p>Site visit on 8<sup>th</sup> September 2003 confirmed that there were caravans on site in breach of the Stop Notice. Investigations commenced.</p> <p><b>7.1.2004</b> On 18<sup>th</sup> November 2003 appeal dismissed. Compliance date 18<sup>th</sup> February 2004. Appeal outstanding on Enforcement Notice E461C.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p>Listed for hearing on 10<sup>th</sup> February 2004. There were no caravans on this site on 5<sup>th</sup> December 2003.</p> <p><b>7.4.2004</b> Appeal Inquiry pending. Date not fixed.</p> <p><b>7.7.2004</b> Appeal inquiry listed for 20<sup>th</sup> July 2004.</p> <p><b>6.10.2004</b> Appeal inquiry adjourned on 23<sup>rd</sup> July to 23 November 2004.</p> <p><b>5.1.2005</b> Awaiting outcome of appeal.</p>
<p>9/03 B/1/45/20 Land between Setchell Drove and Water Lane COTTENHAM (G Land)</p>	<p>Material change of use of land as a residential caravan site, ancillary provision of drains and construction of accesses and hardstandings</p>	<p>Delegated authority to take enforcement action. Reported to Development and Conservation Control Committee 2<sup>nd</sup> April 2003 – Item 9.</p> <p>Enforcement Notice E459 issued 19<sup>th</sup> March to take effect 30<sup>th</sup> April 2003. Compliance period 3 months – 30<sup>th</sup> July 2003.</p>	<p><b>2.7.2003</b> Enforcement Notice appealed. Hearing on 14<sup>th</sup> October 2003. Planning application S/0377/02/F refused on 13<sup>th</sup> March 2003.</p> <p><b>1.10.2003</b> Refusal of planning permission and Enforcement Notice appealed. Hearing on 14<sup>th</sup> October 2003.</p> <p><b>7.1.2004</b> On 18<sup>th</sup> November 2003 appeal dismissed. Compliance date 18<sup>th</sup> February 2004.</p> <p><b>7.4.2004</b> Enforcement Notice not complied with. Requires further investigation. An appeal against non-determination of planning application S/2505/03/F has provisionally been arranged for 20<sup>th</sup> July.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<p><b>7.7.2004</b> Appeal inquiry listed for 20<sup>th</sup> July.</p> <p><b>6.10.2004</b> Appeal Inquiry adjourned 23<sup>rd</sup> July to 23<sup>rd</sup> November 2004.</p> <p><b>5.1.2005</b> Awaiting outcome of appeal.</p>
<p>10/03 B/1/45/20 Land at Plot 2 and R/O Plot 3 Setchell Drove 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.</p> <p>Stop Notice E353N issued 19<sup>th</sup> May 2003 took effect 25<sup>th</sup> May 2003. Enforcement Notice E353N issued 19<sup>th</sup> May 2003 takes effect 30<sup>th</sup> June 2003.</p>	<p><b>2.7.2003</b> Enforcement Notice appealed.</p> <p>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> <p><b>7.7.2004</b> Subject of an appeal by the Council to the High Court against the Planning Inspector's decision.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<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>15/03 B/1/45/20 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><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 4<sup>th</sup> June 2004. 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>16/03 B/1/45/39 &amp; S/0181/03/LDC Shelford Lodge Cambridge Road GREAT SHELFORD</p>	<p>Unauthorised mobile home</p>	<p>Delegated authority given to issue an Enforcement Notice to remove the mobile home from the site.</p>	<p><b>7.1.2004</b> File submitted to Legal Office for issue of Enforcement Notice</p> <p><b>7.4.2004</b> Enforcement Notice P246A issued 17<sup>th</sup> December 2003. Subject of an appeal provisionally arranged for 14<sup>th</sup> July.</p> <p><b>7.7.2004</b> Appeal adjourned pending outcome of planning application S/1018/04/F.</p> <p><b>6.10.2004</b> Appeal inquiry listed for 16<sup>th</sup> November 2004.</p> <p><b>5.1.2005</b> Appeal withdrawn. Enforcement Notice takes effect on 20<sup>th</sup> April 2005.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
17/03 B/1/45/8 65 Wimpole Road BARTON	Unauthorised work on listed building	Delegated authority given to prosecute for unauthorised work.	<p><b>7.1.2004</b>            Case listed at Cambridge Magistrates Court on 10<sup>th</sup> December 2003. Case adjournment to 17<sup>th</sup> December 2003. A verbal update will be given.</p> <p><b>7.4.2004</b>            Prosecution for unauthorised work on listed building. Defendant appeared at Cambridge Magistrates Court on 28<sup>th</sup> January 2004. Fined £5,000 with £1,260 costs. Site being monitored by Conservation Department.</p> <p><b>7.7.2004</b>            Listed Building Enforcement Notice E475 issued on 23<sup>rd</sup> March 2004 for unauthorised work. Compliance period 3 months from 23<sup>rd</sup> April 2004. Takes effect 23<sup>rd</sup> July 2004.</p> <p><b>6.10.2004</b>            Prosecution file submitted to Legal Office for breaching Enforcement Notice.</p> <p><b>5.1.2005</b>            Update to be given.</p>
19/03 B/1/45/51 & S/2230/03/F Land adjacent to Moor Drove Cottenham Road HISTON	Without planning permission carrying out operational development by the laying of hardcore roadways and septic tanks on the site.	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><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>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			<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>1/04 B/1/45/26 &amp; S/2256/03/F Woodview Potton End ELTISLEY</p>	<p>Unauthorised structure above garage.</p>	<p>Delegated authority given to issue an Enforcement Notice to remove the unauthorised structure above the garage.</p>	<p><b>7.4.2004</b> File submitted to Legal Office for issue of Enforcement Notice.</p> <p>Planning application, S/2256/03/F, refused. Appeal pending.</p> <p><b>7.7.2004</b> Enforcement Notice E478 issued 16<sup>th</sup> March 2004. Notice took effect on 20<sup>th</sup> April 2004 with a compliance period of 3 months. Compliance date 20<sup>th</sup> July 2004.</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>6.10.2004</b> Appeal against planning permission dismissed on 19<sup>th</sup> August 2004. Prosecution file to be submitted for breach of Enforcement Notice.</p> <p><b>5.1.2005</b> Prosecution file submitted to Legal Office.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
2/04 B/1/45/87 The Bury Newmarket Road STOW-CUM-QUY	Unauthorised extension	Delegated authority given to issue an Enforcement Notice to remove the unauthorised extension to an office building.	<p><b>7.4.2004</b> File submitted to Legal Office for issue of Enforcement Notice.</p> <p><b>7.7.2004</b> Enforcement Notice E473 to be re-issued.</p> <p><b>6.10.2004</b> Enforcement Notice E473A issued. Appeal provisionally arranged for 18<sup>th</sup> January 2005.</p> <p><b>5.1.2005</b> No change.</p>
4/04 S/0453/04/F 65 Eland Way Teversham	Unauthorised building	<p>Delegated authority given to issue Enforcement Notice to remove unauthorized building.</p> <p>Enforcement Notice E449 issued 16<sup>th</sup> July 2004 and took effect on 18<sup>th</sup> August 2004. Compliance period 3 months.</p>	<p><b>7.7.2004</b> File submitted to Legal Officer for issue of Enforcement Notice.</p> <p><b>6.10.2004</b> Enforcement Notice appealed.</p> <p><b>5.1.2005</b> Awaiting appeal decision.</p>
6/04 B/1/45/71 S/0177/03/F Land adjacent to Kneesworth Road MELDRETH	Concerns about possible future development site.	<p>Interim Injunction issued on 4<sup>th</sup> June 2004 returnable to the High Court on 17<sup>th</sup> June 2004.</p> <p>The Injunction restrains caravans, mobile homes and any other form of residential accommodation on the site using or causing or permitting the land for residential or any other non-agricultural purposes. A further application will be made to the High Court on 17<sup>th</sup> June 2004 to extend the period.</p>	<p><b>7.7.2004</b> There is an appeal against refusal of planning permission due to be heard on 27<sup>th</sup> July 2004.</p> <p>An update will be given by our Legal Officer.</p> <p><b>6.10.2004</b> Planning permission S/0177/03/F allowed on appeal on 13<sup>th</sup> August 2004 for change of use of land to travelling show peoples quarters. Site being monitored.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
		There is an extant Enforcement Notice E227 which was issued on 24 <sup>th</sup> November 1995 and took effect on 1 <sup>st</sup> January 1996. The Enforcement Notice requires the removal of caravans and for the land only to be used for agriculture.	<b>5.1.2005</b> No breach of injunction. Remove from active list.
7/04 B/1/45/50 Hinxton Grange Hinxton	Installation of a fibrous plaster pre-made dome for light fitting in the kitchen ceiling.	Delegated Authority Listed Building Enforcement Notice E450 issued 4 <sup>th</sup> June 2004 to the effect on 15 <sup>th</sup> July 2004. Compliance period one month.	Enforcement Notice appealed.  <b>5.1.2005</b> Awaiting outcome of appeal.
8/04 B/1/45/33 Berry House 33 High Street Waterbeach	Erection of fence within the curtilage of a listed building.	Delegated Authority. Enforcement Notice E490 issued 19 <sup>th</sup> July 2004 to take effect on 25 <sup>th</sup> August 2004. Compliance period two months.	Enforcement Notice appealed.  <b>5.1.2005</b> Awaiting outcome of appeal.
9/04 B/1/45/88 Land adj Fen Road Swavesey	<ol style="list-style-type: none"> <li>1. Stationing of caravans for residential use without planning permission.</li> <li>2. Unauthorised erection of a temporary stable.</li> <li>3. Material change of use of land for breeding dogs.</li> </ol>	<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. Enforcement Notice E485A issued 17<sup>th</sup> August 2004.</p> <p>The following to take 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> </ol>	<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>4. Not to replace vehicles associated with agriculture 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 to take place on 17<sup>th</sup> December 2004:</p> <p>7. Cease 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. Remove from the land any vehicles not connected with agriculture.</p>	
<p>10/04 B/1/45/100 S/1477/04/F 23 Church Street Willingham</p>	<p>Material Change of Use for the supply of hot food. Unauthorised extraction flue.</p>	<p>Delegated authority to take enforcement action. The use for the supply of hot food to cease and for the extraction flue to be removed.</p>	<p><b>5.1.2005</b> File submitted to Legal Office for issue of Enforcement Notice.</p>
<p>11/04 B/1/45/ S/0445/04/F 43A High Street Landbeach</p>	<p>Material Change of Use of land for residential garden land. Unauthorised structures.</p>	<p>At development and Conservation Control Committee, 7<sup>th</sup> July, Item 9, Members authorised:-</p> <p>1. The issue of an Enforcement Notice for the material change of use of the land to cease and for the unauthorised structures to be removed.</p>	<p><b>5.1.2005</b> Enforcement Notice E484 issued 28<sup>th</sup> September 2004. Compliance period 3 months to take effect 3 November 2004. Enforcement Notice appealed.</p>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
12/04 B/1/45/40 S/1091/04/F 15 Angle End Gt Wilbraham	Unauthorised single storey extension.	Delegated authority given to issue an Enforcement Notice to demolish the rear extension and remove the resulting materials from the land.	<b>5.1.2005</b> Enforcement Notice E483 issued 20 <sup>th</sup> October 2004. Compliance period 3 months, to take effect 30 <sup>th</sup> November 2004. Enforcement Notice appealed.
13/04 B/1/45/100 Land at Scholes Road Willingham	A. Without planning permission the stationing of two mobile homes for residential use.  B. Unauthorised building works.  C. Unauthorised engineering works.	Delegated authority given to issue Enforcement Notice and Stop Notice to:- 1. Remove all caravans/mobile homes and sheds from the land. 2. Cease to use the land as a residential caravan site. 3. Take up all drains and other services, grub up all accesses and hardstandings. 4. Restore the land to its condition before the breach of planning control took place.	<b>5.1.2005</b> Enforcement Notice E489A and Stop Notice E489B issued on 10 <sup>th</sup> November 2004. Compliance period for Enforcement Notice, one month, to take effect on 29 <sup>th</sup> December 2004. The Stop Notice takes effect on 17 <sup>th</sup> November 2004.
14/04 B/1/45/36 S/1847/04/F 25 South Road Great Abington	Unauthorised siting of a storage container.	At Development and Conservation Control Committee on 3 <sup>rd</sup> November 2004. Item 26 Members authorised:  1. The issue of an Enforcement Notice to remove the storage container from the land.	<b>5.1.2005</b> Enforcement Notice E491 issued on 16 <sup>th</sup> November 2004. Compliance period for Enforcement Notice, two months, to take effect on 23 <sup>rd</sup> December 2004.
15/04 B/1/45/97 S/1585/04/F Land adjacent to 12 The Common West Wrattling	Unauthorised extension to Hardstanding.	At Development and Conservation Control Committee on 6 <sup>th</sup> October 2004. Item 32 Members authorised:  1. The issue of an Enforcement Notice to remove the unauthorised Hardstanding.	<b>5.1.2005</b> Negotiations continuing with the Planning Officer regarding what area of the hardstanding could be considered as permitted development.

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
16/04 B/1/45/60 S/2153/04/F 2 Manor Farm Barns and Land Adjoining Cockhall Lane Litlington	Without planning permission the material change of use of land to garden land and the erection of a garden room.	At Development and Control Committee on 1 <sup>st</sup> December 2004, Item 8, Members authorised:  1. The issue of an Enforcement Notice to remove the unauthorised garden room.	<b>5.1.2005</b> Negotiations continuing with the Planning Officer regarding the submission of further site plans, before formal enforcement action is taken.
17/04 1/45/32 S/1533/03/F 6 Honey Hill Gamlingay	Unauthorised erection of a gate and supporting posts.	Delegated authority given to issue an Enforcement Notice to remove the unauthorised gate and supporting posts.	<b>5.1.2005</b> File submitted to Legal Office for issue of an Enforcement Notice.