## **ENFORCEMENT ACTION**

## PROGRESS REPORT – 6<sup>th</sup> October 2010

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
18/98 B/1/45/20 Mobile Home Site Setchell Drove COTTENHAM	A. Stationing of caravans without planning permission.  B. Unauthorised building works.  C. Unauthorised Engineering works	Planning Committee 1 <sup>st</sup> July 1998 - Item 26.  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.	2.7.2003 On 9 <sup>th</sup> April the owners of Plots 7, 7A and 10 appeared before Cambridge Magistrates Court. They were each fined £200 with £45 costs. An appeal was made against the refusal of planning permission for the retention of a day room on Plot 10 S/0024/03 refers but the appeal has now been withdrawn. The owners of Plots 7, 7A and 10 have moved off the site and Plots 7 and 10 are now occupied. Planning Contravention Notices have been issued to establish details of ownership before commencing further proceedings.  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.  7.1.2004 Prosecution file submitted to Legal Office for Plots 7 and 10. Enquiries continue concerning Plot 7A.  7.4.2004 Prosecution files submitted for oversize buildings on Plots 7 &10  7.7.2004 Cases listed at Cambridge Magistrates Court for 30 <sup>th</sup> June 2004.  6.10.2004 Cases listed for plots 7 and 10 at Cambridge Magistrates Court on 29 <sup>th</sup> September 2004.Resolved to take Direct Action for breach of extant Enforcement Notices to the rear of plots 2 to 8 Setchel Drove.

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

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			3.10.2007 Plots 7, 7A and Four Winds being monitored. Plot 10 allowed on appeal on 20 <sup>th</sup> August 2007. Remove plot 10 from active list.  9.1.2008 No change  2.4.2008 No change  1.10.2008 No change  1.10.2008 No change  1.4 01. 2009 No Change  1.04.2009 No change  1.07.2009 No Change  7.10.2009 No Change  7.10.2009 No Change  7.10.2010 No change  7.4.2010 No Change

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
34/98 B/1/45/72 and S/0133/97/O Camside Farm Chesterton Fen Road MILTON	Without planning permission the stationing of two mobile homes for residential use.	Planning Committee 2 <sup>nd</sup> December 1998 - Item 20  Members authorised  1. To seek an injunction. 2. To issue an Enforcement Notice if the application for an injunction was refused. 3. A Period of three months to comply with any Enforcement Notice issued. 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.	7.7.2010 No change  6.10.2010 No change  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.  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.  The Enforcement Notice has been appealed. The site is also part of the general review of travellers' accommodation in the Chesterton Fen Road area.  The outcome of the appeal against the Enforcement Notice is awaited.  The appeal was dismissed 10th January 2000 with the compliance period being varied to 9 months (10th October 2000).

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			Compliance period ends 10 <sup>th</sup> October 2000.
			<b>4.10.2000</b> Still within the period before compliance which ends 10 <sup>th</sup> October 2000.
			3.1.2001 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.
			2.5.2001 Summonses returnable to Cambridge Magistrates Court 16 <sup>th</sup> May 2001 were served 18 <sup>th</sup> April 2001.
			<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.
			3.10.2001 A pre-trial hearing scheduled for 23 <sup>rd</sup> September 2001.
			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.
			3.4.2002

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			The outcome of the case referred to at 2.01.2002 is still awaited.
			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.
			2.10.2002 Trial still pending.
			8.1.2003 On 8 <sup>th</sup> November 2002 the defendants appeared before Norwich Crown Court. They pleaded guilty and were fined as follows:
			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.
			A letter has been sent by the Legal Office to the defendant's legal representative informing them that a further site visit will be made on 10 <sup>th</sup> February 2003. If the Enforcement Notice has not been complied with consideration will be given to further prosecutions.
			<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.
			<b>2.7.2003</b> Case adjourned to 18 <sup>th</sup> June 2003. A verbal update will be given.
			1.10.2003

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			Case adjourned to November.
			<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:
			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.
			The situation will be monitored and a timescale agreed once the planning application has been determined.
			<b>7.4.2004</b> Awaiting determination of planning application S/2285/03/F.
			<b>7.7.2004</b> No change.
			<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.
			5.1.2005 Negotiations continue.
			<b>6.4.2005</b> Waiting for response to meeting held on 14 <sup>th</sup> March 2005.

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			6.7.2005 Legal Office requested to proceed with further prosecution.
			<b>5.10.2005</b> Further evidence being obtained.
			4.1.2006 Development of authorised site being monitored as owners is expected to move onto the authorised site.
			<b>5.4.2006</b> No change.
			<b>5.7.2006</b> No change.
			<b>4.10.2006</b> Compliance period extended to 1 <sup>st</sup> November 2006.
			10.1.2007 Prosecution file to be submitted to Legal Office.
			4.4.2007 Prosecution file submitted to Legal Office.
			<b>4.7.2007</b> Three defendants appeared before Cambridge Magistrates Court on 15 <sup>th</sup> May 2007. Each given a conditional discharge for 18 months with £200 costs.
			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.

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			9.1.2008 No change
			2.4.2008 No change
			2.7.2008 No change
			<b>1.10.2008</b> Planning permission S/1653/07/f approved 12 <sup>th</sup> August 2008 Site visit to be made after the 15 <sup>th</sup> November 2008 to confirm compliance.
			14.01.2009 Letter received from defendants Solicitors regarding current circumstances – File submitted to Legal for opinion.
			1.04.2009 Defendant's circumstances remain unchanged, Legal Officer informed of latest position.
			<b>1.07.2009</b> No change
			<b>7.10.2009</b> No change
			<b>13.1.2010</b> No change
			<b>7.4.2010</b> No Change
			<b>7.7.2010</b> No change

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			6.10.2010 No change
10/03 Plot 12 Victoria View Smithy Fen COTTENHAM	Material change of use of land as a residential caravans site ancillary provision of drains and construction of access and hardstandings	Delegate authority to take enforcement action. Reported to Development and Conservation Control Committee 2 <sup>nd</sup> April 2003 – Item 9.  Stop Notice E353N issued 19 <sup>th</sup> May 2003 took effect on 25 <sup>th</sup> May 2003. Enforcement Notice E353N issued 19 <sup>th</sup> May 2003 took effect on 30 <sup>th</sup> June 2003.	2.7.2003 Enforcement Notice appealed. Stop Notice not complied with. Prosecution file being prepared.  1.10.2003 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.  7.1.2004 Hearing moved to 29 <sup>th</sup> January 2004.  7.4.2004 Appeal allowed. Legal to update about possible legal grounds to challenge Planning Inspector's decision.  7.7.2004 Subject of an appeal by the Council to the High Court against the Planning Inspector's decision.  6.10.2004 Subject to a Judicial Review. No date fixed.  5.1.2005 Awaiting outcome of appeal.  6.4.2005 Case to be re-determined by the Planning Inspectorate. Date not yet fixed for hearing.  6.7.2005 Public inquiry listed for 12 <sup>th</sup> July 2005.

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			5.10.2005 Awaiting appeal decision
			<b>4.1.2006</b> Appeal dismissed. Enforcement Notice took effect on 7 <sup>th</sup> December 2006.
			5.4.2006 Subject of an appeal to the High Court against the Planning Inspector decision.
			<b>5.7.2006</b> No change.
			<b>4.10.2006</b> No change.
			10.1.2007 Awaiting decision of appeal to the High Court.
			4.4.2007 Appeal to the High Court dismissed. Proceeding with application for injunction.
			<b>4.7.2007</b> No Change.
			<b>3.10.2007</b> Site being monitored. Not currently proceeding with any legal action as a result of decision by Planning Sub-Committee on 18 <sup>th</sup> June and 3 <sup>rd</sup> August 2007. Authority given to take direct action.
			<b>9.1.2008</b> No change

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		ACTION TAKEN	2.4.2008 No change 2.7.2008 No change 1.10.2008 No change 14.01.2009 No change 1.04.2009 No change 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. 7.10.2009 No change 13.1.2010 No change 7.4.2010 Further planning application submitted reference no S/1178/09/F - Refused at Planning Committee 3 <sup>rd</sup> March 2010 Report to be submitted to Planning Sub Committee. 7.7.2010 No change

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			6.10.2010 No change
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.	7.1.2004 Stop and Enforcement Notices issued.  7.4.2004 Enforcement Notices and refusal of planning permission appealed. Public Inquiry arranged for 10 <sup>th</sup> August.  7.7.2004 No change.  6.10.2004 Appeal Inquiry adjourned on 10 <sup>th</sup> August to 14 <sup>th</sup> December 2004.  5.1.2005 No change.  6.4.2005 Appeal hearing adjourned until 14 <sup>th</sup> April 2005.  6.7.2005 Awaiting appeal decision  5.10.2005 Appeal dismissed 2 <sup>nd</sup> August 2005. An appeal is being made to the High Court.  4.1.2006 No change.  5.4.2006 Appeal dismissed.

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			Currently considering options for dealing with the breach of the Enforcement Notice.
			<b>5.7.2006</b> Planning application S/0647/06/F - withdrawn.
			<b>4.10.2006</b> No change.
			10.1.2007 Proceeding with injunctive action.
			<b>4.4.2007</b> No change.
			<b>4.7.2007</b> No Change
			3.10.2007 Case listed for a hearing in the High Court in October 2007.
			2.4.2008  Hearing at High Court concluded on 22nd February 2008.  Awaiting Decision.
			9.1.2008 Case adjourned now listed for hearing in February.
			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 8 July2008.
			1.10.2008

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			Appeal allowed – Planning conditions to be monitored.
			14.01.2009 All schemes required as part of the planning conditions have been submitted within timescale.
			1.04.2009 No change
			1.07.2009 The planning officer has requested further information in order that the schemes relating to conditions can be discharged.
			<b>7.10.2009</b> No change
			13.1.2010 No change
			<b>7.4.2010</b> No Change
			7.7.2010 No change
			6.10.2010 No change
<b>9/04</b> B/1/45/88 Land adj Cow Fen	Stationing of caravans for residential use without planning	Delegated Authority. Stop Notice and Enforcement Notice E485B issued 17 <sup>th</sup> August 2004. Stop	6.10.2004 Verbal update to be given.
Drove SWAVESEY	permission.  2. Unauthorised erection	Notice for residential use of caravans took effect on 7 <sup>th</sup> September 2004. Enforcement Notice E485A issued	5.1.2005 Enforcement Notice appealed. 6.4.2005
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CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
	of a temporary stable.	17 <sup>th</sup> August 2004.	Awaiting outcome of appeal.
	Material change of use of land for heading dogs	The following took effect on 17 <sup>th</sup> September 2004:	<b>6.7.2005</b> No change.
	breeding dogs.	To cease to bring any further caravans onto the land.	<b>5.10.2005</b> Appeal dismissed. Compliance date for 1, 2, 3 and 4 - 22 <sup>nd</sup> July 2005. 5, 6, 7 and 8 - 22 <sup>nd</sup> October 2005.
		Not to replace any caravan removed from the land.	<b>4.1.2006</b> Prosecution file submitted to Legal Office for breach of
		To cease to bring any further vehicles not associated with agriculture or items ancillary	enforcement notice.  5.4.2006
		thereto onto the land.  4. Not to replace vehicles not	Defendants appeared before Cambridge Magistrates Court on 9 <sup>th</sup> March and were given a conditional discharge for 2 years and costs awarded of £400. Further prosecution being considered.
		associated with agriculture to be removed from the land.	5.7.2006
		5. Cease the use of the land for the stationing of residential caravans.	Further proceedings commenced. Case adjourned on 8 <sup>th</sup> June to 6 <sup>th</sup> July. Warrant issued for the arrest of the defendant (backed for bail).
		Remove all unauthorized caravans from the land and any associated work.	<b>4.10.2006</b> Defendants pleaded guilty at Cambridge Magistrates Court on August and each was fined £1000 with costs of £951.62. A
		The following took place on 17 <sup>th</sup> December 2004:	letter has been sent to the defendants legal representative giving them 28 days to resolve the matter
		Cease to use the land for the stationing of vehicles not	<b>10.1.2007</b> Further prosecution file submitted to Legal Office.
		associated with agriculture and any commercial activity concerning the breeding of dogs.	<b>4.4.2007</b> Case listed at Cambridge Magistrates Court for 26 <sup>th</sup> April 2007.
		8. Remove from the land any	4.7.2007

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		vehicles not connected with agriculture.	Case adjourned on 26 <sup>th</sup> April 2007 to 2pm on 5 <sup>th</sup> July.  3.10.2007  Unauthorised stables removed. Case adjourned on 16 <sup>th</sup> August 2007 to 11 <sup>th</sup> October 2007.  9.1.2008
			Case adjourned to 2pm on 10 <sup>th</sup> January 2008.  2.4.2008  Defendants appeared before Cambridge Magistrates Court on 10 <sup>th</sup> January 2008. Fined a total of £1400 with £400 costs. Injunctive action currently being considered by Legal.  2.7.2008  No change.
			<ul><li>1.10.2008</li><li>Refusal of planning permission S/1823/07/F and S/1834/07/F appealed.</li><li>14.01.2009</li></ul>
			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.

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			1.07.2009 Defendants currently in discussions/ negotiations with housing and legal departments to comply with cessation of residential use at the premises.
			7.10.2009  Negotiations have failed to provide an acceptable solution.  Legal Officer to pursue Injunctive action.
			13.1.2010 Injunction Order granted 4 <sup>th</sup> November 2009 by His Honour Justice Seymour, requiring the Owners to cease residential occupancy by the 2 <sup>nd</sup> December 2009. Site inspection carried out on the 3 <sup>rd</sup> December 2009 revealed that the Order had not been complied with. Legal Officer informed.
			7.4.2010 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.
			7.7.2010 Defendants found guilty of contempt and were ordered to be committed to prison for a period of three months, suspended provided that the residential use of the land ceased and residential paraphernalia removed by the 4 <sup>th</sup> June 2010. In addition the defendants were ordered to pay costs totalling £9556
			Further inspection carried out confirmed compliance with the Order. Monitoring to continue

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			6.10.2010 No change – Monitoring continues
13/05 B1/45/20 Plots 5,5a, 6, 10 & 11 Orchard Drive COTTENHAM	Stationing of Caravans without permission	Delegated authority given to take enforcement action. Enforcement Notices E506A to E506E inc. issued on 22 <sup>nd</sup> June 2005 to take effect on 31 <sup>st</sup> July 2005. Compliance period 3 months.	5.10.2005 Appeal dismissed. Compliance date 30 <sup>th</sup> September 2005. Enforcement Notices E506A to E506E inc. appealed.  4.1.2006 No change.  5.7.2006 Plot 5 Appealed dismissed 4 <sup>th</sup> May 2006. Compliance date 4 <sup>th</sup> August 2006. Plots 5A, 6 and 10 appeals dismissed 8 <sup>th</sup> June 2006. Compliance date 8 <sup>th</sup> September. Plot 11 Appeal withdrawn. Compliance date 8 <sup>th</sup> September 2006.  4.10.2006 Planning applications S/1631/06/F submitted. Await outcome.  10.1.2007 No change.  4.4.2007 Planning application S/1631/06/F to be determined.  4.7.2007 Planning application S/1631/06/F refused on 19 <sup>th</sup> April 2007. Preparing application for an injunction.

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			3.10.2007 Refusal of planning application S/1631/06/F appealed.
			9.1.2008 Planning inquiry listed for 15 <sup>th</sup> January 2008.
			<b>2.4.2008</b> Planning inquiry listed for 11 <sup>th</sup> March 2008. Adjourned for appeal to be dealt with by written representations.
			<b>2.7.2008</b> Appeal dismissed 2 <sup>nd</sup> June 2008. Report to be considered by Planning Sub Committee.
			<b>1.10.2008</b> No change.
			<b>14.01.2009</b> No change.
			<b>1.04.2009</b> No change.
			<b>1.07.2009</b> No change.
			<b>7.10.2009</b> No change
			<b>13.1.2010</b> No change
			7.4.2010 Further report to be considered by Planning Sub Committee

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			7.7.2010 No change 6.10.2010 No change – Needs Audits to be carried out
4/06 B/1/45/20 S/2227/04/F Land off Water Lane (Plot 15) Smithy Fen COTTENHAM	Material change of use of land to a residential caravan Site and the provision of hardstandings	Development and Conservation Control Committee on 4 <sup>th</sup> January 2006 item 14 injunctive and Members authorised Enforcement Action for the removal of mobile homes, caravans, day room and hardstandings. Compliance period 12 months.	5.4.2006 File submitted to the Legal Office for the issue of an Enforcement Notice.  5.7.2006 Enforcement Notice E536 issued 11 <sup>th</sup> April 2006. Enforcement Notice appealed.  4.10.2006 No change.  10.1.2007 Appeal due to be heard on 3 <sup>rd</sup> January 2007.  4.4.2007 Appeal dismissed on 29 <sup>th</sup> January 2007. Compliance date 28 <sup>th</sup> January 2008.  4.7.2007 No Change.  3.10.2007 No Change.  9.1.2008 No change.  2.4.2008 Enforcement Notice not complied with. Legal options currently

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			being considered.
			2.7.2008 Application being made for an injunction.
			<b>1.10.2008</b> File submitted for an application for an injunction.
			<b>14.01.2009</b> No change.
			<b>1.04.2009</b> No change.
			<b>1.07.2009</b> No Change.
			<b>7.10.2009</b> No change
			13.1.2010 No change
			7.4.2010 Report to be considered by Planning Sub Committee
			7.7.2010 No change
			6.10.2010 No change – Needs audits undertaken

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8/06 B/1/45/70 S/2006/06/F 1 London Way Clunchpits MELBOURN	Materials change of use of land for use as a builder's yard.	Development and Conservation Committee on 7 <sup>th</sup> December 2005 item 16. Members authorised Enforcement Action for the unauthorised use to cease and for the removal of unauthorised structures hardstandings and storage containers.	5.4.2006 File submitted to the Legal Office for the issue of an Enforcement Notice.  5.7.2006 Enforcement Notice E527 issued 7 <sup>th</sup> April 2006. Enforcement Notice appealed.  4.10.2006 No change.  10.1.2007 Appeal being heard on 9 <sup>th</sup> January 2007.  4.4.2007 Appeal allowed in part and dismissed in part. Compliance date 22 <sup>nd</sup> August 2007.  4.7.2007 No Change  3.10.2007 Site visit being made to verify compliance.  9.1.2008 No change.  2.4.2008 Notice complied with in part. Negotiations continue.  2.7.2008 No change.  1.10.2008 No change.

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			14.01.2009 Landscaping scheme now approved. Highways & Environmental Health issues reviewed on site. Findings to be published shortly.
			1.04.2009 No change, findings still to be published.
			1.07.2009 No change, findings still to be published.
			<b>7.10.2009</b> No change
			<b>13.1.2010</b> No change
			7.4.2010 No Change – Matter to be referred back to Planning Officer
			<b>7.7.2010</b> No change
			6.10.2010 Institute Occupational Management to undertake a further risk assessment on the right of way / asbestos issue
<b>7/07</b> B/1/45/8 The Drift	Material change of use of land for manufacturing storage and commercial	Enforcement Notice 2115 issued 14 <sup>th</sup> May 2007. Took effect on 15 <sup>th</sup> June 2007.	4.7.2007 Enforcement Notice appealed.
Cambridge Road BARTON	distribution of paving slabs and the erection of two buildings.	Compliance period 6 months.	9.1.2008 No change.
	, , ,		<b>2.4.2008</b> No change.

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			2.7.2008 Appeal dismissed 1st April 2008 Compliance date 1st October 2008  1.10.2008 No change.  14.01.2009 Partial compliance. Discussions continue  1.04.2009 No change.  1.07.2009 No change.  7.10.2009 No change  13.1.2010 No change  7.4.2010 No Change  7.7.2010 No change  6.10.2010 No change — Discussions continue

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
12/07 B/1/45/99 117 Duxford Road WHITTLESFORD	Unauthorised wall, fence, gate and brick pillows.	Planning Committee authorised Enforcement Action. Enforcement Notice 2673 issued 23 <sup>rd</sup> August 2007. Enforcement Notice appealed.	9.1.2008 No change.  2.4.2008 Appeal dismissed. Enforcement Notice took effect on 3 <sup>rd</sup> March 2008. Planning application S/0360/08/F to be determined.  2.7.2008 Planning application S/0360/08/F approved 25 <sup>th</sup> April 2008 Monitoring planning conditions.  1.10.2008 No change  14.01.2009 Further planning application S/1701/08/F submitted. Refused at Chairman's Delegation 10 <sup>th</sup> December 2008 – Enforcement Notice effective in three months unless a planning application is submitted that significantly lowers the height of the wall/fence, brick pillars and gates.  1.04.2009 Discussions currently in progress regarding a fresh application.  1.07.2009 Further appeal submitted  7.10.2009 No change  13.1.2010 Appeal dismissed.  7.4.2010 Original approved planning permission /0360/08/F expired.

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			Fresh application submitted under planning reference S/0054/10/F. Waiting decision.  7.7.2010 Application successful, subject to completion within timescale of three months i.e. 16 <sup>th</sup> June 2010
			6.10.2010 Partial compliance – Waiting for replacement gates, currently on order
16/07 38 Silver Street WILLINGHAM	Unauthorised work on Listed building.	Delegated Authority. Enforcement Notice 2680 issued 28 <sup>th</sup> September 2007. Compliance period 6 months.	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.
			<b>2.7.2008</b> No change.
			1.10.2008 Planning application approved Compliance date to be monitored.
			<b>14.01.2009</b> No Change.
			1.04.2009 Monitoring still taking place by Conservation Team.
			<b>1.07.2009</b> No change.

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
B/1/45/72 ga	Jnauthorised dwelling, arage and utility uilding.	Delegated authority to take enforcement action.	7.10.2009 No change  13.1.2010 Owner interviewed regarding failure to instigate remedial works. Timetable agreed.  7.4.2010 Works commenced 7.7.2010 No change  6.10.2010 No change  2.7.2008 Enforcement Notice 2813 issued 9 <sup>th</sup> April 2008 Compliance period 4 months. Enforcement Notice appealed.  1.10.2008 No change.  14.01.2009 Hearing date to be confirmed. Fresh application submitted.  1.04.2009 No Change.  1.07.2009 Appeal dismissed 6 <sup>th</sup> May 2009 – Four months compliance

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			7.10.2009 Further planning application received and registered.  13.1.2010 Application S/1170/09 approved 24 <sup>th</sup> November 2009, Conditions to be monitored. 7.4.2010 Further planning application submitted – Ref: S/0246/10/F  7.7.2010 Pending decision  6.10.2010 No change

B/08 B/1/45/72   Plot 6 Sunningdale Fen Road Chesterton, MILTON	CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
6.10.2010 Original building not removed as per condition – File to be submitted to Legal.	B/1/45/72 Plot 6 Sunningdale Fen Road Chesterton,			Enforcement Notice 2952 issued 16 <sup>th</sup> May 2008. Compliance period 6 months.  1.10.2008 Notice appealed.  14.01.2009 Inquiry date 10 <sup>th</sup> February 2009.  1.04.2009 Appeal allowed on ground (a) and conditional planning permission granted. Conditions to be monitored.  1.07.2009 Compliance period six months i.e. by 18 <sup>th</sup> August 2009.  7.10.2009 Planning application received and registered.  13.1.2010 Application S/1154/09 approved 5 <sup>th</sup> October 2009 – Conditions to be monitored.  7.4.2010 No Change  7.7.2010 No change  6.10.2010 Original building not removed as per condition – File to be

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
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.	14.01.2009 Temporary Stop Notice ignored, prosecution file submitted to legal. Planning Enforcement Notice issued.  1.04.2009 Retrospective planning application submitted.  1.07.2009 Approved at Committee 10 <sup>th</sup> June 2009. Conditions to be monitored – Conditions to be monitored  7.10.2009 No change  13.1.2010 No change
			7.4.2010 No change 7.7.2010 No change 6.10.2010 No change
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.	14.01.2009 Enforcement Notice issued Prosecution file submitted for failing to comply with the Enforcement Notice, hearing date to be advised.  1.04.2009 No change.  1.07.2009 Defendants found guilty at Cambridge Magistrates Court.

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			Enforcement Notice still not complied with. Further prosecution file submitted Hearing date set for 9 <sup>th</sup> July 2009.
			<b>7.10.2009</b> Male Defendant ejected from court, due to his behaviour, case adjourned until 23 <sup>rd</sup> July 2009. Both Defendants found guilty at Cambridge Magistrates Court, and fined £1000 each with costs totalling £520.
			13.1.2010 Enforcement Notice not complied with, Prosecution file submitted, Hearing date set for 17 <sup>th</sup> December 2009
			<b>7.4.2010</b> Both defendants found guilty at Cambridge Magistrates Court and fined £2195 each including costs of £180 each and £15 each victim surcharge.
			7.7.2010 Enforcement Notice still not complied with – File submitted to Legal to instigate formal action.
			6.10.2010 No change
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 <sup>th</sup> January 2009 Compliance period 3 months.
			1.07.2009 Enforcement Notice Appeal submitted out of time – revised scheme submitted S/0018/09/LB. refused 27 <sup>th</sup> May 2009. Discussions continue. Planning Appeal submitted

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			7.10.2009 No change  13.1.2010 No change  7.4.2010 No change  7.7.2010 Listed Building Enforcement Notice complied with in part – Negotiations continue.  Planning Appeal dismissed 26 <sup>th</sup> May 2010  6.10.2010 No change
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	<ul> <li>1.07.2009 Enforcement Notice, reference no 3457 issued 7<sup>th</sup> April 2009 – Compliance period three months from 12<sup>th</sup> May 2009 –12<sup>th</sup> August 2009. Notice appealed.</li> <li>7.10.2009 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.</li> <li>13.1.2010 No change</li> </ul>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
07/09 Great Eastern Drying Centre 163 High Street SAWSTON	Dismantling and removal works on a grade11* Listed building without authorisation.	Delegated authority to take enforcement action	7.4.2010 Further planning application submitted, validated 27 <sup>th</sup> January 2010. Planning reference S/0114/10/F.  7.7.2010 Planning application unsuccessful, formal notice to cease unauthorised use issued.  6.10.2010 Warrant obtained and executed, evidence obtained regarding the continued breach of the Enforcement Notice, reference no 3457 issued 7 <sup>th</sup> April 2009. Owner and Operator summoned to appear at Cambridge Magistrates Court 16 <sup>th</sup> September 2010.  Court date deferred until 7 <sup>th</sup> October 2010  1.07.2009 Listed Building Enforcement Notice, reference no 3520 issued 17 <sup>th</sup> April 2009.  Notice appealed.  7.10.2009 No change  13.1.2010 Hearing date 5 <sup>th</sup> January 2010.  7.4.2010 Appeal withdrawn  7.7.2010 Formal discussions with Conservation Team as to next steps

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			6.10.2010 No change
12/09 6 Cottenham Road HISTON	Unauthorised change of use of single detached dwelling house to a combination of a domestic dwelling and commercial office use for the conduct of an accountancy practice	Authorised by Planning Committee to take enforcement action	7.10.2009 Enforcement Notice PLAENF.3619 issued 27 <sup>th</sup> August 2009 Compliance period six months i.e. by 30 <sup>th</sup> March 2010. – Appeal submitted  13.1.2010 Hearing date 9 <sup>th</sup> March 2010  7.4.2010 No Change  7.7.2010 Appeal 1 – Appeal dismissed and Enforcement Notice upheld Appeal 2 – Appeal allowed only in part and planning permission granted subject to condition. i.e. The use of the extension permitted shall be confined to domestic purposes incidental to the enjoyment of the dwelling house only and no business or trade shall be carried on from the extension  6.10.2010 No change
16/09 The Barn, Chesterton Fen Road, MILTON	Unauthorised change of use of land from agriculture and/or the stabling and grazing of horses, to that of a yard for the storage of building materials and equipment; and the erection of a covered	Delegated authority to take enforcement action	7.10.2009 Enforcement Notices PLAENF.3270 and 3271 issued 2 <sup>nd</sup> September 2009 - Compliance period four months i.e. by 6 <sup>th</sup> February 2010.  13.1.2010 Appealed - Inquiry 13 <sup>th</sup> & 14 <sup>th</sup> April 2010

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
	structure and secure containers for the storage of materials and equipment.		7.4.2010 Inquiry date moved to 18 <sup>th</sup> & 19 <sup>th</sup> May 2010  7.7.2010 Appeal dismissed – Compliance period 9 months i.e. February 2011  6.10.2010 No change
01/10 Land at Moor Drove Histon	Use of land for stationing or parking of commercial vehicles	Delegated authority to take enforcement action Enforcement Notice .3851 issued effective 15 <sup>th</sup> February 2010	7.4.2010 Enforcement Notice issued – Compliance period to cease the unauthorised use two months i.e. by 15 <sup>th</sup> April 2010 – Appeal submitted.  7.7.2010 No change 6.10.2010 No change
<b>02/10</b> Hill Trees Babraham Road Stapleford	Without planning permission the change of use of residential accommodation to a mixed use of residential and motor vehicle sale and repair	Delegated authority to take enforcement action Enforcement Notice .3837 issued effective 15 <sup>th</sup> March 2010	7.4.2010 Enforcement Notice issued - Compliance period to cease the use of the land for motor vehicle sales and repairs one month i.e. by 15 <sup>th</sup> April 2010 7.7.2010 Appeal submitted 6.10.2010 Public Enquiry date 12 <sup>th</sup> October 2010
03/10 2 Grange Park	Without planning permission, the erection	Delegated authority to take enforcement action	7.4.2010 Enforcement Notice issued - Compliance period to demolish

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
Chesterton Fen Road Milton	of a carport structure to house a caravan	Enforcement Notice .3861 issued, effective 15 <sup>th</sup> March 2010	and remove materials from the land three months i.e. by 15 <sup>th</sup> June 2010 Enforcement Notice Appealed.  7.7.2010 No change  6.10.2010 No change
<b>05/10</b> 9 Toft Lane Great Wilbraham	Change of use of land by placing a mobile home and development by the erection of two sheds and a storage container unit without planning permission	Delegated authority to take enforcement action Enforcement Notice .3772 issued, effective 15 <sup>th</sup> March 2010	<ul> <li>7.4.2010 Enforcement Notice issued - Compliance period to remove the mobile home six months i.e. by 15<sup>th</sup> September 2010 and one month for the two sheds and storage container i.e. by 15<sup>th</sup> April 2010</li> <li>7.7.2010 Part compliance – Steel storage container, and mobile home removed. Rear wooden structure dispute, Waiting for further evidence</li> <li>6.10.2010 No change - Referred back to planning officer</li> </ul>
<b>06/10</b> Land at Pampisford Road, Great Abington	Change of use of land by the siting of a portable building used as office accommodation	Delegated authority to take enforcement action Enforcement Notice .3863 issued, effective 15 <sup>th</sup> March 2010	<ul> <li>7.4.2010 Enforcement Notice issued - Compliance period to remove unauthorised portable building three months i.e. 15<sup>th</sup> June 2010 Enforcement Notice Appealed.</li> <li>7.7.2010 Enforcement Notice withdrawn on legal advice and reissued see case 20/10</li> </ul>

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
13/10 North Road Farm Ermine Way Whaddon	Unauthorised construction of a conservatory on a Grade II Listed Building	Delegated authority to take enforcement action Listed Building Enforcement Notice .3864 issued, effective 22nd March 2010	7.4.2010 Listed Building Enforcement Notice issued – Compliance period one calendar month, i.e. by 22 <sup>nd</sup> April 2010 Appeal submitted 4 <sup>th</sup> March 2010 7.7.2010 Appeal dismissed – New planning application (S/0292/10/LB) refused, further appeal lodged 6.10.2010 Enforcement Notice withdrawn – Planning and Conservation
17/10 The Car Wash facility St. Neots Road Croxton	Without planning permission there has been a change of use of the affected land for residential purposes in that part of a kiosk on the land is being occupied as a dwelling	Delegated authority to take enforcement action Enforcement Notice .3721 issued, effective 12 <sup>th</sup> April 2010	7.4.2010 Enforcement Notice issued – Compliance period to cease using any part of the land for residential use, two months i.e. by 12 <sup>th</sup> June 2010. 7.7.2010 Enforcement Notice Complied with – Site to be monitored for 3 months 6.10.2010 Dawn inspection revealed that residential occupation had recommenced – Prosecution file raised
18/10 4 Home farm 89 High Street Harston	Unauthorised installation of a satellite dish on a Grade 11 curtilage listed building.	Delegated authority to take enforcement action Listed Building Enforcement Notice .4086 issued, effective 8 <sup>th</sup> May 2010	7.4.2010 Enforcement Notice issued – Compliance period to remove the unauthorised satellite dish two months i.e. by 8 July 2010 7.7.2010

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
			No change  6.10.2010  Unauthorised satellite dish removed – Remove from active list
19/10 Park Farmhouse Station Road Stow-Cum-Quy	Unauthorised installation of a pair of entrance gates to the boundary wall within the curtilage of a grade 11 listed building	Delegated authority to take enforcement action Listed Building Enforcement Notice .3929 issued, effective 8 <sup>th</sup> May 2010	7.4.2010 Enforcement Notice issued – Compliance period to remove the unauthorised satellite dish two months i.e. by 8 August 2010 7.7.2010 Notice Appealed 6.10.2010 Listed Building Enforcement Notice withdrawn and reissued – See case 24/10.
20/10 Land at Pampisford Road, Great Abington	Without planning permission, the development of the land by the construction of a building used as office accommodation	Delegated authority to take enforcement action Enforcement Notice .3863 (2) issued, effective 15 <sup>th</sup> June 2010	7.7.2010 Enforcement Notice issued – Compliance period to remove unauthorised building, three months i.e. 15 <sup>th</sup> September 2010 Enforcement Notice Appealed.  6.10.2010 No change
21/10 22 Pipers Close Fowlmere	Without planning permission, the material change of use of land from C3 (residential) use class to mixed residential	Delegated authority to take enforcement action Enforcement Notice .4106 issued, effective 8 <sup>th</sup> May 2010	7.7.2010 Enforcement Notice issued – Compliance period to cease the use of the land for the purpose of motor vehicle sales and associated motor vehicle valeting, three months i.e. 8 <sup>th</sup> November 2010.

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	use and motor vehicle sales and associated motor vehicle valeting		6.10.2010 No change
22/10 41 Cambridge Road Little Abington	Without planning permission, the development of the land by the erection of a structure in the rear garden of the above property being a raised platform that a covered sunken pool and Jacuzzi surrounded by decking	Delegated authority to take enforcement action Enforcement Notice .4153 issued, effective 1 <sup>st</sup> July 2010	7.7.2010 Enforcement Notice issued – Compliance period to remove the unauthorised development from the land, one month i.e.1st August 2010 6.10.2010 Enforcement Notice complied with – Remove from Active list
23/10 Field Gate Nurseries 32 Station Road Meldreth	Without planning permission, the erection of an extension to the main warehouse building within the site	Delegated authority to take enforcement action Enforcement Notice .4178 issued, effective 12 <sup>th</sup> July 2010	7.7.2010 Enforcement Notice issued – Compliance period to dismantle or demolish the structure of the extension and remove all resulting materials, rubble and /or spoil from the site, one month i.e. 12 <sup>th</sup> August 2010 6.10.2010 No change
24/10 Park Farm Station Road Stow-Cum-Quy	Without planning permission, the installation of a pair of gates	Delegated authority to take enforcement action Enforcement Notice .4196 issued, effective 5 <sup>th</sup> August 2010	<b>6.10.2010</b> Enforcement notice issued – Compliance period to remove unauthorised gates, one month i.e. by 6 <sup>th</sup> September 2010

CASE NUMBER AND SITE	DETAILS OF CONTRAVENTION	ACTION TAKEN	PRESENT SITUATION
25/10 19 Whitehall gardens, Thriplow	Without planning permission, the development of land by conversion of a single property into four self-contained flats.	Delegated authority to take enforcement action Enforcement Notice .3774.issued, effective 1 <sup>st</sup> September 2010	6.10.2010 Enforcement Notice issued – Compliance period to restore the use of the land to that of a single dwelling and remove all development work which has been undertaken to enable the land to be used as four self-contained flats.  Withdrawn – Negotiations with Owner continue