

HAMBLETON DISTRICT COUNCIL

Report To: Cabinet
6 September 2016

Subject: UPDATE TO THE COUNCIL'S PLANNING ENFORCEMENT AND COMPLIANCE POLICY

All Wards
Portfolio Holder for Planning: Councillor B Phillips

1.0 PURPOSE AND BACKGROUND:

- 1.1 To approve for consultation an updated version of the Planning Enforcement and Compliance Policy and for the new document to be known as the Local Enforcement Plan (as attached as Annex 1). The current version was adopted in 2008 and following review it is concluded that the document should be updated to take account of the publication of the National Planning Policy Framework (NPPF) and Government guidance in the Planning Practice Guidance.
- 1.2 The Local Enforcement Plan sets out how the Council will monitor the implementation of planning permissions, investigate alleged cases of unauthorised development and take action where it is appropriate to do so. The Local Enforcement Plan gives greater certainty to those involved with or impacted upon by development and can support confidence to invest in the District. The Local Enforcement Plan is a document that can be referred to when complaints are made about alleged unauthorised development and in Enforcement appeals to demonstrate the Council's approach to planning enforcement.

2.0 LINK TO COUNCIL PRIORITIES:

- 2.1 An up-to-date Local Enforcement Plan will assist in managing enforcement proactively in a way that is appropriate to Hambleton. It will provide guidance on how the Local Planning Authority will take appropriate enforcement action to protect residents and the environment from the adverse impacts of unauthorised developments.

3.0 RISK ASSESSMENT:

- 3.1 There are no significant risks associated with the recommendation.

4.0 FINANCIAL IMPLICATIONS:

- 4.1 There are no significant financial implications in approving the new Local Enforcement Plan for consultation.

5.0 LEGAL IMPLICATIONS:

- 5.1 The legal implications are that where a policy or plan is adopted, then all attempts should be made to comply as any action taken under it could be challenged in subsequent legal proceedings.

6.0 EQUALITY/DIVERSITY ISSUES

- 6.1 Equality and diversity issues have been considered however there are no issues associated with this report.

7.0 RECOMMENDATION:

- 7.1 That Cabinet approves the issue of the Local Enforcement Plan as attached at Annex 1 for public consultation by invitation to Parish Councils and planning agents and display on the Council's website.

MICK JEWITT

Background papers: Planning Enforcement and Compliance Policy June 2008

Author ref: TJW

Contact: Tim Wood
Development Manager (South)
01609 767113