

<b>PLANNING AND ENVIRONMENTAL PROTECTION COMMITTEE</b>	<b>AGENDA ITEM 8</b>
<b>29 JANUARY 2019</b>	<b>PUBLIC REPORT</b>

Cabinet Members responsible:	Councillor Hiller - Cabinet Member for Growth, Planning, Housing and Economic Development	
Contact Officer:	Nick Harding (Head of Planning)	Tel. 454441
Reporting Officer:	Nigel Barnes (Compliance Team Leader)	Tel. 453407

**PLANNING COMPLIANCE ANUAL REPORT ON ACTIVITY & PERFORMANCE - 2018**

<b>R E C O M M E N D A T I O N S</b>	
<b>FROM</b> : Director of Growth and Regeneration	<b>Deadline date</b> : n/a
<b>RECOMMENDATION:</b> That Committee notes past performance and outcomes.	

**1. PURPOSE AND REASON FOR REPORT**

It is useful for Committee to look at the Planning Service's planning compliance performance and activity and identify if there are any lessons to be learnt from the actions taken. This will help inform future decisions and potentially reduce costs. This report is presented under the terms of the Council's constitution Part 3, delegations section 2 para 2.5.1.4.

**2. TIMESCALE.**

Is this a Major Policy Item/Statutory Plan?	<b>NO</b>	If Yes, date for relevant Cabinet Meeting	<b>n/a</b>
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**3. MAIN BODY OF REPORT**

**2018 Outcomes**

- 3.1 In 2018 we received a total of 546 service requests (Up from 531 in 2017 but down from 593 in 2016). Taking into account the number of cases closed over the period (593 cases) as at 31 December 2018 we had 144 live cases being investigated / in the process of being resolved. The Technical Services Team acknowledged 93% of new service requests within 3 working days this year, well above the target of 80%. 83% of initial site visits were made within 7 days of the service request being received, again above the 80% target. A total of 29 enforcement notices were issued in the year. 12 enforcement notices were complied with in the year including 2 notices issued in previous years. There are only 2 enforcement notices issued in the previous year that have yet to be complied with.
- 3.2 No Court Action requests in relation to enforcement cases were made this year.
- 3.3 No prosecutions have been sought this year either.

3.4 Please see the attached Appendix 1 for further details of the Planning Compliance Team Quarterly Report on Activity & Performance for 2018.

#### **4. IMPLICATIONS**

4.1 **Legal Implications** – There are no legal implications relating to this report on performance, although the enforcement process itself must have due regard to legal considerations and requirements.

**Financial Implications** – This report itself does not have any financial implications

**Human Rights Act** – This report itself has no human rights implications but the enforcement process has due regard to human rights issues.

**Human Resources** – This report itself has no human resources implications.

**ICT** – This report itself has no ICT implications.

**Property** – This report itself has no Property implications.

**Contract Services** – This report itself has no Contract Services implications.

**Equality & Diversity** – This report itself has no Equality and Diversity Implications, although the enforcement process has due regard to such considerations.

## **APPENDIX 1**

### **INFORMATION ITEM: PLANNING COMPLIANCE TEAM REPORT ON ACTIVITY & PERFORMANCE 2018**

<b>Description</b>	<b>No.</b>	<b>Comments</b>
Complaints Received	546	Up from 531 in 2017 but down from 593 in 2016
Complaints Resolved (cases closed as % of cases received)	593 (108.6%)	Down from 498 in 2017. We closed 47 more cases than we received.
Complaints on Hand/Pending	144/113	Cases on hand has fallen by 47 from 191 and cases pending has fallen by 28

#### **Results of cases closed this year**

<b>Reason Closed</b>	<b>No.</b>	<b>Comment</b>
Development de minimis	7	Up from 15
Application determined	3	Up from 0
Development older than four years	11	Down from 13
Breach confirmed - action not authorised	19	Up from 15
No breach found	195	Down from 212
No development established	13	Up from 6
Permitted development	48	Up from 35
Permission granted	58	Up from 48
Breach remedied	104	Down from 107
Development older than ten years	3	Up from 0
Unenforceable	14	Up from 0
Not expedient	38	Up from 6
Case Closed	1	Up from 0
Withdrawn by complainant	8	Up from 0
Breach mitigated	17	Up from 5
Would Grant Planning Permission	27	Up from 25
Warning issued	1	Same as last year
Monitoring/8 weeks	16	Up from 10
<b>Total Closed</b>	<b>593</b>	<b>Up from 498</b>

<b>Enforcement Notices Due but Not Complied With</b>		
<b>Site</b>	<b>No</b>	<b>Comment</b>
13/00269/ENFCOU Caravans at Land South East Of Nine Bridges Glington		Enforcement action pending subject to human rights of occupiers.
16/00069/ENFMON. Parking provision at 142 Cobden Avenue, Millfield Peterborough, PE1 2NU		An appeal against refusal of planning permission submitted. Owner has issued a notice to quit on his tenant and will remedy breaches when he has possession of the property

<b>Total</b>	<b>2</b>	<b>2 Same as Last Year</b>
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<b>Court Action Agreed</b>		
Failure to comply with enforcement notice. Summons Issued		
Total	0	No change from last year
<b>Prosecutions</b>		
Total	0	No change from last Year

<b>Performance Measures</b>			
	Description	% / Time	Comments
LPI	% of cases closed within 8 weeks if No Breach found.	78	Down 10%, 2% below target of 80%
	Average time (weeks) to resolve all cases closed last quarter.	20	Up from 12 weeks, no Target
LPI	% of complaints acknowledged within 3 working days.	93	13% above target
LPI	% of site inspections carried out within 7 days of acknowledgement.	83	3% above target)