

PLANNING COMMITTEE
(Wednesday 12th October 2016)
SCHEDULE OF OUTSTANDING CONTRAVENTIONS

1. This report presents the Schedule of Outstanding Planning Enforcement Contraventions. The report updates the position on those contraventions included on the previous schedule and those cases that have since been authorised. It is not a full list of enforcement cases. Please note that from 1st April 2012 all new complaints within the national park are being registered on the SDNP system. Those complaints received prior to 31st March 2012 will remain on the CDC system until the file is closed.

Statistics as at 30th September 2016

2.

<u>Case Numbers:</u>	CDC	SDNP cases (included in CDC figures but remaining on CDC system until closed)	SDNP cases (on SDNP system)	Total
On hand as at last report:	292	6	132	424
Cases received since last report:	112		63	175
Cases closed since last report:	72	0	31	103
Current number of cases on hand:	332	6	164	496

Notes

53% increase in the CDC cases received compared to last quarter.

Current number of cases on hand include 28 cases awaiting determination of a planning application and 89 cases awaiting compliance with an enforcement notice/appeal determination (total 117).

3. Breakdown by year

Breakdown of the outstanding cases are as follows:

Outstanding cases logged Pre- SDNP registration	21
Outstanding cases logged in 2012 (CDC System)	8
Outstanding cases logged in 2013 (CDC System)	13
Outstanding cases logged in 2013 (SDNP System)	7
Outstanding cases logged in 2014 (CDC System)	25
Outstanding cases logged in 2014 (SDNP System)	13
Outstanding cases logged in 2015 (CDC System)	91
Outstanding cases logged in 2015 (SDNP System)	48
Outstanding cases logged in 2016 (CDC System)	171
Outstanding cases logged in 2016 (SDNP System)	99

4. Performance Indicators financial year 2016/17 CDC area only:

a. Acknowledge complaints within 5 days of receipt (135 complainants) 98%

- b. Time taken to initial visit from date of complaint:
- | | |
|----------------------------------|------|
| Low within 20 days (82 Cases) | 92% |
| Medium within 10 days (26 Cases) | 96% |
| High with 2 days (4 Cases) | 100% |
- c. Time taken to notify complainants of action decided from date of complaint:
- | | |
|----------------------------------|------|
| Low within 35 days (73 Cases) | 100% |
| Medium within 20 days (28 Cases) | 97% |
| High within 9 days (4 Cases) | 100% |
- d. Notices served within 10 days of authorisation (13 Cases) 100%
between 01.07.16 and 30.09.16

5. Performance Indicators are not available for cases within the South Downs National Park

6. Notices Served.

<u>Notices Served:</u>	01 Jul – 30 Sep		Total in FY 2016/17	
	CDC	SDNP	CDC	SDNP
Enforcement Notices	11	5	5	4
Breach of Condition Notices	5	1		
Stop Notices				
Temporary Stop Notices	1			
Section 215 Notices	1		2	
Section 225A Notices	1	1	1	
High Hedge Remedial Notices				
Tree Replacement Notice				
Total	19	7	27	11

7. If Members have any specific questions on individual cases, these should be directed to the contact officer, Shona Archer, Enforcement Manager (01243 534547)

OUTSTANDING CONTRAVENTIONS – SOUTH DOWNS NATIONAL PARK

CON NO. (Case Officer)	ADDRESS	DETAILS OF BREACH	Date of Notice	COMMENTS EN = Enforcement Notice/BCN = Breach of Condition Notice HHRN = High Hedge Notice/TSN = Temporary Stop Notice SN = Stop Notice/HRN = Hedge Replacement Notice
BY/SDNP/15/ 00336/COU (Reg Hawks)	Land North of Junction B2138, Bury	Without planning permission the stationing of a mobile home for human habitation	06.08.15	EN BY/22 issued Appeal lodged and conjoined with planning appeal 14/0485/FUL – Public Inquiry (14/15.09.16) additional dates 08/09.12.16
EN/SDNP/16/ 00067/OPDEV (Steven Pattie)	Wassell Barn Streels Lane Ebernoe Petworth West Sussex GU28 9LD	Without planning permission the formation of hardstandings, access track and erection of buildings	05.08.16	Enforcement Notice EN/11 issued Compliance date 16.01.17
FIT/SDNP/16/ 00017/OPDEV (Reg Hawks)	Redroof Tripp Hill Fittleworth Pulborough	Without planning permission the erection of a 2 metre high fence	23.09.16	EN FT/8 issued Compliance date 02.02.17

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FH/11/00487/ EAGRNP FH/10/00140/ ESHNP (Reg Hawks)	Land at Brackenwood Telegraph Hill Midhurst GU29 0BN	Change of use of the land to a mixed use comprising of equestrian use and agriculture, namely the keeping and training polo ponies	11.02.13+	EN FH/22 Appeal lodged – Public Inquiry 11.06.13 - application for retention of the operational development refused (SDNP/13/1290/FUL). Appeal lodged. 15-17.10.13 and 08.11.13 – Planning Inquiry held 07.01.14 - Appeals dismissed/notice upheld with corrections and variations. Application to appeal to the High Court lodged 03.04.14 – Leave to appeal to the High Court refused. New compliance date of 03.10.14 following refusal of application to High Court to challenge PINs decision 13.04.15 - Planning application received for retaining some of the unauthorised development on site; a number of stables and a wash down area have been removed from the land. 17.04.15 – prosecution withdrawn pending outcome of fresh planning application. 14.09.15 - SDNP/15/01024/FUL - application refused. 28.06.16 – s78 appeal in progress (Inquiry opened on 20 September 2016)
FH/11/00487/ EAGRNP FH/10/00140/ ESHNP (Reg Hawks)	Land at Brackenwood Telegraph Hill Midhurst GU29 0BN	Construction of buildings, horse walker fencing, hardstanding, trailer ramp, access track, parking area and exercise track.	11.04.13	EN FH/23 Appeal dismissed, notice upheld with corrections/variations. 03.10.14 – New compliance date. 09.12.14 – Site visit showed non-compliance with the notice 15.12.14 – Prosecution papers forwarded to Legal Services 05.01.15 – Legal Services authorised to commence prosecution proceedings. 17.04.15 - prosecution withdrawn pending outcome of fresh planning application. 14.09.15 - SDNP/15/01024/FUL application refused. 28.06.16 – s78 appeal in progress (Inquiry opened on 20 September 2016)

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FH/10/00560/ EENGNP (Reg Hawks)	Land North East of Court Farm Miggs Lane Fernhurst GU27 3EZ	Erection of a dwellinghouse in the approximate position shown on the attached plan.	05.12.12	EN FH/21 issued Appeal decision received – Enforcement Notice upheld New compliance date of 19.03.14 04.04.14 – site visit revealed non-compliance 10.07.14 – site visit - work started on dismantling the cabin 24.09.14 – site inspection - doors and windows removed. 04.02.15 – Longer compliance period requested as demolition works are taking place. 28.04.15 – Site inspection revealed structure still standing albeit with no windows and empty. 22.06.15 – letter before action sent; 01.10.15 – owner confirmed site will be cleared by Monday 12 October 2015. 20.10.15 – email stating works to remove the structure continuing. 25.01.16 - Roof dismantled but works to remove the resulting materials from the land halted by poor ground conditions. 30.03.16.- Compliance check revealed no change; 28.06.16 – Letter before action; 23.09.16 – no response from proprietor. Deferred for site visit

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FU/08/00230/ EWSTNP (Shona Archer)	The Old Post Office Southbrook Road West Ashling Chichester West Sussex PO18 8DN	Untidy building and land	04.02.11	<p>S215 Notice issued</p> <p>09.10.13 – Defendant was found guilty in their absence. The court imposed the maximum fine of £1,000 together with a victim surcharge of £100 and costs of £438.65</p> <p>No further contact with the owner and so notice of intended action displayed on site</p> <p>29.9.14 - works in default are being considered. This action has now been approved by SDNP.</p> <p>02.12.14 – The initial quote for work to be undertaken is £26,784 inc VAT against the works required in the s215 notice and additional work to prevent further decay at the rear of the building. Potentially this is a building at risk Two further quotes secured.</p> <p>13.04.15 – meeting held on site with representatives from SDNP. The Parks Heritage Officer considers the building is in a very poor state of repair and stability. Urgent works to LB to be considered.</p> <p>23.04.15 - Officers from CDC and SDNP carried out a full assessment of the property. Access to the building was made under powers of entry.</p> <p>08.07.15 – The SDNPA considers it necessary to take Direct Action and issue an urgent repairs notice. An internal meeting to discuss this has taken place; awaiting information from SDNP</p> <p>01.10.15 – Meeting with SDNP. Officers have been asked to consider costs associated with carrying out basic works to make good the property as opposed to full repair works and the risks associated with each option.</p> <p>09.02.16 – meeting with SDNP officers arranged to decide action to be taken. The person claiming ownership has until the end of February 2016 to undertake works of improvement.</p>

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FU/08/00230/ EWSTNP (Shona Archer)	The Old Post Office Southbrook Road West Ashling Chichester West Sussex PO18 8DN	Cont'd		18.03.16 – site visit with SDNPA officers to assess building. Owner was not present but access to garden land was achieved in part. Quotes to be obtained to clear the garden for Direct Action to be considered by SDNPA. 12.05.16 – internal access gained by notice accompanied by SDNPA, HBA and CDC Surveyor 30.06.16 – site visits continuing with contractors for bids for direct action. 27.09.16 – Bids received and considered and in light of the estimates received the contractors have been asked to consider a reduced schedule of works to focus on key elements which would bring about an improvement to the condition of the land and building.
HART/SDNP/ 15/00447/ OPDEV (Shona Archer)	Land and Building South of Clarefield Copse Dumpford Lane Nyewood South Harting	Without planning permission for formation of a hardstanding	09.05.16	EN HT/24 issued Compliance date 20.08.16 Appeal lodged – Written Representation
KD/SDNP/13/ 00153/COU (Reg Hawks)	Stroods A272 Croucham Lane To Linfold Road Strood Green Kirdford Billingshurst	Without planning permission use of the land as residential garden land in association with the dwelling	19.09.16	EN KD/23 issued Compliance date 31.01.17

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KD/SDNP/13/ 00153/COU (Reg Hawks)	Stroods A272 Croucham Lane To Linfold Road Strood Green Kirdford Billingshurst	Without planning permission the erection of a tennis court with a chainlink fence and a greenhouse	19.09.16	EN KD/24 issued Compliance date 31.01.17
LURG/SDNP/ 15/00549/ BRECON (Reg Hawks)	High Hampstead High Hamstead Lane Lurgashall Petworth West Sussex GU28 9EX	Breach of condition-not in accordance with the approved plans	03.08.16	BCN LG/12 issued Compliance date 04.11.16
LURG/SDNP/ 14/00448/COU (Steven Pattie)	Northurst Farm Dial Green Lane Lurgashall Petworth West Sussex GU28 9HA	Without planning permission the change of use of the land to use as garden land in association with the dwellinghouse.	16.09.16	EN LG/14 issued Compliance date 28.12.16
LUR/SDNP/15/ 00361/COU (Reg Hawks)	Old Hearne Farm, Jays Lane, Lurgashall	Without planning permission, the erection of a building and laying of a stone pavement.		EN LG/13 issued Compliance date 28.04.17
MID/SDNP/14/ 00463/LB (Shona Archer)	Midhurst Grill 37 North Street Midhurst West Sussex	Without Listed Building Consent the infilling of the rear court yard area with a structure	09.06.16	LBEN MI/13 issue Compliance date 20.10.16

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NC/SDNP/14/ 00373/OPDEV (Reg Hawks)	Land west of Stilllands Shillinglee Road Northchapel	The creation of an earth bund	22.01.15	EN NC/14 issued Appeal dismissed with variation to compliance period only; New compliance date 20.05.16 6.7.16 - site visit revealed non-compliance; letter before action to be sent. The land owner has requested more time to submit an application to carry out alterations to the shape and height of the bund.
NC/SDNP/16/ 00402/ADVER T (Emma Kierans)	Northchapel Post Office and Stores A283 Hillgrove Lane to Luffs Meadow Northchapel	Unauthorised display of advertisement structures	13.09.16	Section 225A notice issued Compliance date 12.10.16
SE/SDNP/15/ 00136/OPDEV (Reg Hawks)	Manor Farm Singleton Chichester West Sussex	Without planning permission the creation of a sand school/riding area	05.06.15	EN SE/3 issued Appeal lodged – Written Representation The appeal is dismissed and the notice is upheld but the period for compliance is increased New compliance date of 23.11.16 Application submitted for change of use to riding area SDNP/16/02967/FUL - await determination of the application
SN/SDNP/14/ 00351/OPDEV (Steven Pattie)	12 Greenfields Sutton Pulborough	Without planning permission the formation of an access and engineering works to create a hardstanding	18.05.16	EN SN/2 issued Compliance date 29.09.16 Compliance site visit arranged for 30.09.16

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MID/SDNP/14/ 00463/LB (Shona Archer)	Midhurst Grill 37 North Street Midhurst West Sussex	Without Listed Building Consent the attachment of a plastic banner and lighting units and painting of a shop front	09.06.16	LBEN MI/14 issue Compliance date 20.10.16
SN/SDNP/15/ 00301/ BRECON (Shona Archer)	1 Sutton Hollow The Street Sutton	Without planning permission the erection of a dwellinghouse	18.08.16	EN SN/3 issued Compliance date 29.03.17
STED/SDNP/ 16/00120/COU (Shona Archer)	Minsted Heath Barns Minsted Lane, Minsted Stedham	Untidy Land	27.06.16	Section 215 Notice SJ/23/S215/25 issued Compliance date 25.10.16

Chichester District Cases:

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BI/14/00270/ CONADV (Reg Hawks)	The Barnyard Birdham Road Birdham	Prosecution for displaying unauthorised advertisements		15.01.15 – Prosecution papers forwarded to Legal Services 29.01.15 – Prosecution authorised 22.05.15 – Court hearing. Defendant made an application for Advertisement Consent which was refused in May 2015. Matter adjourned to 28th August 2015 for trial 28.08.15 – Court hearing. Defendant pleaded guilty. The Court noted the guilty plea and gave an absolute discharge. Court costs £200 (contribution basis). 01.09.15 – letter before action sent by Legal Services requiring full compliance by 01.11.15; 14.01.16 – unauthorised sign moved away from road frontage but remains on display. 14.03.16 - Meeting held with the occupiers and agent. They were advised to remove the unauthorised signs along the road and submit a suitable scheme for a single sign that would be more in keeping. 23.09.16 – no change. Case to be reviewed

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BI/15/00139/ CONSH (Shona Archer)	Land North West of Premier Business Park Birdham Road	Prosecution for non- compliance with TSN's 40 and 41 (all owners)		21.10.15 - prosecution papers sent to Legal Services 18.11.15 – statements amended in accordance with instructions form Legal Services. 05.01.16 - Affidavit prepared in conjunction with further application for Injunction. 04.03.16 – Hearing date given as 4 th April 2016 at Worthing 08.4.16 – all persons who have expressed interest in the land are now included in the application for an Injunction. No interim injunction at this time. June 2016 – Legal services have approached the court to request a hearing date. July 16 – Site visit showed increase in occupancy of the land and an increase in the amount of hardsurfacing and means of enclosures present on the land August 16 – Legal confirmed that the majority of the landowners have given undertakings to the court September 16 – consideration to be given to the commencement of a prosecution for the offences committed February 2017 – Public Inquiry to be held.
BI/15/00194/ CONTRV (Reg Hawks)	Plot C - Land North West of Birdham Farm, Birdham Road, Chichester	Without planning permission the stationing of a mobile home for the purposes of human habitation	06.05.15	EN BI/23 issued Appeal lodged – Public Inquiry 07.04.16 – Committee Rm 1 Linked to s78 appeal re BI/15/01287/FUL 04.12.15 – s78 appeal withdrawn 13.01.16 – s174 appeal withdrawn. New compliance date:13.07.16 July 2016 – caravan remains on the land and occupied by a new landowner. Prosecution to be considered.

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BI/15/00194/ CONTRV (Reg Hawks)	Plot D - Land North West of Birdham Farm, Birdham Road, Chichester	Without planning permission the stationing of a mobile home for the purposes of human habitation	06.05.15	EN BI/24 issued Appeal lodged – Public Inquiry scheduled for 07.04.16 has been cancelled by PINs Enforcement Ground (g) appeal linked to s78 appeal re BI/15/01288/FUL Public Inquiry now to take place on 7-9.02.17
BI/15/00139/ CONSH (Reg Hawks)	Plot C - Land North West of Premier Business Park Birdham Road Chichester	Without planning permission erection of a stable building	10.08.15	EN BI/29 issued Compliance date: 21 December 2015 07.01.16 – site visit revealed stable building still in situ. 04.04.2016 – at court it was found that the land has changed hands for a fourth time since the acquisition of the land came to the attention of this authority. July 2016 – site visit showed that the stables remain on the land and in use by the new landowner. Prosecution to be considered.
BI/15/00139/ CONSH (Shona Archer)	Access and track - Land North West of Premier Business Park Birdham Road	Without planning permission excavation, deposit of hardcore and erection of gates and fences	21.09.15	EN BI/30 issued Appeal against the notice is linked to the s78 appeal and will now be heard in February 2017.
BI/15/00139/ CONSH (Shona Archer)	Land North West of Premier Business Park Birdham Road	Without planning permission, change of use of the land to a mixed use as a residential caravan site, for the storage of caravans and the keeping of horses	03.03.16	EN BI/31 issued Compliance date 14.10.16 SN BI/32 issued Effective from 05.03.16 A Public Inquiry to be held in February 2017.

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CC/14/00033/ CONADV (Shona Archer)	Heamoor Pizza 9 St Pancras Chichester	Attachment of a fascia advertisement board to the front façade	14.10.14	LBEN CC/124 issued Compliance date 25.01.15 01.10.15 – authority to prosecute obtained 02.10.15 – legal services to be instructed 14.10.15 – authorised to commence prosecution 26.01.16 – Court Hearing. Defendants did not attend court. Proceedings held in abeyance in order to locate freeholders. 05.04.16 – No known address for the landowners. As a result there is no one to prosecute in this matter as officers have no up-to-date contact details for them. 04.07.16 – case to be reviewed and direct action considered. 27.09.16 – Request sent to Contact Services to quote for the removal of the sign from the front elevation of the property.
CC/15/00331/ CONCOM (Shona Archer)	46 South Street Chichester	Without planning permission, the removal of the ground floor shop front doors, bay windows and fascia and the construction of a replacement shop front, fascia panels and insertion of an extractor unit and grill on the north elevation building		EN CC/127 issued Appeal now withdrawn. 28.09.16 - variation in compliance period issued for 9 months from date of appeal withdrawn New compliance date 12.04.17
CC/15/00409/ CONBC (Shona Archer)	3 Pound Farm Road Chichester West Sussex	Without planning permission the change of use of a garden building to a dwellinghouse	01.08.16	EN CC/132 issued Compliance date 12.12.16

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CC/15/00086/ CONBC (Heather Nesbitt)	Unit 8 Chichester Trade Centre Quarry Lane Chichester West Sussex	Breach of condition in that more than 40%of the net floor area being used for ancillary retail.	02.08.16	BCN CC/131 issued Compliance date 13.09.16 22.9.16 – agent advised that the floor area is for trade only purposes but notes that it is not divided in a traditional 40/60% split. To be discussed with legal.
15/00216/ CONSRV (Shona Archer)	Flats at St Martins House St Martins Chichester West Sussex PO19 1NN	Without planning permission the erection of 2 satellite antenna in a conservation area	23.08.16	EN CC/129 issued Compliance date 04.11.16
CC/12/00451/ CONADV	Benjamin James Hair Vision Unit 1 Market Cross House 1 Cooper Street Chichester West Sussex PO19 1EB	Without planning permission the installation of a fascia signage	23.08.16	EN CC/130 issued Compliance date 04.01.17
CC/16/00089/ CONBC (Steven Pattie)	44 East Street Chichester	Breach of condition – plans and proposals for showing the location and appearance of refuse bin storage	31.08.16	BCN CC/133 issued Compliance date 01.10.16 for details. Then within one month of receiving the Council's written approval implement the plan and details.

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CH/14/00181/ CONMHC (Shona Archer)	Field West of Five Oaks Newells Lane Chichester West Sussex	Without planning permission the laying of hardcore and the stationing of a mobile home for the purpose of human habitation	09.12.14	EN CH/49 issued Appeal lodged – Hearing date 10.12.15. Appeal dismissed New compliance date of 15.09.16 29.9.16 - Site inspection
CH/14/00181/ CONMHC (Shona Archer)	Field West of Five Oaks Newells Lane Chichester West Sussex	Use of the land for the stationing of a mobile home for human habitation	09.12.14	Stop Notice CH/50 issued with EN CH/49 See above
CH/11/00538/ CONBC (Reg Hawks)	Five Oaks Stud Farm, Newells Lane, West Ashling Chichester	Without planning permission erection of a building	07.08.15	EN CH/52 issued Appeal lodged – Written Representation Appeal dismissed New compliance date of 20.11.16
CH/14/00292/ CONBC (Shona Archer)	Paddock View Drift Lane Chidham Chichester	The erection of a stable building and the construction of a concrete hard standing.	03.11.14	EN CH/46 issued Compliance date 15.06.15 09.04.15 – works of compliance taking place 26.06.15 – concrete base remains. 02.10.15 – letter sent to owner to remind them of the need to comply 5.5.16 – site visit showed stable building removed from paddock area. Concrete standing remains. There is no public view of the hardstanding at rear of mobile home. Remove from next list

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CH/14/00292/ CONBC (Shona Archer)	Paddock View Drift Lane Chidham Chichester	The stationing of a mobile home for the purpose of human habitation	03.11.14	EN CH/47 issued Compliance date 15.06.15 09.04.15 – partial compliance achieved. Mobile home has been removed. Boundary wall remains. Not expedient to take any further action at this time. Remove from next list
CC/15/00099/ CONADV (Shona Archer)	Pizza Hut Portfield Way Chichester PO19 1TY	Without consent the erection of an advertisement structure		Section 225A Notice issued Compliance date 19.07.16 Notice complied with. Remove from next list
CH/15/00151/ CONDWE (Reg Hawks)	Land at Cockleberry Farm Main Road Bosham	Without planning permission, change of use of the land to use for the stationing of a mobile home for human habitation	17.08.15	EN CH/51 issued Came into effect on 28 September 2015. Linked to CH/53 – see below
CH/15/00151/ CONDWE (Reg Hawks)	Land at Cockleberry Farm Main Road Bosham	Without planning permission, the erection of a dwellinghouse	17.08.15	EN CH/53 issued Appeal lodged – Written Representation Appeal dismissed New compliance date 25.11.16

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CH/14/00399/ CONMHC (Reg Hawks)	Cockleberry Farm Main Road Bosham West Sussex PO18 8PN	Without planning permission, change of use of the land to a mixed use comprising commercial uses, equine and the stationing of 4 no. mobile homes for the purposes of human habitation	04.08.16	EN CH/54 issued Compliance date 15.03.17 Appeal lodged – awaiting start letter
E/14/00118/ CONCOU (Reg Hawks)	Land at Marsh Farm Barn Drove Lane Earnley	Without planning permission change of use of the land to the stationing of caravans for the purposes of human habitation and the formation of an access track	14.09.15	EN E/26 issued Appeal lodged – Hearing 13-14.07.16 22.09.16 – appeal allowed. Enforcement notice quashed and planning permission granted for 3 mobile homes for the purposes of human habitation subject to conditions under PINS ref: APP/L3815/C/15/3136912 Remove from next list
E/14/00348/ CONCOU (Steven Pattie)	107 First Avenue Almodington Batchmere	Without planning permission, change of use of the land to the storage of caravans, caravan trailers, boats and domestic items	14.12.15	EN SY/63 issued Appeal lodged – written representation Enforcement upheld with variation New compliance date 22.12.16

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FU/06/00384/ CONAGR (Shona Archer)	Land west of Mouthneys Lane East Ashling	Change of use of the land to storage of wooden pallets, boxes, scrap metal, household goods, disused vehicles and storage/sale of building materials	11.09.07	<p>EN issued</p> <p>7.3.13 – site meeting with EA and owners son</p> <p>20.6.13 – site visit with police, EHOs and EA</p> <p>22.07.14 – interviews conducted under caution</p> <p>02.10.14 – letter before action sent to owner</p> <p>04.02.15 – EA to prosecute</p> <p>26.06.15 – land continues to be used for the keeping and disposal of waste.</p> <p>09.07.15 –Officers to liaise with EA following commencement of prosecution and await outcome of their proceedings.</p> <p>01.10.15 – EA requested to update on status of prosecution.</p> <p>20.11.16 – no update has been received.</p> <p>07.04.16 – multi-agency site visit. Land is now strewn with household waste. EA is continuing with its prosecution and adding matters/evidence to its case; WSCC will consider the issue of a notice and use of an Injunction; CDC to consider prosecution of the EN and the issue of a further EN relating to the stationing of residential caravans on the land. The condition of the land has deteriorated since the owners' son has been in occupation of it and his eviction is now underway.</p> <p>23.06.16 - WSCC served a Temporary Stop Notice in relation to the importation of waste.</p> <p>07.07.16 – WSCC issued an EN and Stop Notice requiring the importation and deposit of waste to the land to stop; to remove all deposited waste from the land and to return it to its former condition as grassed field. Period for compliance is 18 months i.e. by no later than 7 January 2018.</p> <p>30.09.16 – to be monitored by WSCC</p> <p>Remove from next list</p>

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FU/15/00237/ CONTRV (Shona Archer)	Land south of the Stables, Scant Road East West Ashling	Without planning permission, creation of a hardstanding, deposit of waste and infilling of a ditch	23.07.15	EN FU/59 issued Appeal lodged – Written Representation 06.07.16 – appeal dismissed and EN upheld with the compliance period extended to 6 months providing time for determination of (s.78) appeal under ref: 15/02504/FUL. New compliance date 06.01.17.
FU/15/00237/ CONTRV (Shona Archer)	Land south of the Stables, Scant Road East West Ashling	Importing of waste and use and compaction to create a hardstanding	29.07.15	SN FU/60 issued. Notice becomes effective 01.08.15 02.10.15 - Prosecution Proceedings instigated against contravention of the notice 09.11.15 – authority given to prosecute. 11.12.15 – Magistrates’ Court Hearing further court attendance on 26.01.16 5.1.16 – officers were contacted by Mr Michael Connors who gave details of his legal adviser. Mr Connors stated that his son Miley owns the land and not him. He also stated that the works were done outside of the 28 day period of the notice. 25.02.16 – application lodged to withdraw prosecution from Mr Michael Connors. Requirement to re- commence prosecution. 12.04.16 – No further action until the appeal against the issue of the above enforcement notice has been determined. 6.7.16 – appeal dismissed and EN upheld with the compliance period extended to 6 months to provide time for planning (s.78) appeal to be determined under ref: 15/02504/FUL. Hearing 12.10.16 . New compliance date 06.01.17

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FU/16/00269/ CONENG (Reg Hawks)	Land west of North Lodge Scan Road East Hambrook	Engineering operation , excavation, deposit of hardcore and obliteration of a hedgerow	13.09.16	TSN/46 issued Notice will cease to have an effect on 11.10.16
HN/09/00331/ CONENG (Reg Hawks)	Land at Garnet Cottage Hunston Road Chichester PO20 1 NP	Without planning permission change of use of land to the storage of a mobile home and builders rubble and/waste	23.08.10	EN HN/17 & HN/18 issued 14.04.14 – Hearing into non-compliance with EN adjourned as defendant did not attend. Matter re-listed for 19.05.14 for trial. Defendant failed to appear. Warrant for arrest issued; 04.09.14 – Site visit. Most of the rubble removed means partial compliance with the notice has been achieved. 01.10.14 - Site visit carried. The landowner's health is an issue and instructions are awaited in respect of Power of Attorney; 11.2.15 – New resident at the property visited EPH, they were unable to demonstrate their authority to act on the owners behalf. 04.07.16 – No response received from the landowner or his tenant. W/C 10.10.16 – file to be reviewed to assess the circumstances of the contravenor before officers consider the expediency of taking further action.

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HN/12/00216 CONMHC (Reg Hawks)	Garnet Cottage Hunston Rd Hunston PO20 1NP	Change of use of the land to the stationing of a mobile home for the purposes of human habitation	10.01.13	EN HN/20 issued Compliance date 21.08.13 08.01.14 - Site visit carried out. Mobile home still in situ. 16.01.14 – letter requesting compliance with the notice 10.02.14 – Human Rights audit conducted 07.07.14 – Case under review because the occupier of the mobile home is acting as a house keeper/carer for the landowner who’s health is an issue; 04.09.14 – site visit – no change from above. 01.10.15 – It has been difficult to engage with persons about this matter. Prosecution of MH occupier to be considered. 12.04.16 – Due to failure of the landowner or their representative to engage with this authority, it is proposed to consider the personal circumstances of the occupiers of the mobile home before considering the expediency of taking further action. W/C 10.10.16 – site visit req to update the file prior to carrying reviewing the expediency of taking enforcement action.

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HN/15/00068/ CONBC (Reg Hawks)	Barn North Of Hunston Dairy Farm Hunston West Sussex	Breach of condition – non-implementation of visibility splays	31.08.16	BCN HN/22 issued Compliance date 01.10.16 for details. Then within one month of receiving the Council's written approval implement the plan and details. 28.09.16 – contravenor contacting WSCC Highways for advice and may submit application for relief from condition.
HN/15/00068/ CONBC (Reg Hawks)	Barn North Of Hunston Dairy Farm Hunston West Sussex	Breach of condition – hours of operation	31.08.16	BCN HN/23 Compliance date 01.10.16
NM/15/00306/ CONCOU (Shona Archer)	Land South of Post Office Lane North Mundham Chichester	Without planning permission the erection of tree buildings and a children's play structure	04.05.16	EN NM/22 issued Notice withdrawn 25.08.16 Remove from next list
NM/15/00306/ CONCOU (Shona Archer)	Land South of Post Office Lane North Mundham Chichester	Without planning permission the erection of tree buildings and a children's play structure	04.05.16	EN NM/23 issued Notice withdrawn 22.09.16 Remove from next list
NM/15/00375/ CONBC (Shona Archer)	Land North Of Fisher Common Nursery Fisher Lane North Mundham West Sussex	Without planning permission, change of use of a building to a dwellinghouse	03.08.16	EN NM/21 issued Appeal lodged –awaiting start letter

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NM/15/00375/ CONBC (Shona Archer)	Land North Of Fisher Common Nursery Fisher Lane North Mundham	Without planning permission, the erection of a dwelling	03.08.16	EN NM/24 – notice issued in the alternative Appeal lodged – awaiting start letter
O/03/00173/ CONMHC (Shona Archer)	Decoy Farm Decoy Lane Aldingbourne	Construction of partially completed building. Change of use of land for storage of motor vehicles etc	01.07.05	ENs issued. Appeal dismissed 10.12.08 – Court - 12 months conditional discharge and costs of £1200 17.08.11 - meeting with owners to discuss ownership, compliance and agricultural justification of items on the land 13.11.13 – Court case adjourned 18.11.14 – Trial at Chichester Magistrates Court adjourned. 13.03.15 – Trial - found guilty and fined £7240 in fines plus Council costs of £2342.09. Total sum of £9582.09 09.7.15 – visit to property has revealed minor improvement. Matter to be put forward for direct action. Report in progress 21.9.2015 – Direct Action report drafted 01.10.15 – Draft report will be brought before members once clarification of the procurement process 09.12.15 – Direct Action authorised by Planning Committee 11.01.16 – Confirmation to preferred contractor. Requested methodology statement and risk assessment 23.05.16 - Direct Action commenced on the site; 30.06.16 – Direct Action completed. Letter of confirmation to be sent to the landowner and a charge placed on the land register once invoice from contractors has been received and settled. Remove from next list

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O/15/00277/ CONHH (Reg Hawks)	Tapners Barn Marsh Lane Merson Oving	Without planning permission the erection of an extension	23.11.15	EN O/23 issued Appeal lodged – Written Representation Appeal dismissed New compliance date 20.12.16
PS/10/00761/ CONMHC (Reg Hawks)	Land north of Ifold Copse (Nell Ball) Dunfold Road Plaistow	Change of use of the land for the mixed use for agriculture and stationing of a mobile home for purposes of human habitation	24.10.12	EN PS/43 issued Appeal lodged – Hearing held on 16.04.13 (Old Court Room) 03.07.13 – Appeal Decision – appeal dismissed and EN upheld. New compliance date 04.01.14 01.04.14 – application made for retention of the mobile home as permanent dwelling 14/00460/FUL; 22.05.14 - application refused – prosecution action re- commenced for failure to comply with PS/43 22.09.14 – letter from Legal making it clear that defendants have a deadline of 4 weeks to submit a planning application; 20.11.14 – revised application refused on 20.03.15 04.06.15 – further site inspection showed no change; 08.07.15 – matter to be returned to court . 01.10.15 – response from legal awaited; 20.03.15 – Refused - 14/03983/FUL for retention of existing mobile home as a permanent dwelling. 18.09.15 - S78 appeal lodged 20.09.15 – prosecution deferred pending outcome of s78 planning appeal. 25.01.16 – appeal still in progress 22.03.16 – s78 appeal dismissed 22.03.16 – Legal appraised of the situation 22.06.16 – Case conference held with Legal. Legal to issue a further letter before action and continue with prosecution. 07.10.16 - First Hearing in Magistrates Court

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PS/13/00214/ CONAGR (Reg Hawks)	Land north of Ifold Copse (Nell Ball Farm) Dunfold Road, Plaistow	The erection of a food preparation and egg packing bldg, workshop & two container storage buildings	29.08.13	EN PS/46 issued Appeal decision received – enforcement notice upheld; New compliance date 08.01.15 25.03.15 – site visit confirmed non-compliance with the notice 04.06.15 – prosecution papers forwarded to Legal Services 04.08.15 -authorisation to proceed with prosecution 13.01.16 – prosecution action deferred until 12.02.16 pending discussion with planners to submit fresh application. 22.06.16 – case conference with Legal. Legal instructed to re-commence prosecution proceedings. 07.10.16 – First Hearing in Magistrates Court
PS/14/00378/ CONCOM (Reg Hawks)	Land north of Ifold Copse (Nell Ball Farm) Dunfold Road, Plaistow	The erection of a building (kitchen/food preparation unit)	22.01.15	EN PS/53 issued Compliance date 05.09.15 09.09.15 – site visit showed non-compliance with the notice 11.09.15 – letter before action sent 23.11.15 – Prosecution paperwork forwarded to Legal Services 22.12.15.- Authorised to proceed with prosecution proceedings. 13.01.16 – prosecution action deferred until 12.02.16 pending discussion with planners to submit fresh application 22.06.16 – case conference with Legal. Legal instructed to re-commence prosecution proceedings. 07.10.16 – First Hearing in Magistrates Court

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PS/13/00015/ CONAGR (Reg Hawks)	Crouchland Farm, Rickmans Lane, Plaistow	Without planning permission, change of use of the land from agriculture to a commercial biogas plant	15.07.15	EN PS/54 issued Appeal lodged – Public Inquiry originally scheduled for 24.09.16-04.10.16. The full extent of the planning issues to be considered at the Inquiry will depend on the outcome of current CLU appeal under ref: WSCC/036/15/PS 12.05.16 - HEARING in connection with unrestricted use of the biogas plant and equipment. 22.06.16 – appeal decision letter published re CLU appeal - APP/P3800/15/3137735. Appeal part allowed/part dismissed. 23.06.16 – PINS confirmed a date for the s78 & s174 appeals to be rescheduled for 25.04.17 – 04.05.17
PS/13/00015/ CONAGR (Reg Hawks)	Crouchland Farm Rickmans Lane Plaistow	Without planning permission, the installation, construction, engineering operations and deposit of earth in connection with a commercial biogas plant	15.07.15	EN PS/55 issued Appeal lodged – Public Inquiry originally scheduled for 24.09.16-04.10.16. The full extent of the planning issues to be considered at the Inquiry will depend on the outcome of current CLU appeal under ref: WSCC/036/15/PS 12.05.16 – Hearing in connection with unrestricted use of the biogas plant and equipment. 22.06.16 – appeal decision letter published re CLU appeal - APP/P3800/15/3137735. Appeal part allowed/part dismissed. 23.06.16 – PINS confirmed a date for the s78 & s174 to be rescheduled for 25.04.17 – 04.-05.17
O/15/00380/ CONCOM (Shona Archer)	India Gate Merston Oving Chichester West Sussex PO20 1EH	Without planning permission the erection of a wooden extension	04.08.16	EN O/24 issued Compliance date 15.11.16

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SB/14/00313/ CONMHC (Shona Archer)	Land to the North of Marina Farm Thorney Road Southbourne	Without planning permission the stationing of a mobile home for the purposes of human habitation.	20.10.15	EN SB/111 issued Appeal lodged – Hearing 01.06.16 14.07.16 – Appeal dismissed. New compliance date 14.01.17
SB/15/00274/ CONCOU (Shona Archer)	Reedmans Yard Prinsted Lane Prinsted Emsworth Hampshire PO10 8HS	Change of use of the land to a mixed use comprising agriculture and the storage of cut logs, two x touring caravans, a 4x4 vehicle, a derelict car, window frames and doors, waste building materials and four trailers.	03.11.16	EN SB/110 issued Compliance date 15.06.16 16.06.16 – compliance visit carried out. At this there has been an improvement in the condition of the land overall. Further site visit arranged with the Environment Agency w/c 11.07.16 22.9.16 – site inspected. Land is used as a builders yard as approved in 1979; agricultural buildings are used to shelter horses; tractor vehicles are kept in the enclosed yard area; cut timber is stored in the open to the west of the buildings; there is no control over what vehicles can access the land or at what time. A green storage tank placed on top of the buildings will be removed. Case to be reviewed with legal services.
SI/14/00397/ CONMHC (Reg Hawks)	Land at Church Farm, Church Farm Lane Sidlesham	Without planning permission, change of use of the land to the stationing of a mobile home for the purposes of human habitation	14.09.15	EN SI/68 issued Appeal lodged – Written Representation Appeal dismissed with a compliance period of 7 months New compliance date 22.03.17

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SI/15/00157/ CONMHC (Reg Hawks)	Land south of Green Lane Piggeries, Ham Lane Sidlesham	Without planning permission, stationing of a mobile home for the purposes of human habitation	13.05.15	EN SI/67 issued Appeal – hearing held 09.02.16. Enforcement notice upheld with variation in time to comply (12 months to comply with the notice and remove the static mobile home) and planning permission granted with a 3 year permission for 2 no. touring caravans on the site and to build a day room. Compliance date for removal of the mobile home, cesspool and track 21.04.17
SY/15/00074/ CONHH (Shona Archer)	47 Wellington Road Selsey Chichester	Without planning permission to erection of a dwellinghouse	25.11.15	EN SY/62 issued Appeal lodged – Written Representation. Appeal dismissed New compliance date 13.03.17
SY/15/00177/ CONHH (Steven Pattie)	Portsoy 16 Bonnar Road Selsey Chichester West Sussex PO20 9AT	Without planning permission the erection of an extension	14.12.15	EN SY/63 issued Compliance date 25.07.16 Compliance check showed that extension remains 27.9.16 – Letter to owner to be sent advising that prosecution proceedings will now be instigated.
SY/14/00304/ CONHH (Steven Pattie)	100 Beach Road Selsey Chichester PO20 0SZ	Without planning permission the erection of a fence over 1 metre in height adjacent to a highway	13.05.16	EN SY/65 issued Compliance date 24.08.16 Appeal lodged – Written Representation

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SY/15/00376/ CONADV (Shona Archer)	Unit 2 Sherrington Mews Ellis Square Selsey Chichester	Discontinuance Notice	02.08.16	Discontinuance notice SY/66 issued Compliance date 11.10.16
SY/15/00371/ CONCOU (Shona Archer)	East Beach Evangelical Church 6 Marisfield Place Selsey Chichester West Sussex	Without planning permission laying of handstanding, ramp handrail, building, cladding gate and fence	27.07.16	EN SY/67 issued Appeal lodged – Public Inquiry
SY/15/00341/ CONBC (Shona Archer)	Land North West Of Park Road Selsey West Sussex	Breach of condition – compliance with the construction management plan	05.08.16	BCN SY/68 issued Compliance date 05.09.16

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WE/15/00135/ CONWST (Reg Hawks)	Land west of The Bridle Lane Hambrook	Without planning permission, the excavation of top soil, deposit of hardcore to form a track	15.10.15	EN WE/33 issued Appeal lodged – Written Representations Appeal dismissed and notice is upheld New compliance date 13.12.16
WE/15/00134/ CONACC (Steven Pattie)	Land West Of Hopedene Common Road Hambrook Westbourne	Without planning permission, change of use to a car wash business	20.08.15	EN WE/32 issued Appeal lodged – Written Representation Appeal dismissed – compliance dates of 23.03.16 and 23.05.16 23.03.16 – site visit noted compliance with first part of notice. Further compliance visit required after 23.05.16 27.05.16 – Site visit revealed non-compliance with the notice. 01.06.16 – Letter before action sent. Compliance by 29.06.16 or commencement of prosecution proceedings. 20.09.16 - Further site visit required prior to commencement of prosecution proceedings.
WE/15/00322/ CONENG (Reg Hawks)	Land west of Jubilee Wood Hambrook Hill North Hambrook	Without planning permission the construction of a storage compound	20.01.16	EN WE/34 issued Compliance date 02.06.16 14.09.16 - application refused under WE/16/00565/FUL 27.09.16 – letter before action sent with one month compliance following refusal of planning application.
WE/15/00063/ CONWST (Shona Archer)	Land south of Paradise Lane Westbourne Chichester	Untidy Land	13.05.16	S215 Notice WE/25/S215/24 issued Compliance date 10.07.16 Message from Worthing Magistrates Court re: the case of Mark Burden. The one day appeal has been set down for 26 th October 2016 at Worthing Magistrates Court.

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WE/15/00363/ CONBC (Shona Archer)	The Woodlands Marlpit Hambrook Westbourne Emsworth	Without planning permission, change of use to the stationing of a mobile home for the purposes of human habitation	03.08.16	EN WE/36 issued Compliance date 16.03.17 Appeal lodged. Awaiting start letter.
WI/14/00365/ CONCOU (Steven Pattie)	Northshore Yatch Limited The Street Itchenor	Without planning permission change of use of the land for the storage of boat moulds	08.04.16	EN WI/21 issued Compliance date 20.11.16
WI/16/00095/ CONWST (Shona Archer)	Old Haven The Street Itchenor	Untidy land and building	01.09.16	S215 Notice WE/13 S215/26 issued Compliance date 29.01.17
WR/15/00038/ CONMHC (Reg Hawks)	1 Newfields Newpound Wisborough Green Billingshurst	Without planning permission change of use to a mixed use as a dwellinghouse and stationing of a mobile home for the purposes of human habitation	03.09.15	EN WR/23 issued Appeal lodged – Hearing 23.06.16 (Richmond - WSCC) 07.04.16 appeal withdrawn New compliance date 07.10.16
WR/15/00038/ CONMHC (Reg Hawks)	Land south of 2 Newfields Newpound Wisborough Green Billingshurst	Without planning permission change of use of land to the stationing of two mobile homes for the purposes of human habitation	03.09.15	EN WR/24 issued Appeal lodged – Hearing 23.06.16 (Richmond - WSCC) 07.04.16 appeal withdrawn New compliance date 07.10.16