

**MINUTES OF A MEETING OF THE DEVELOPMENT CONTROL
ENFORCEMENT SUB-COMMITTEE HELD AT THE COUNCIL OFFICES,
WIGSTON ON MONDAY 10 MARCH 2014, COMMENCING AT
5.30 P.M.**

IN ATTENDANCE:

Councillor L A Bentley – Chair

Councillors: Mrs J M Gore, Mrs S Z Haq, R E R Morris

Officers in Attendance: K Garcha, D Biddle and G Richardson

Min Ref	Narrative	Officer Resp
24.	<p><u>APOLOGIES</u></p> <p>None</p>	GR
25.	<p><u>MINUTES OF THE PREVIOUS MEETING</u></p> <p>RESOLVED: That the minutes of the previous meeting of the Committee held on 20 January 2014, be taken as read, confirmed and signed.</p>	GR
26.	<p><u>DECLARATIONS OF INTEREST</u></p> <p>Councillor J M Gore noted that there was an item on the agenda which related to a property occupied by a Councillor; however, there was no pecuniary interest and none of those present had a close association.</p>	
27.	<p><u>FORMAL NOTICES SERVED</u></p> <p>The Sub-Committee gave consideration to formal notices served where a breach of planning control has not yet been resolved. These notices are set out in report pages 5 to 7 and should be read together with these minutes as a composite document.</p> <p>The Corporate Enforcement Officer gave an oral update as to each of the cases, including why enforcement notices had been served and cases in which the notices had been appealed.</p> <p>Members asked about works in default and at what point the Council would seek to recover monies secured as a charge</p>	

	<p>over property where works in default had been carried out. The Head of Corporate Resources explained that the Council would have to incur significant costs for carrying out works in default before it would be considered reasonable to seek to recover those costs. It would not be expedient and in the Council's best interests to seek to recover such costs where they were relatively minimal.</p> <p>RESOLVED: That the report be noted.</p>	
28.	<p><u>EXCLUSION OF PRESS AND PUBLIC</u></p> <p>RESOLVED: That under Section 100 A (4) of the Local Government Act 1972, the press and public be excluded from the remainder of the meeting on the grounds that the business to be transacted involves the likely disclosure of exempt information as defined in Part 1 of Schedule 12A of the Act (as amended).</p>	
29.	<p><u>FORMAL NOTICES TO BE SERVED</u></p> <p>The Sub-Committee gave consideration to formal notices to be served where a breach of planning control has not yet been resolved.</p> <p>The Corporate Enforcement Officer gave an update on those formal notices which were expected to be served shortly.</p> <p>RESOLVED: That the report be noted.</p>	
30.	<p><u>ITEMS FOR DISCUSSION</u></p> <p>The Sub-Committee considered a number of cases which had been live for 90 days or more. The Sub-Committee were given verbal updates on these cases.</p> <p>The Corporate Enforcement Officer noted that although he had been unable to take action on many of the cases listed owing to the volume of cases that he had inherited and having had to give priority to certain pressing cases, in particular those that had been appealed, he intended to prepare an update on as many cases as possible in advance of the next meeting.</p> <p>Members discussed the circumstances in which the Council could compulsorily purchase derelict properties and the Head of Corporate Resources gave advice on this matter.</p> <p>The Committee determined whether cases could be closed as no further action was required, or whether unresolved matters warranted them being kept open beyond the 90 day period.</p>	

	<p>Members agreed to close several enforcement cases which had now been resolved or which did not warrant further action.</p> <p>RESOLVED: That the following cases be closed:</p> <ul style="list-style-type: none"> • 12/00094/COND • 12/00050/UNAUTU • 13/00078/UNAWKS • 13/00104/CONENF 	
<p>31.</p>	<p><u>LOW PRIORITY CASES</u></p> <p>The Sub-Committee noted low priority cases where a breach of planning control has not yet been resolved.</p> <p>The Corporate Enforcement Officer gave an oral update on several of cases.</p> <p>RESOLVED: That the report be noted.</p>	
<p>32.</p>	<p><u>CLOSED CASES</u></p> <p>The Sub-Committee noted recently closed cases, including those that were closed at the last meeting of the Sub-Committee.</p> <p>The Corporate Enforcement Officer explained the circumstances in which an alleged business use would be actionable. He clarified that it would depend largely on the facts of each individual case and the impact of the business use on the amenity of the local area.</p> <p>RESOLVED: That the report be noted.</p>	

The Meeting Closed at 6.45 p.m.