

**7<sup>th</sup> March 2018****TITLE OF REPORT: Planning Enforcement Appeals****REPORT OF: Paul Dowling, Strategic Director, Communities and  
Environment**

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**Purpose of the Report**

1. To advise the Committee of new appeals against enforcement action received and to report the decisions of the Planning Inspectorate received during the report period.

**New Appeals**

2. There has been one appeal received since an update was provided to committee.

Da Vinci's Pizzeria 10 Harraton Terrace Durham Road Birtley Chester Le Street DH3 2QG	Without planning permission the change of use from a café (A3) to a mixed use, including café, hot food takeaway and hot food delivery.	Written	Awaiting Decision
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**Appeal Decisions**

3. There has been **no** appeal decisions received since the last Committee.
4. Full copies of the Decision letters can be found attached to this report and details of outstanding appeals can be found in **Appendix 2**

**Recommendations**

5. It is recommended that the Committee note the report.

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**CONTACT: John Bradley extension 3905**

**FINANCIAL IMPLICATIONS**

Nil

**RISK MANAGEMENT IMPLICATIONS**

Nil

**HUMAN RESOURCES IMPLICATIONS**

Nil

**EQUALITY AND DIVERSITY IMPLICATIONS**

Nil

**CRIME AND DISORDER IMPLICATIONS**

Nil

**SUSTAINABILITY IMPLICATIONS**

Nil

**HUMAN RIGHTS IMPLICATIONS**

The subject matter of the report touches upon two human rights issues:  
the right of an individual to a fair trial and the right to peaceful enjoyment of property

As far as the first issue is concerned the planning enforcement appeal regime is outside  
of the Council's control being administered by the Planning Inspectorate.

**WARD IMPLICATIONS –**

Birtley

**BACKGROUND INFORMATION**

Appeal start letter

## Outstanding Enforcement Appeal Cases

Appeal Site (Ward)	Subject	Appeal Type	Appeal Status
<b>Da Vinci's Pizzeria 10 Harraton Terrace Durham Road Birtley Chester Le Street DH3 2QG</b>	<b>Without planning permission the change of use from a café (A3) to a mixed use, including café, hot food takeaway and hot food delivery.</b>	<b>Written</b>	<b>Awaiting Decision</b>
<b>Land adjacent to Wilson's Auctions, Shadon Way, Birtley, DH3 2SW</b>	<b>Without planning permission the change of use of the Land from amenity land to use for the storage of vehicles including the formation of a hard standing and the erection of a paladin fence at an approximate height of 2.4 metres, incorporating gates</b>	<b>Written</b>	<b>Awaiting Decision</b>