

TITLE OF REPORT: Planning Enforcement Appeals

REPORT OF: Paul Dowling, Strategic Director, Communities and Environment

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 have been **no** appeals received since an update was provided to committee.

Appeal Decisions

3. There has been **one** appeal decision received since the last 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	Appeal Dismissed
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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.

CONTACT: John Bradley extension 3905

APPENDIX 1

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 decision

Outstanding Enforcement Appeal Cases

Appeal Site (Ward)	Subject	Appeal Type	Appeal Status
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	Appeal Dismissed