

DECISION-MAKER:	SCRUTINY PANEL A		
SUBJECT:	PLANNING ENFORCEMENT		
DATE OF DECISION:	6 th FEBRUARY 2014		
REPORT OF:	ASSISTANT CHIEF EXECUTIVE		
<u>CONTACT DETAILS</u>			
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Comment [KT1]: DECISION MAKER: enter the title of the decision-maker, or the decision-making Committee. If the decision-maker is an officer then you must enter their post title, e.g. 'HEAD OF HOUSING STRATEGY AND DEVELOPMENT'.

Comment [KT2]: SUBJECT: this is the title of your report NOTE: the title should be meaningful and say what the report is about.

Comment [KT3]: DATE OF DECISION: add the date in this style: 15 JULY 2010.

Comment [KT4]: REPORT OF: This refers to who is leading on the decision frequently the relevant Head of Section/Division.

Comment [KT5]: STATEMENT OF CONFIDENTIALITY: if your report is confidential you must add the relevant paragraph number(s) in the box below. If you are unsure as to which paragraph is applicable to your report, please check the **Access to Information Procedure Rules in Part 4 of the Council's Constitution**. If this is not applicable then please type 'NOT APPLICABLE'. This box can also be used to state reasons for

Comment [KT6]: BRIEF SUMMARY: provide a brief summary of what you are asking the decision-maker to do and why in PLAIN ENGLISH. This must be kept to a minimum (ideally

Comment [KT7]: RECOMMENDATIONS: recommendations must set out in full exactly what the decision-maker is being asked to do. It is not usually

Comment [KT8]: REASONS FOR REPORT RECOMMENDATIONS: set out full justification for why the recommendations should be approved. These should be an

Comment [KT9]: ALTERNATIVE OPTIONS CONSIDERED AND REJECTED: this should comprise a bullet point list of the main alternatives and a summary appraisal of why these

Comment [KT10]: DETAIL: provide the decision-maker with all other relevant and supporting information he/she needs in order to make his/her decision, including the pros and cons

STATEMENT OF CONFIDENTIALITY
None

BRIEF SUMMARY

For the third meeting of the 'Maintaining balanced neighbourhoods through planning review' the Panel will focus on the Council's approach to planning enforcement.

Appended to this report is the Internal Audit report on planning enforcement issued in April 2013 and an update against the reports key recommendations. In addition submissions from Councillors, residents associations, residents and the Southern Landlords Association are attached and will be presented to the Panel.

RECOMMENDATION:

- (i) The Panel is recommended to consider the comments made by the invited representatives, and the written information presented to the Panel, and use the information provided as evidence in the review.

REASON FOR REPORT RECOMMENDATIONS

1. To enable the Panel to compile a file of evidence in order to formulate findings and recommendations at the end of the review process.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

2. None.

DETAIL (Including consultation carried out)

3. Councillor Letts, Leader and Cabinet Member with responsibility for Planning Policy, was scheduled to present the Executive's position on the contribution planning can make to maintaining balanced neighbourhoods at the inaugural meeting of the review in November 2013. He was unable to attend the meeting due to an earlier engagement overrunning and has therefore been asked to outline the Executive's approach at this meeting of the Panel.

Planning Enforcement

4. Dr Chris Lyons, Southampton City Council's Planning and Development Manager, will provide the Scrutiny Panel with an overview of the Council's approach to planning enforcement. This will include a summary of the findings from the recently undertaken audit of Development Management – Enforcement, the final report is attached as Appendix 1, and the progress made against the management actions identified in the report (Appendix 2).
5. Progress must be seen alongside the workload of the Planning Enforcement Team outlined in the table below:

	2011-12*	2012-13*	2013-14* (31 st Dec 2013)
Enquiries	291	430	268
Stop Notice	3	1	0
Enforcement Notice	6	6	12
Breach of Condition Notice	8	5	4
s.215 untidy site notice	0	1	2

*Best available data at time of publication

6. Following a request for feedback on the effectiveness of the Council's planning enforcement from all Southampton City Councillors, attached, as Appendix 3, is a collation of responses received by members, residents associations and residents. A more detailed response from Pointout Residents Group is attached as Appendix 4.
7. The final appendix is feedback on the Council's approach to planning enforcement from the Southern Landlords Association.
8. This meeting of the Panel provides members with an opportunity to discuss the findings within the internal audit report, review feedback provided and identify where improvements can be made in addition to the action plan developed following the audit.

RESOURCE IMPLICATIONS

Capital/Revenue

9. None.

Comment [KT11]: RESOURCE IMPLICATIONS: address all resource implications arising out of the report proposals including how the proposals will be paid for and from what budget if appropriate in the following two paragraphs. **Each new paragraph must be numbered.**

Comment [KT12]: CAPITAL/REVENUE: address all capital and revenue financial arising out of the report proposals (whether in terms of expenditure or savings) including how the proposals will be paid for and from what budget if appropriate

Property/Other

10. None.

LEGAL IMPLICATIONS

Statutory power to undertake proposals in the report:

11. The duty to undertake overview and scrutiny is set out in Part 1A Section 9 of the Local Government Act 2000.

Other Legal Implications:

12. None

POLICY FRAMEWORK IMPLICATIONS

13. None

KEY DECISION? No

WARDS/COMMUNITIES AFFECTED: None directly as a result of this report

SUPPORTING DOCUMENTATION

Appendices

1.	Internal Audit Final Report: Development Management - Enforcement
2.	Update on Internal Audit Action Plan
3.	Enforcement - Table of feedback
4.	Response from Pointout Residents Group
5.	Response from Southern Landlords Association

Documents In Members' Rooms

1.	None
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Equality Impact Assessment

Do the implications/subject of the report require an Equality Impact Assessment (EIA) to be carried out.	Dependent upon forward plan item
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Other Background Documents

Equality Impact Assessment and Other Background documents available for inspection at:

Title of Background Paper(s)	Relevant Paragraph of the Access to Information Procedure Rules / Schedule 12A allowing document to be Exempt/Confidential (if applicable)
1.	None

Comment [KT13]: PROPERTY IMPLICATIONS: a statement detailing what (if any) property implications arise with reference to the Asset Management Plan must be included as agreed with the Property Services Asset Manager.

Comment [KT14]: PROPERTY IMPLICATIONS: a statement detailing what (if any) property implications arise with reference to the Asset Management Plan must be included as agreed with the Property Services Asset Manager.

Comment [KT15]: LEGAL IMPLICATIONS: use the two sub headings below to set the Statutory Powers to undertake the proposals in the report. If you cannot identify

Comment [KT16]: POLICY FRAMEWORK IMPLICATIONS: confirm that the proposals contained in the report are in accordance with the

Comment [KT17]: KEY DECISION: Key decisions are classified as having a significant financial impact of £500,000 or more (either incoming or

Comment [KT18]: WARDS/COMMUNITIES AFFECTED: list the electoral wards affected by the proposal (e.g. Bargate

Comment [KT19]: SUPPORTING DOCUMENTATION: the appendices, documents in Members' rooms and background documents headings

Comment [KT20]: APPENDICES: list all appendices relevant to the report in this section. If any appendix consists of 20 pages or more they should be

Comment [KT21]: DOCUMENTS IN MEMBERS ROOMS: documents (including draft plans / strategies etc. for which you are seeking approval)

Comment [KT22]: INTERGRATED IMPACT ASSESSMENT (IIA): the social, economic and

Comment [KT23]: OTHER BACKGROUND DOCUMENTS: provide the address where background papers are

Comment [KT24]: ADDRESS: Detail office address or website address where the document can be viewed.