

## **COUNCIL**

### **MEETING OF 24 OCTOBER 2023**

#### **AGENDA ITEM 8 – QUESTION (4) ASKED PURSUANT TO COUNCIL PROCEDURE RULE NO 5.5**

The following question has been asked pursuant to Council Procedure Rule No 5.5 by Councillor R Oliver:

‘There have been frequent breaches of the site management plan at the Cannon Lane Retail Park. Breaches were first witnessed by a planning officer on September 6th and then subsequently on October 10th and these are just the latest in a long number of reported breaches reported by residents. Although officers have agreed to serve a Breach of Conditions Notice this has yet to happen. What other avenues are open to the council to compel these businesses to adhere to the conditions of the planning consent for the building from which they operate?’

#### **Response of the Cabinet Member for Planning (Cllr M Taylor):**

The most relevant site history here is as follows:

- 16/00818/FL Variation of condition 1 of planning permission TM/98/01517/FL to extend the range of the goods that can be sold from the unit Approved 9 March 2016
- 16/03767/RD Details of condition 4 (site management plan) submitted pursuant to planning permission TM/16/00818/FL (Variation of condition 1 of planning permission TM/98/01517/FL to extend the range of the goods that can be sold from the unit) Approved 23 February 2017

Site inspections and consideration of the issues arising have been undertaken in conformity with the Council’s adopted [Planning Enforcement Plan](#). Officers need to assure themselves of the facts of a case before a decision can be taken on actions and in this case a second site visit was deemed appropriate. A Breach of Conditions Notice is being served and this will happen as soon as is practicably possible. Service of notices has been impacted by the implementation of the Agile system.