

ENFORCEMENT MATTERS

EC20/0128 & EC21/0136

LAND ADJACENT POUNDLAND, WHITE LION STREET, TENBY,
PEMBROKESHIRE, SA70 7ES

Background

1. In October 2020 it was brought to the attention of this Authority that a breach of planning control involving the change of use of land to unauthorised stationing and use of a mobile coffee and donut van at land adjacent Poundland, White Lion Street, Tenby in the Tenby Conservation area. This was subsequently removed but has periodically reappeared. The owner does not concede that it requires planning permission as he believes its mobility gives it immunity. The Authority would not wish to approve it in its present location which is considered to adversely affect the Tenby Conservation Area.
2. On 13th July 2021 a Planning Contravention Notice was issued and served on the owner of the property for his/her completion and was to be returned to this Authority within 21 days from the date that it was served.
3. As the Planning Contravention Notice was not returned, this Authority wrote to the owner on 11th August 2021 enclosing a further copy of the Planning Contravention Notice for his/her completion and requesting that it be returned within 7 days from the date of that letter. He/she was also reminded that failure to return the notice was an offence answerable in the Magistrates' Court.
4. On the 27th October 2021 another letter was sent as the notice had not been complied with and the van was still in position on the land.
5. On the 3rd November 2021 another letter was sent as the notice had not been complied with and giving a further 14 days to respond.
6. On the 9th November 2021 the owner wrote to the Authority regarding the service of the Planning Contravention Notice but did not complete the notice or provide the information required.
7. At the time of writing this report, the Planning Contravention Notice has still not been returned to this Authority.
8. This Authority has written to the owner asking if there are any representations he/she wish to put before Members and I will report any response received to committee.

Planning History

- None

RECOMMENDATION

That the Head of Development Management be authorised to instruct solicitors to commence prosecution proceedings in the Magistrates Court for the non-return of the Planning Contravention Notice.