



meeting **PLANNING COMMITTEE**

date **27 April 2004**

from: **Director of Environment**

agenda item number

8

DEVELOPMENT CONTROL PROGRESS REPORT, 1 JANUARY TO 31 MARCH 2004

Purpose of Report

1. To update Members on the progress of various planning applications and on the situation regarding appeals, enforcement and monitoring.

Background

2. This report covers the period 1 January to 31 March 2004 and updates Members on various key minerals and waste issues, together with the County Council's own development. Full details of the progress of various issues are set out in Appendices 1 – 8 attached.

County Matter Planning Applications

3. In the 3 months up to 31 March 2004, 18 County Matter applications were received. 29 were already on hand as at 1 January 2004. Of this combined total number of 47, some 18 have been determined – 16 were approved, 1 refused and 1 withdrawn. Applications determined during the period comprise 36% of the total received and already on hand. This compares with the figure of 16% for the previous quarter. As at 31 March 2004, there was 29 County Matter applications on hand.
4. Details of all County Matter applications determined are given in **Appendix 1**. Members will be aware that decisions can be made using the Director's delegated powers. Out of the 17 County Matter applications determined this quarter, 14 (82%) were dealt with under delegated powers and 3 (18%) determined by this Committee. This compares with 4 in the previous quarter.
5. In the last quarter, key decisions included the granting of permission for an extension to the existing Lound Quarry known as Tiln North. This included continued use of the plant site at Lound. Planning permission was issued following the completion of the S106 Legal Agreement to secure funds from the applicant for the reconstruction of Daneshill Road. An application submitted by Worksop Waste Services Limited for a waste transfer station and new office block at Sandy Lane, Worksop was refused permission 22/03/2004 on highway safety grounds.

Speed of Decision

6. Of the 17 applications determined, **Table 1** gives a breakdown of the time taken for determination, with comparative figures for the previous quarter. This is one of the Best Value Performance Indicators that goes to make up the County Council's overall score under the Government's Comprehensive Performance Assessment provisions. In this quarter the percentage of applications determined within 13 weeks has decreased from 71% to 50%. This reflects the nature of applications dealt with, and the increase in volume. Almost 3 times as many applications were determined this quarter.

Table 1

| No. of County Matter applications determined | Within 8 wks* | | Within 13 wks* | | Within 17 wks* | | Over 17 wks | | Total | |
|----------------------------------------------|---------------|----|----------------|----|----------------|----|-------------|----|-------|-----|
| | no | % | no | % | no | % | no | % | no | % |
| April – June 2003 | 4 | 25 | 7 | 44 | 9 | 56 | 7 | 44 | 16 | 100 |
| July-September 2003 | 1 | 14 | 5 | 71 | 5 | 71 | 2 | 29 | 7 | 100 |
| October-December 2003 | 1 | 17 | 3 | 50 | 3 | 50 | 3 | 50 | 6 | 100 |
| January - March 2004 | 2 | 12 | 9 | 53 | 11 | 65 | 6 | 35 | 17 | 100 |

- NB The figures are cumulative

Table 1a

| No. of County Matter applications determined | Within 8 wks* | | Within 13 wks* | | Within 17 wks* | | Over 17 wks | | Total | |
|----------------------------------------------|---------------|----|----------------|----|----------------|----|-------------|----|-------|-----|
| | no | % | no | % | no | % | no | % | no | % |
| April 2002 – March 2003 | 2 | 5 | 8 | 19 | 13 | 30 | 30 | 70 | 43 | 100 |
| April 2003- March 2004 | 8 | 17 | 24 | 52 | 28 | 61 | 18 | 39 | 46 | 100 |

- B The figures are cumulative

Table 1a gives a breakdown for the whole year, compared to the previous year 2002-3.

8. Details of current applications outstanding for a period greater than 17 weeks, currently numbering 9, (compared to 14 at the end of December 2003) are set out in **Appendix 2**. Information needs to tie in with statistical returns produced for the Office of the Deputy Prime Minister (ODPM).

Major Applications Outstanding

9. Regarding the major applications outstanding for a period greater than 17 weeks, the following is a résumé of progress. They are split into two sections. Firstly, those that have been reported to Committee, but cannot yet be issued, generally because they are awaiting the completion of a Legal Agreement. The time taken for determination includes this "post-Committee" period and greatly increases the average length of time taken to determine applications. This delay is generally outside the control of the Planning Authority, as it often arises where land ownership and contractual matters involving the applicants/developers and land owners need to be resolved before the planning issues of the Agreement itself can be finalised. The second group are those yet to be reported to Committee.

Applications already referred to Committee

10. (a) Landfill, Bentinck Void
The Holding Direction imposed by the Government Office for the East Midlands remains in place and is likely to do so until GOEM have considered how the Council intends to deal with the application. Pre-application discussions have been taking place with the parties with a view to revised proposals being submitted this year in respect of the void and the adjacent Bentinck Tip. This application is now awaited.
- (b) Extension to Existing Sand and Gravel Quarry, Finningley Quarry, near Doncaster
The application was presented to Committee on 25 November 2003 where it was resolved to grant permission on the completion of a S106 Legal agreement concerning traffic management. The agreement is in the process of being negotiated, and the decision notice should be issued shortly.

Applications yet to be reported to Committee

11. (a) Extraction of Sand and Gravel with Restoration through backfilling with Inert Materials plus Composting of Treated Sewage Sludge at Bulcote Farm, Gunthorpe
There has been no change with the application since the last committee report. The holding objection from the Environment Agency regarding the impact of the development on River Trent flood flows and levels is still in place. Regular meetings are continuing between the Environment Agency, Tarmac and officers of the County Council to discuss these issues and establish a method of working and any necessary flood mitigation measures to ensure the development does not increase the risk of flooding. A number of other issues need to be resolved. Revisions to the planning application, and additional information will be submitted in due course. Once submitted, full re-consultation with statutory consultees and objectors will be undertaken.

(b) Restoration by Infilling with Inert Wastes, Styrrup Quarry, Styrrup, near Harworth

The applicant is no longer pursuing either the proposal to double the capacity of the landfill proposal or an appeal for non-determination. The original application is now being re-considered. Outstanding issues relating to the original application regarding highway and ecological matters are moving to a conclusion. It is anticipated that the application will be reported to Planning Committee in May 2004.

Other Major Applications on hand

12. Extraction of sand and gravel Foxholes Farm, Vicarage Lane, North Muskham

An application accompanied by an environmental statement for a new quarry has been submitted by Ennstone Breedon Limited for the extraction of sand and gravel, the construction of a new access to the public highway, erection of a processing plant & ancillary buildings on land off Vicarage Lane, North Muskham near Newark. Restoration will be water based to nature conservation through partial back filling with inert material. The consultation process is underway and awaiting responses. The site is not allocated in the draft Replacement Minerals Local Plan and an objection to this by the applicant will be debated at the Local Plan Inquiry (see elsewhere on today's agenda).

County Council Development

13. During this quarter, 40 applications were made under the Town and Country Planning (General Regulations) 1992 procedure. 49 applications were on hand as at 1 January 2004. Of this combined total of 89 applications, 40 applications have been determined, with 34 approved and 6 withdrawn, representing 45% dealt with in this quarter. This compares with 54% of applications on hand/received in the previous quarter. 49 applications were on hand as at 31 March 2004.

14. During this quarter, planning permission has been granted for extensions to erect single storey 6th form teaching blocks at The Meden School, Burns Lane, Warsop and Manor Comprehensive School, Park Hall Lane, Mansfield Woodhouse.

Speed of Decisions

15. Of the 34 County Council applications determined, 4 (13%) have been reported to Committee, the remainder having been dealt with under delegated powers. Details of those applications are set out in **Appendix 3**.

16. Most County Council applications are generally less contentious, and can usually be dealt with quicker than County Matters, but the issues raised by some applications maybe more complex. Although fewer applications have been determined (53%) within 13 weeks, the percentage has remained similar to the previous quarter (55%). **Table 2** shows the speed of decision-making.

Table 2

| No. of County Council applications determined | Within 8 wks* | | Within 13 wks* | | Within 17 wks* | | Over 17 wks | | Total | |
|-----------------------------------------------|---------------|----|----------------|----|----------------|----|-------------|----|-------|-----|
| | No | % | No | % | No | % | No | % | No | % |
| April – June 2003 | 6 | 19 | 23 | 72 | 29 | 91 | 3 | 9 | 32 | 100 |
| July–September 2003 | 7 | 16 | 26 | 60 | 32 | 74 | 11 | 26 | 43 | 100 |
| October-December 2003 | 12 | 23 | 29 | 55 | 40 | 75 | 13 | 25 | 53 | 100 |
| January – March 2004 | 10 | 29 | 18 | 53 | 23 | 68 | 11 | 32 | 34 | 100 |

- NB the figures are cumulative

Table 2a

| No. of County Council applications determined | Within 8 wks* | | Within 13 wks* | | Within 17 wks* | | Over 17 wks | | Total | |
|-----------------------------------------------|---------------|----|----------------|----|----------------|----|-------------|----|-------|-----|
| | No | % | No | % | No | % | No | % | No | % |
| April 2002- March 2003 | 18 | 14 | 69 | 53 | 96 | 74 | 33 | 26 | 129 | 100 |
| April 2003 – March 2004 | 35 | 22 | 96 | 59 | 124 | 77 | 38 | 23 | 162 | 100 |

- NB The figures are cumulative

Key Applications on Hand

17. (a) Application for a new 1000 space park and ride site at Radcliffe Road, Gamston. Consultants have now published the results of the A52 Multi-Modal Study and the application is now likely to progress in the light of the recommendations from the Study.
- (b) Two outline applications have been submitted by the Education Department. The first, at Gateford Park Primary School, Gateford, Worksop is for the construction of a single storey 7 classroom extension, new car parking & new access from Raymoth Lane. The second is for the construction of a new primary school at Eddison Park Avenue, Gateford, Worksop. Both of these applications have attracted objections from residents and will need reporting to Committee in due course.
- (c) An application has been submitted by the Resources Department for the erection of 4 wind turbines at Shireoaks Triangle Business Park,

Workshop. Again this application is proving contentious and objections have been received from the Parish Council and local residents.

- (d) The demolition of an existing school and the erection of a new two storey primary school, a wind turbine and associated site works at Mapperley Plains Primary School, (infant annexe site), Central Avenue, Mapperley is currently undergoing its consultation process.

- 18. A total of 10 current applications for County Council development were on hand at the end of March 2004 outstanding for a period greater than 17 weeks, details of which are set out in **Appendix 4**.

Appeals

- 19. Details of outstanding appeals are set out in **Appendix 5** for planning appeals and **within Appendix 6** for enforcement notice appeals. Regarding Attenborough recent discussion with the ODPM has thrown up a complication in that the Order will have formally been revoked by the County Council before the ODPM will consider withdrawing it. Legal advice is being sought.

Enforcement and Monitoring

- 20. Details of the enforcement and monitoring work for the last quarter, including an update on recent enforcement issues are set out in **Appendix 6**. The number of inspections of minerals and waste sites carried out during the three month period was 194 of which 6 inspections were carried out at County Council Development sites. A total of 33 complaints were received during the report period 94% of these were acknowledged within 3 days, 85% subject to a site inspection within 3 days (where necessary) and 55% of complainants were notified of progress in 15 working days in line with the Enforcement Protocol. Members may wish to note that, of the 33 complaints received during the report period, 5 related to the County Council's own development. The highest number of complaints received by District was 13 in Newark and Sherwood. 6 of these complaints related to one alleged breach of planning control at Wigsley Airfield. Enforcement action is currently under way relating to this breach.
- 21. Six Planning Contravention Notices were served during the report period. One enforcement notice was served during the report period in relation to the unauthorised deposit of waste at land off Wysall Lane, Bunny. This notice has now taken effect and progress to comply with the steps of the enforcement notice will be kept under review. Details of this enforcement notice and an update on the status of previous enforcement notices are also contained in **Appendix 6**.
- 22. An appeal had been lodged against an enforcement notice served at land off Farnsfield Road, Bilsthorpe alleging the unauthorised change of use of the land to a use for the importation, processing and transfer of waste materials. The appeal was to be heard at a Public Inquiry in March 2004. However, following receipt of the information in the initial statement of case prepared by the Council and after subsequent discussions with the appellant the appeal has been withdrawn. The notice has now taken effect and works to comply

with the steps contained within the notice commenced. A limited amount of waste material now remains to be removed from the site prior to it being seeded down.

23. Details of enforcement and monitoring work for the full year 2003/4 is set out in **Appendix 7**. The number of inspections carried out during the year was 595 compared with 491 during 2002/2003. This increase in inspections has resulted from both the recruitment of additional staff and the ongoing introduction of the new planning and enforcement database. A total of 107 complaints were received during the year which precisely mirrored that of the previous year. A total of 16 Planning Contravention Notices and 3 enforcement notices were served during the year.

Other Matters

24. A consultation on an application under Section 36 of the Electricity Act 1989, was presented to Planning Committee in February 2004, for the construction of two additional flue gas desulphurisation (FGD) units and for the variation of condition 4 of a consent granted by the Secretary of State for Trade & Industry in August 2002 for two FGD units at Cottam Power Station, Cottam, near Retford.
25. Work continues in line with the Service Improvement Plan, reported to Committee on 22 July 2003. The new computerised planning applications/monitoring system is now almost fully operational and the GIS mapping system has been added and is under test at present.

Ombudsman Cases

26. There were no Ombudsman investigations in this financial year. It was reported at the year end 2002/2003 that an investigation was under way in respect of a complaint relating to a permission granted for a household waste recycling centre at the former Calverton Colliery, whose outcome was awaited. The investigation concluded that there was no case to answer.

Best Value

27. The Development Control function of the County Council had expected to be subject to a service review in 2003/2004. This did not take place. However, as part of an overall initiative to improve performance in the Environment Department in line with the Government's Comprehensive Performance Assessment (CPA) regime, aimed at turning the County Council into a "top twenty" authority with an "excellent" rating, the service was reviewed. Performance in the Development Control function, in respect of two Best Value Performance Indicators, makes a contribution to the overall CPA score for the Environment Department. In the light of this, improvements in performance were highlighted and funding of £60,000 was set aside for this purpose.

28. In June 2003 a Service Improvement Plan was agreed for the Development Control Team, aimed at tightening up the process for dealing with planning applications and bringing clarity to the Team's procedures in relation to all aspects of the process. Particular attention was given to speeding up determination times for applications and, as part of this, speeding up the consultation process on applications. A major review of the workings of this Committee was also part of the Service Improvement Plan, and Members will recall having a seminar session and agreeing a Report on new ways of working last November. The various initiatives incorporated in the Plan are due to be fully in place by July 2004, and a Development Control Manual for use by staff and a Development Control Charter, embodying the Team's commitments in terms of the standard of service provided, will be issued shortly thereafter.
29. In parallel with this, and in respect of applications under the General Regulations procedures for development carried out by the County Council, a Planning Protocol was launched in April 2003 which sets out in detail how properly to go about applying for planning permission. The document was distributed to departments in the County Council responsible for carrying out development and made available in all those schools in the County under Local Education Authority control.
30. In relation to performance overall, it was reported at year end 2002/2003 that staff shortages in the Team had led to slippages but that the staff dealing with planning applications had now been brought up to full complement. This has remained the case throughout 2003/2004. Although one officer, a military reservist, was called away on duties in Iraq for most of the year, the team was able to call on support from an outside consultancy to keep the applications caseload moving. As a result, performance in the key area of speed of determination has improved markedly, and beyond expectations, placing the Authority, on this one measure of performance, among the top performers nationally.
31. As part of the process in meeting Best Value Performance Indicators, targets need to be set against which performance is measured. For the year 2003-04, a target of 25% of County Matter applications (excluding those with an Environmental Impact Assessment) determined within 13 weeks was set. I am pleased to report that the final figure was 53%, compared to 19% for 2002-03.
32. In this year just ended the council were required to complete a Customer Satisfaction Survey to comply with the requirements of Best Value. This survey was completed in December, in line with a set of standard questions set by the Audit Commission. The results of the survey showed that 85% of the respondents were satisfied or very satisfied with the planning service. This is improvement of some 9% since the survey was last carried out in 2000/01.

Development Control Performance Nationally

33. National Planning statistics inevitably lag behind local data, and at this moment in time, no information is available for the complete year April 2003-

March 2004. However, for the 2002-03, which is the last complete year for which information is available, a total of 2002 County Matter type applications were received and 1742 decided. This compares with 1987 received and 1696 decided in 2001-02. For County Councils, the numbers are 1633 received and 1440 decided (1530 & 1360 respectively in 2001/02). This indicates the continuing trend of more applications being submitted.

34. Of the decisions made by county councils, 92% were for the grant of planning permission.
35. In the previous quarter 1st October –31st December 2003, some national comparisons can be made. In that quarter, this Council received 15 County Matter applications and determined 6. 437 were received Nationally and 339 determined.
36. Our County total for receipt of County Matter applications is lower than 8 other Councils, the same as 3 others but higher than the remaining 22 County Councils. For decisions made 25 were higher, 6 were the same and 2 were lower.
37. However for County Council development in the same period, Nottinghamshire was the 4th highest in terms of decisions made by the 34 County Councils.

Statutory and Policy Implications

38. This report has been compiled after consideration of implications in respect of finance, equal opportunities, personnel, Crime and Disorder and users. Where such implications are material, they have been brought out in the text of the report. However attention is drawn to the following:

Equal Opportunity Implications

39. Development Control activity takes into account equal opportunity issues.

Crime and Disorder Implications

40. Development Control activity takes into account issues relating to crime and disorder.

RECOMMENDATIONS

41. It is RECOMMENDED that the report be noted.

PETER WEBSTER
Director of Environment

Director of Resources' Financial Comments

This report updates on the progress of planning applications and as such there are no financial implications arising. [DJK 15.4.04]

Head of Legal Services' Comments

This report is duly noted. [SHB 16.4.04]

Background papers available for inspection

None

Electoral Division(s) Affected

All Districts.

EPD.RK/EP4517
13/04/2004 (DRAFT)

COUNTY MATTER APPLICATIONS DETERMINED
(FROM 01/01/2004 TO 31/03/2004)

BASSETLAW

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|----------------|--------------------------------|-----------------------------------------------------------------------------|----------------------------------------------------------------------------|---------------------|-------------------------|
| 09/09/1999 | 1/2/99/179 | Worksop Waste Services Limited | Waste Transfer Station /Office Block | Sandy Lane Industrial Estate Worksop | Refused (Committee) | 22/03/2004 |
| 17/12/2002 | 1/02/03/00003/ | Vaughn Logistics Limited | Alteration of width of the existing access ramp of the civic amenity site | Vaughn Logistics Limited, Claylands Avenue, Worksop | Withdrawn | 22/03/2004 |
| 24/09/2003 | 1/29/02/00012 | Tarmac Limited | Extension of sand & gravel extraction & retention processing plant | Lound Quarry, Tiln North, Chainbridge Lane, Lound, Retford | Granted (Committee) | 09/02/2004 |
| 14/11/2003 | 1/08/03/00003 | EDF Energy Limited | Increase in maximum levels for ash storage & disposal on permitted ash site | Bole Ings Ash Disposal Site, West Burton Power Station, Bole Ings, Retford | Granted | 04/03/2004 |
| 28/11/2003 | 1/01/03/00283 | Severn Trent Water Limited | Construction of 2 new control kiosks | Retford Sewage Treatment works, Hallcroft Road, Retford | Granted | 12/02/2004 |

MANSFIELD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|---------------|-----------------------|--------------------------------------------------------------|------------------------------------------------------|-----------------|-------------------------|
| 14/01/2003 | 2/2003/54/ET | Alkane Energy Limited | Construction of units to house the mine gas extraction pumps | Old Mill Lane Industrial Estate, Mansfield Woodhouse | Granted | 06/02/2004 |

APPENDIX 1

NEWARK & SHERWOOD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|----------------|----------------------------|------------------------------------------------------------------------------------|-------------------------------------------------------------|----------|------------------|
| 17/10/2002 | 3/02/2403/CMA | Lafarge Aggregates Limited | Variation of condition to amend hours of operation of conveyor | Besthorpe Wharf, Besthorpe Quarry, Collingham | Granted | 26/01/2004 |
| 17/10/2002 | 3/02/2402/CMA | Lafarge Aggregates Limited | Variation of condition to amend hours of operation | Besthorpe Wharf, Besthorpe Quarry, Collingham | Granted | 26/01/2004 |
| 09/12/2003 | 3/03/02961/CMA | Severn Trent Water Limited | Erection of 4 kiosks | Bilsthorpe Sewage Treatment Works, Eakring Road, Bilsthorpe | Granted | 03/02/2004 |
| 22/12/2003 | 3/03/02991/CMA | Lafarge Aggregates Limited | Removal from site of sand & gravel arising from construction of irrigation channel | Land at Field House Farm, Brough, Newark | Granted | 27/02/2004 |

ASHFIELD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|-------------|----------------------------|------------------------------------|-----------------------------------------------------|----------|------------------|
| 10/09/2003 | 4/2003/0925 | FW Charlton | Recycling & waste transfer station | Plot 2A Wigwam Lane, Hucknall | Granted | 02/02/2004 |
| 27/11/2003 | 4/2003/1184 | Severn Trent Water Limited | Installation of plant & equipment | Pinxton Sewage Treatment Works, Wharf Lane, Pinxton | Granted | 27/01/2004 |

BROXTOWE

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|---------------|----------------------------|-------------------------------------------------------|---------------------------------------------------------|----------|------------------|
| 21/11/2003 | 5/03/1073/CCM | Severn Trent Water Limited | Installation of phosphorous removal plant & equipment | Newthorpe Sewage Treatment Works, Halls Lane, Newthorpe | Granted | 12/02/2004 |

APPENDIX 1

GEDLING

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|---------------|----------------------------|----------------------------------------------------|----------------------------------|-----------------|-------------------------|
| 20/01/2004 | 7/2004/0116 | Severn Trent Water Limited | Construction of replacement sewage pumping station | Land off Shelt Hill, Woodborough | Granted | 16/03/2004 |

RUSHCLIFFE NONE

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|----------------|----------------------------|-------------------------------------------------------------|--------------------------------------------------------|---------------------|-------------------------|
| 30/10/2003 | 8/03/01534/CMA | Severn Trent water Limited | New Sewage Treatment Works | Kinoulton Lane, Owthorpe | Granted | 14/01/2004 |
| 24/11/2003 | 8/03/01676/CMA | Glenbarry Metals Limited | Change of use of builders yard to metal recycling facility | Former Builders Yard, Langar Airfield, Langar | Granted (Committee) | 25/03/2004 |
| 03/12/2003 | 8/03/01742/CMA | Trent Energy Limited | Vary condition to extend life of current p/p 8/01/01188/CMA | Oatfield Lane/Grantham Road, Radcliffe on Trent | Granted | 20/02/2004 |
| 26/01/2004 | 8/04/00163/CMA | Severn Trent water Limited | Installation of control cabinet | Shelford Sewage Pumping Station, Julian Lane, Shelford | Granted | 26/03/2004 |

Total no. of County Matter applications determined under delegated powers: 14

Total no. of County Matter applications determined by Committee: 3

Total no. of County Matter applications withdrawn: 1

Total 18

APPENDIX 1

COUNTY MATTERS ON HAND AT 31/03/2004

(outstanding for over 17 weeks)

BASSETLAW

| Date Received | Ref. No. | Applicant | Development | Location | Cttee Date | Comments |
|----------------------|-----------------|----------------------------|---------------------------------------------------------|----------------------------------------|-------------------|--------------------------------------------------------------------------------------------------------------------------------|
| 21/11/2002 | 1/66/02/00015 | J White & Co (TDE) Limited | The restoration of quarry by infilling with inert waste | Styrrup Quarry, Oldcotes Road, Styrrup | 18/05/2004 | Applicant has withdrawn additional information, and the original application will be presented to Committee for determination. |
| 20/12/2002 | 1/32/02/0001 | Lafarge Aggregates Limited | Extension to existing sand & gravel quarry | Finningley Quarry, Finningley | 25/11/2003 | Awaiting S106 Legal agreement to be signed |

MANSFIELD

| Date Received | Ref. No. | Applicant | Development | Location | Cttee Date | Comments |
|----------------------|-----------------|----------------------------|-----------------------------------------------------------------------------------------|--------------------------------|-------------------|-------------------------------------------------------------------------------------|
| 23/06/2003 | 2/2003/740/ET | Severn Trent Water Limited | Construction of sludge thickener building, kiosks & creation of temporary storage area. | Bath Lane, Mansfield Woodhouse | | The Environment Agency has now withdrawn objection. Delegated report being prepared |

NEWARK AND SHERWOOD

| Date Received | Ref. No. | Applicant | Development | Location | Cttee Date | Comments |
|----------------------|-----------------|------------------------------|------------------------------------------------------|-------------------------------------|-------------------|-----------------------------------------------------------------------------------------------|
| 30/07/2002 | 3/02/01726 | Tarmac Limited | Extraction of sand & gravel with restoration | Bulcote Farm, Gunthorpe | | Awaiting the submission of further information including flood risk assessment from applicant |
| 02/06/2003 | 3/03/1438/CMW | South Herts Waste Management | Civic Amenity Site with access & erection of fencing | Quarry Farm, Bowbridge Lane, Newark | | Awaiting notification of withdrawal from the applicant |

APPENDIX 2

ASHFIELD

| Date Received | Ref. No. | Applicant | Development | Location | Cttee Date | Comments |
|---------------|-----------|---------------------|--------------------------------------------------------------------------------|---------------------------------------------------------------|------------|-------------------------------------------------------------------------------------------------------------------|
| 01/12/97 | 4/97/0755 | Terry Adams Limited | Infilling with controlled waste and new temporary access road, and restoration | Former Bentinck Opencast Coal mining void, Annesley Woodhouse | | Article 14 Holding Direction remains in place. Awaiting Applicants to submit revised submission, expected shortly |

BROXTOWE - None

GEDLING

| Date Received | Ref. No. | Applicant | Development | Location | Cttee Date | Comments |
|---------------|-------------|---------------------------------|------------------------------------------------------------------------------------------------|---------------------------------------------------------------|------------|-----------------------------------------------------------------------------------|
| 11/04/2003 | 7/2003/0880 | Richard Tuxford Exports Limited | Vehicular dismantling, storage and sales of parts | Former Calverton Colliery, off Hollinwood Lane, Calverton | 30/09/2003 | S106 Legal agreement has been agreed regarding traffic and will be issued shortly |
| 22/08/2003 | 7/2003/2021 | Waste Cycle Limited | Variation of condition for extension of working hours | The Waste Recycling Centre, Private Road No4, Colwick Ind Est | | Further noise monitoring required |
| 02/12/2003 | 7/2003/2727 | Waste Recycling Group Limited | Installation of 2 landfill gas utilisation engines, landfill gas flarestack & associated plant | land at Dorket Head Landfill Site, Woodborough Lane, Arnold | | Revised details submitted, re-consultation underway |

RUSHCLIFFE – None

Total no. of County Matter applications outstanding for longer than 17 weeks: 9

COUNTY COUNCIL DEVELOPMENTS DETERMINED
(FROM 01/01/2004 TO 31/03/2004)

BASSETLAW

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|---------------|------------------|--------------------------------------------------------|------------------------------------------------------------------------|-----------------|-------------------------|
| 30/06/2003 | 1/69/03/00006 | Education | Installation of floodlit macadam multi- use games area | Haggonsfield Primary School, Rhodesia, Worksop | Granted | 14/01/2003 |
| 16/01/2004 | 1/44/04/00001 | The Head Teacher | Conservatory for nursery area | North Wheatley C of E Primary School, Sturton Road, South Wheatley | Granted | 10/03/2004 |
| 17/02/2004 | 1/59/04/00010 | Resources | Erection of Perimeter security fencing | Kingston Park Primary & Nursery School, Long Lane, Carlton in Lindrick | Withdrawn | 09/03/2004 |

MANSFIELD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|----------------|------------------|-------------------------------------------------------------|------------------------------------------------------------------------|-----------------|-------------------------|
| 19/05/2003 | 2/2003/546/ET | Education | Replacement dining room /kitchen & alterations to car park | Forest Town Primary & Nursery School, Clipstone Road West, Forest Town | Granted | 24/02/2004 |
| 18/09/2003 | 2/2003/1005/ET | Education | Single storey 6 th form & science teaching block | The Meden School, Burns Lane, Warsop | Granted | 16/02/2004 |
| 05/11/2003 | 2/2003/336/ET | Resources | Erection of 2 x 6mtr high CCTV Columns | Ravensdale Surestart, Sanders Avenue, Mansfield | Granted | 19/02/2004 |
| 09/12/2003 | 2/2003/1310/WT | Education | Single storey 6 th form classroom block | Manor Comprehensive School, Park Hall Road, Mansfield Woodhouse | Granted | 09/02/2004 |

APPENDIX 3

| | | | | | | |
|------------|----------------|--------------------|--------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------|---------|------------|
| 10/12/2003 | 2/2003/1309/WT | Community Services | Extension & alteration to caretakers store | County House, Chesterfield Road West, Mansfield | Granted | 09/02/2004 |
| 24/12/2003 | 2/22004/25/WT | Resources | Erection of perimeter security fencing | Crescent Primary School, Booth Crescent, Bull Farm | Granted | 08/03/2004 |
| 12/01/2004 | 2/2004/99/ET | Social Services | Single storey staffroom, extension to kitchen block, secure parking & temporary unit | Rainworth Distribution Centre, Sherwood Industries, Ransom Business Park, Rainworth | Granted | 11/03/2004 |

NEWARK AND SHERWOOD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|------------------|--------------------|----------------------------------------------------------------|----------------------------------------------------------------|-----------|------------------|
| 29/10/2003 | 3/03/02745/FULR3 | Education | Staff room extension | Sutton on Trent Primary School, Church Street, Sutton on Trent | Granted | 03/02/2004 |
| 09/07/2003 | 3/03/01821/FULR3 | Community Services | Construction of new Library & 15 Flats | Former Co-Op Store, 21 King Street, Southwell | Withdrawn | 30/01/2004 |
| 09/07/2003 | 3/03/01824/FULR3 | Community Services | Construction of new Youth & Community Centre | Existing Library, Burgage House, King Street, Southwell | Withdrawn | 30/01/2004 |
| 28/07/2003 | 3/03/01894/FULR3 | Education | Synthetic playing surface & green coated welding mesh fencing | Samuel Barlow Primary School, Church Road, New Clipstone | Granted | 06/01/2004 |
| 28/07/2003 | 3/03/01912/FULR3 | Education | New Pre-school Nursery | Land at Highfield Road, New Clipstone | Granted | 06/04/2004 |
| 01/08/2003 | 3/03/02027/FULR3 | Education | Installation of floodlit synthetic carpet multi-use games area | Parish Council Recreation Ground, Nelson Lane, North Muskham | Withdrawn | 08/01/2004 |
| 09/12/2003 | 3/03/02895/FULR3 | Resources | Erection of perimeter security fencing | Orchard Special School, Appletongate, Newark | Granted | 09/02/2004 |
| 05/01/2004 | Not Registered | Community Services | New library, youth & community centre | 19/21 King Street, Southwell | Withdrawn | 16/01/2004 |

APPENDIX 3

| | | | | | | |
|------------|------------------|------------------|----------------------------------------------------------------|-----------------------------------------------------|---------|------------|
| 27/01/2004 | 3/04/00299/FULR3 | The Head Teacher | New sectional classroom to replace mobile unit | Kneesal C of E Primary School, School lane, Kneesal | Granted | 22/03/2004 |
| 06/02/2004 | 3/04/00340/FULR3 | The Head Teacher | Siting of mobile unit for extended learning community facility | Bowbridge Primary School, Bailey Road, Newark | Granted | 22/03/2004 |

ASHFIELD

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|-------------|------------------|-------------------------------------------------------------------------------|---------------------------------------------------------------|----------|------------------|
| 16/09/2003 | 4/2003/0939 | Education | Siting of temporary classroom & relocation of existing security fencing | Holgate Comprehensive School, Hillcrest Drive, Hucknall | Granted | 22/03/2004 |
| 09/10/2003 | 4/2003/1022 | Education | Retention of mobile classroom | Croft Primary School, Station Road, Sutton in Ashfield | Granted | 22/03/2004 |
| 09/10/2003 | 4/2003/1023 | Education | Installation of floodlit synthetic carpet multi-use games area | Priestsic Primary School, Park Street, Sutton in Ashfield | Granted | 22/03/2004 |
| 13/10/2003 | 4/2003/1052 | Education | Erection of perimeter security fencing | Westwood Infant & Primary School, Palmerston Street, Westwood | Granted | 14/01/2004 |
| 16/10/2003 | 4/2003/1051 | Education | Construction of a new synthetic pitch & conversion of existing hard play area | National C of E Comprehensive School, Annesley Road, Hucknall | Granted | 26/01/2004 |
| 24/10/2003 | 4/2003/1073 | The Head Teacher | Installation of new cladding to sports barn | Ashfield School, Sutton Road, Kirkby in Ashfield | Granted | 19/02/2004 |
| 14/11/2003 | 4/2003/1144 | Environment | Single storey extension, extended play area & revised car park layout | Sutton Nursery Centre, Westbourne View, Sutton in Ashfield | Granted | 27/02/2004 |

| | | | | | | |
|------------|-------------|-----------|-------------------------------------------------------------|----------------------------------------------------------------|---------------------|------------|
| 24/11/2003 | 4/2003/1182 | Resources | Erection of perimeter security fencing | Croft Primary School, Station Road, Sutton in Ashfield | Granted | 19/02/2004 |
| 01/01/2004 | 4/2003/0513 | Education | Installation of synthetic multi-use area with floodlighting | Ashfield Comprehensive School, Sutton Road, Kirkby in Ashfield | Granted (Committee) | 20/02/2004 |

BROXTOWE

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|----------------------|-----------------|--------------------|-----------------------------------------------------------------------------------------|------------------------------------------------------------------|---------------------|-------------------------|
| 15/08/2003 | 5/03/00817/CCR | Education | New gym & changing facilities, refurbishment of external courts & install floodlighting | Bramcote Hills Comprehensive School, Moor Lane. Bramcote | Granted | 14/01/2004 |
| 29/09/2003 | 5/03/00894/CCR | Education | Floodlit synthetic pitch | Kimberley Comprehensive School, Newdigate Street, Kimberly | Granted | 22/03/2004 |
| 24/10/2003 | 5/03/00958/CCR | Community Services | Demolition & clearance & erection of modular building to provide youth club premises | Eastwood Youth Centre, St Mary's Church, Church Street, Eastwood | Granted (Committee) | 20/02/2004 |
| 11/11/2003 | 5/03/ 01011/CCR | Education | Fencing to the southern boundary | Land west of North Street, Swingate, Kimberley | Granted | 27/02/2004 |
| 17/11/2003 | 5/03/01072/CCR | Environment | Erection of archway feature | Safeway Superstore, Derby Road, Eastwood | Granted (Committee) | 28/01/2004 |
| 13/01/2004 | 5/04/00023/CCR | Education | Provision of 2 mobile classrooms with ramps | Eastwood Junior School, Devonshire Drive, Eastwood | Granted | 24/03/2004 |

APPENDIX 3

GEDLING

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|-------------|-----------|---------------------|------------------------------------------------------|----------|------------------|
| 09/12/2003 | 7/2003/2820 | Education | Staffroom extension | Ernehale Infants School, Derwent Crescent, Arnold | Granted | 26/01/2004 |

RUSHCLIFFE

| Date Received | Ref No | Applicant | Development | Location | Decision | Date of Decision |
|---------------|----------------|---------------------|------------------------------------------------------------------|------------------------------------------------------------------|------------------------|------------------|
| 24/09/2002 | 8/02/01375/CTY | Education | Outline Planning Permission for replacement Primary School | Gotham Primary School, Land South of Kegworth Road, Gotham | Withdrawn | 15/01/2004 |
| 21/11/2003 | 8/03/01705/CTY | The Head Teacher | New Toilet Block | Toot Hill Comprehensive School, The Banks, Bingham | Granted | 04/02/2004 |
| 21/11/2003 | 8/03/0733/CTY | The Head Teacher | Erect 2 modular classroom buildings | Toot Hill Comprehensive School, The Banks, Bingham | Granted | 17/02/2004 |
| 18/11/2003 | 8/03/01675/CTY | Environment | Extension to temporary offices | NCC Highways Depot, Radcliffe Road, Gamston | Granted (Committee) | 19/02/2004 |

Total No. of County Council applications determined under delegated powers:

30

Total No. of County Council applications determined by Committee

4

Total No. of County Council applications withdrawn

6

Total

40

APPENDIX 3

COUNTY COUNCIL DEVELOPMENT APPLICATIONS OUTSTANDING FOR 17 WEEKS
(FROM 01/01/2004 to 31/03/2004)

BASSETLAW

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|---------------|------------------|------------------------------------------------------------------------------|----------------------------------------------------|--------------|-------------------------------------------------------------------------|
| 26/09/2003 | 1/01/03/00239 | Education | Mark out unused hard standing area for change of use as a temporary car park | Retford Oaks High School, Pennington Walk, Retford | | Applicant asked to withdraw application and re-submit fresh application |

MANSFIELD

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|----------------|------------------|----------------------------------------|-------------------------------------------------------------|--------------|-----------------------------------------------------------------|
| 10/11/2003 | 2/2003/1288/ET | Resources | Erection of perimeter security fencing | Berry Hill Infant School, Black Scotch Lane, Mansfield | | Additional information received delegated report being prepared |
| 24/11/2003 | 2/2003/1289/ET | Resources | Erection of perimeter security fencing | Asquith Primary & Nursery School, Asquith Street, Mansfield | | Awaiting further information from applicant |

APPENDIX 4

NEWARK & SHERWOOD

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|------------------|------------------|------------------------------|----------------------------------------------------|--------------|----------------------------------------------|
| 29/10/2003 | 3/03/02749/FULR3 | Education | Proposed classroom extension | Muskham Primary School, Main Street, North Muskham | | Re-consultation underway, awaiting responses |

ASHFIELD

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|---------------|------------------|------------------------------|--------------------------------------------------------------|--------------|----------------------------------------------------|
| 01/08/2003 | 4/2003/0812 | Education | Development of playing field | Mapplewells Primary School, Henning Lane, Sutton in Ashfield | | Application held in abeyance at applicants request |

BROXTOWE

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|----------------|------------------|------------------------------------------------|------------------------------------------------|--------------|--------------------------------------|
| 20/05/2003 | 5/03/00493/CCR | The Head Teacher | Erection of floodlighting to school playground | Albany Junior School, Pasture Lane, Stapleford | 18/05/2004 | Awaiting further landscaping details |

APPENDIX 4

GEDLING

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|---------------|------------------|----------------------------------------|-------------------------------------------------------|--------------|--------------------------------------------------------------------------|
| 20/10/2003 | 7/2003/2564 | Resources | Erection of perimeter security fencing | St Wilfrid's Primary School, Main Street, Calverton | | Discussions ongoing with Parish Council |
| 28/11/2003 | 7/2003/2823 | Education | Single storey 3 classroom extension | Roundwood Junior School, Bestwood Lodge Drive, Arnold | | Further information on parking received, delegated report being prepared |

RUSHCLIFFE

| Date Received | Ref No | Applicant | Development | Location | Cttee | Comments |
|----------------------|----------------|------------------|------------------------------------------------------------------------------------------------------------------|------------------------------------------------|--------------|--------------------------------------------------------------------------------|
| 12/11/2001 | 8/01/05138/CTY | Environment | Construction of park & ride site | Land adjacent to NCC Highway Depot, Gamston | | Results of Multi Modal Study is now published. Further details to be submitted |
| 28/10/2003 | 8/03/01528/CTY | Resources | Install fixed lighting columns, in the centre of the lower car park & install bollards around car park perimeter | County Hall, Loughborough Road, West Bridgford | 27/04/04 | Additional information received. See elsewhere on the agenda |

Total No. of County Council applications outstanding for longer than weeks : 10

APPENDIX 4

APPEALS STATUS AS AT 31/03/2004

| District | Application No | Appellant | Development | Location | Appeal Lodged | Comments |
|-----------------|-----------------------|------------------------------|-----------------------------------------------|-----------------------------------|----------------------|-----------------------------------------------|
| Broxtowe | Mineral Review | Butterley Aggregates Limited | Modification Order relating to IDO permission | Attenborough Quarry, Attenborough | 24/03/99 | Awaiting confirmation of withdrawal from ODPM |

APPENDIX 5

ENFORCEMENT AND MONITORING

SUMMARY OF STATUTORY NOTICES AND ENVIRONMENTAL COMPLAINTS RECEIVED 01/01/04 - 31/03/04

Statutory Notices

| | |
|--------------------------------------------------------|---|
| Planning Contravention Notices served in report period | 6 |
| Breach of Condition Notices served in report period | 0 |
| Enforcement Notices served in report period | 1 |
| Stop Notices served in report period | 0 |

Environmental Complaints received within the report period

| | |
|---------------------|----|
| Bassetlaw | 4 |
| Mansfield | 2 |
| Newark and Sherwood | 11 |
| Ashfield | 4 |
| Broxtowe | 1 |
| Gedling | 6 |
| Rushcliffe | 5 |
| Total: | 33 |

PLANNING CONTRAVENTION NOTICES SERVED 01/01/04 - 31/03/04

| Site | Summary of Alleged Breach | Date of Issue | Summary of Steps |
|-----------------------------------------------------------|-----------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|---------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Land off Wysall Lane, Bunny | Unauthorised change of use of land from an agricultural use to a use for the importation and deposit of waste materials | 08/01/04 | Notice has now been returned and the waste materials were not removed. An enforcement notice has now been served requiring the removal of the waste material. |
| Land at Barrow Cragg, Nutcroft Way, Harwell, near Everton | Unauthorised mining operations involving the extraction and removal of mineral from the site | 19/01/04 | Notice was returned within the permitted time period. The mineral extraction has ceased and the development of the site is now proceeding in accordance with a planning permission granted by the District Council. |
| Land off Spalford Road/Wigsley Road, Wigsley | Unauthorised change of use of Land to a use for the importation and deposit of waste materials | 02/02/04 | Notice was served on landowner and returned within permitted time period. Waste material has not been removed and enforcement action is being prepared. |
| Land off Spalford Road/Wigsley Road, Wigsley | Unauthorised change of use of Land to a use for the importation and deposit of waste materials | 02/02/04 | Notice was served on contractor and returned within permitted time period. Waste material has not been removed and enforcement action is being prepared. |
| Land adjacent to 26 Mason Street, Sutton in Ashfield | Unauthorised change of use of Land to a use for the importation, deposit, treatment and storage of motor vehicles, scrap and damaged vehicles and vehicle parts | 17/02/04 | Notice has not been returned following warning letters. It is an offence to fail to respond to the notice and a decision on how to proceed is now under discussion with Legal Services |
| Land at Quarry Farm, Bowbridge Lane, Newark | The carrying out of building and engineering operations without the benefit of planning permission | 17/02/04 | Notice has now been returned and supporting information submitted. A decision on how to proceed will be taken shortly. |

ENFORCEMENT NOTICES SERVED 01/01/04 - 31/03/04

| Site | Summary of Alleged Breach | Date of Issue | Summary of Steps |
|-----------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------------------|---------------|------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| Land off Wysall Lane, Bunny | Without planning permission making a material change of use of the Land from an agricultural use to a use for the importation and deposit of waste materials | 20/02/2004 | Stop bringing waste materials onto the land and restore the land to the condition before the breach took place by (i) removing all the waste materials deposited on the land and (ii) respreading the soils stripped from the land |

No Breach of Conditions Notices, Stop Notices or Planning Injunctions were served during the report period

APPENDIX 6

UPDATE ON ENFORCEMENT CASES CARRIED FORWARD FROM PREVIOUS REPORT

Land off Farnsfield Road, Old Bilsthorpe – without planning permission making a material change of use of the Land from a nil use to a use for the importation, processing and transfer of waste materials

As detailed in the previous report an enforcement notice was served in relation to an unauthorised use of the Land for the importation, processing and transfer of waste materials, this notice was subsequently appealed. The notice was appealed on the following grounds; ground (d) that the development had taken place for more than ten years and was therefore immune from enforcement action, ground (f) that the steps were in excess of that necessary to remedy the breach and ground (g) that the time for compliance for the steps specified in the notice were short of what should be reasonably allowed. The appeal was to be heard at a Public Inquiry in March 2004, however, following receipt of the information in the initial statement of case prepared by the Council and subsequent discussions with the appellant the appeal was withdrawn. The notice has now taken effect and works to comply with the steps on the notice commenced. A limited amount of waste material now remains to be removed from the site prior to it being seeded down.

APPENDIX 6

ENFORCEMENT AND MONITORING

SUMMARY OF STATUTORY NOTICES AND ENVIRONMENTAL COMPLAINTS RECEIVED 01/04/03 - 31/03/04

Statutory Notices

| | | |
|--------------------------------------------------------|----|------|
| Planning Contravention Notices served in report period | 16 | (14) |
| Breach of Condition Notices served in report period | 0 | (7) |
| Enforcement Notices served in report period | 3 | (6) |
| Stop Notices served in report period | 0 | (1) |

(figures for 2002-2003 given in brackets)

Environmental Complaints

received within the report period

| | | |
|---------------------|-----|-------|
| Bassetlaw | 11 | (14) |
| Mansfield | 14 | (22) |
| Newark and Sherwood | 32 | (20) |
| Ashfield | 13 | (11) |
| Broxtowe | 3 | (6) |
| Gedling | 17 | (21) |
| Rushcliffe | 20 | (13) |
| Total: | 107 | (107) |

TABLE 3

BEST VALUE

| Best Value Indicator | Description | Outcome | |
|-----------------------------|---------------------------------------------------------------------------------------|--------------------------------------------------------------------|----------------|
| BV107 | Planning cost per head of population | Information to be supplied by Financial Services/ County Treasurer | |
| BV109 | Percentage of applications* determined within 13 weeks. (*County Matters only) | Actual 2002/03 Target 2003/04 | 19% 25% |
| | | Actual 2003/04 | 55% |
| BV111 | Customer satisfaction survey Very Satisfied/Satisfied | 85% | |