

Reference: FOI-183391926

Date of request: 13/03/2020

Title of request: Planning enforcement actions 2020

Thank you for your information request. We have processed this request under the Freedom of Information Act 2000/ Environmental Information Regulations 2004.

You have asked about:

1. A list of planning contravention notices (including the reference number and address) issued from 01/01/2020 to date.
2. A list of planning enforcement notices (including the reference number and address) issued from 01/01/2020 to date.
3. A copy of each report relevant to the notices issued within (2)

1. PCN's or Planning Contravention Notices are not for public record and will often contain sensitive information. Service of a planning contravention notice does not constitute "taking enforcement action" as defined in section 171A(2) of the 1990 Act. Therefore there is no requirement to enter a planning contravention notice on the LPA's register of enforcement notices, stop notices and breach of condition notices. The notice is not a legal charge on the land.

2. These are all searchable on the register. <https://planningregister.sutton.gov.uk/online-applications/refineSearch.do?action=refine> Either under notice issued or notice served (as we always issue and serve on the same day) They can search by date etc. if so inclined

- However I know that we have issued and served 4x notices so far this year (since 01/01/2020);

EC2019/0329

EC2019/0278

EC2019/0345

EC2019/0346

3. Planning enforcement reports are not made public unless used as evidence in an appeal or in legal action against an offender. The reason for taking enforcement action is described within the notice itself which is publicly available using the above register.

I understand that enforcement investigations are exempt from FOI requests under regulation 13 (1)

Further information

If you are interested in the data that the council holds, we recommend that you take a look at Sutton Council's Open data initiative. We now have a wide range of data about the borough available for public use all available in one place:

<https://open.Sutton.gov.uk/>

Right to Review

If you are dissatisfied with the way in which your information request has been dealt with you can request an internal review. Tell us why you are unhappy with our response within 40 working days, and it will be looked at afresh. We will aim to provide you with our review response within 20 working days.

If you remain dissatisfied with the outcome of the review you have a further right to appeal to the Information Commissioner, who regulates the implementation of the Freedom of Information Act 2000 and Environmental Information Regulations 2004. The Commissioner can be contacted at the following address:

Information Commissioner's Office

Wycliffe House

Water Lane

Wilmslow

Cheshire

SK9 5AF

Enquiry line: 0303 123 1113