

## PLANNING ENFORCEMENT REGULATIONS 2007

Response to Consultation from

CRAIGLOCKHART COMMUNITY COUNCIL

Q 1. Yes, because this approach could encourage developers to participate in negotiation in a positive manner.

Q 2. The proposed amounts are low in the context of 2008 prices generally. We suggest the initial amounts should be raised at least to £1500 and £200.

Q 3. Each subsequent fixed penalty could be £1000, or £100 for a BCN. These figures would mean that the fines reached £ 4500 or £500 on the occasion of the fourth notice. This should surely be sufficient to show that the local authority could be justified in proceeding to further action.

Q 4. The information on 'track record' could save the local authority time but could be prejudicial if the developer has learnt from previous experience of enforcement action and does not intend to risk further prosecution.

Q 5. Going back 3 years should be enough if the local authority does need this information.

Q 6. Yes, we are pleased that the proposed information includes the name of the Site Agent with an address.

Q 7. We note the display of site notices is limited to certain types of development. Our experience is that smaller developments often cause inconvenience through inconsiderate parking, off-loading materials onto pavements, blocking accesses and leaving sites unprotected for long periods without any means of contact. Requiring notices to be displayed on all sites could in time lead to improvements in site management and would also help to differentiate between developments that need, and have, planning permission, and those that do not.

Q 8. We question whether 'durable material' is sufficient to ensure that notices can withstand strong winds and heavy rain if they are not laminated and securely fixed.

Q 9. The wording of TSN Reg 2b should be "a person as their main residence."

Q 10. -

Q 11. Principal concern is one of feasibility if local authorities do not have the resources to fulfil their role. For example, in Edinburgh's Enforcement Charter the reliance on information from the public is emphasised, and may not change.

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