



**DCC 020/2008 ENFORCEMENT REPORT
UNAUTHORISED GARDEN LAND AT THE BADGER, SWINDON,
SHARPERTON, MORPETH, NORTHUMBERLAND, NE65 7AP.**

1. Purpose of the Report

- 1.1 This report informs Members of the recommended approach to be taken with regards to unauthorised garden land at The Badger, Swindon following the refusal of Planning Application ref. 08NP0018 at the Development Control Committee meeting on 11th June 2008.

2. Recommendation

- 2.1 **The Development Control Committee is recommended to take no action until the statutory time period (six months) for appealing against the refusal of Planning Application ref. 08NP0018 has elapsed.**

3. Background

- 3.1 Planning Application ref. 08NP0018 was submitted for retrospective change of use from agricultural land to domestic garden at The Badger, Swindon. The application was recommended for approval for the reasons set out in a report to the Development Control Committee on 11th June 2008. This application was determined by the Development Control Committee on 11th June 2008 and was in fact refused. The statutory time period for the appellant to appeal against this decision will expire on 15th November 2008.

4. Conclusion

- 4.1 The applicant's recourse following the refusal of 08NP0018 is to appeal against the decision. Given that the Officer's recommendation was to approve the proposal it is considered inappropriate to commence enforcement action until the statutory time period for the appellant to appeal against the decision to refuse Application ref. 08NP0018 has expired.

Contact Officer:

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Background papers:

Planning Application File: 08NP0018
Planning Application File: 07NP0011