

**WRITTEN QUESTION TO THE MINISTER FOR THE ENVIRONMENT
BY DEPUTY M.R. HIGGINS OF ST. HELIER
ANSWER TO BE TABLED ON TUESDAY 8th OCTOBER 2019**

Question

Will the Minister list the number of enforcement notices issued each year over the last five years, specifying –

- (a) the reason for the enforcement notice;
- (b) the time given for the person on whom it was issued to comply with the notice;
- (c) whether the notice was complied with and by what date,
- (d) if the notice was not complied with by the initial specified date, whether the person concerned was given extra time (or multiple periods of extra time) to comply; and
- (e) if the notice was never complied with, whether or not the person was prosecuted for their failure to comply with the notice; if not, why not; and if so, the penalty imposed by the Courts for not complying?

Answer

Please see attached table which provides answers to Deputy Higgins's questions.

Reference No and Address	Reason for serving	Time given for compliance	Whether notice complied with within time period	Extra time for compliance	Any resulting prosecution
ENF/2015/00004 – United Foods Ltd - Centrestore, La Route de la Trinite, Trinity	Warehouse operating as a shop without permission.	28 days.	Yes – 21.5.15		
ENF/2015/00006 – Field 818, L'Avenue de la Reine Elizabeth II, St Peter	Without planning permission the erection of a loggia-type structure, the siting of a pool and surround and, the changing of ground levels and associated siting of garden sleepers.	28 days	No. Subsequent appeal to Greffe. Appeal upheld	Yes – Notice complied with.	
ENF/2015/00007 – Field No. 744, Le Mont des Louannes, St Peter	Numerous timber frame structures have been erected. The field is also being used for unauthorised storage of numerous and varied non-agricultural items and materials. Considered to be a material change of use of the land.	3 Months	No.	Yes – Notice complied with.	
ENF/2015/00009 - Field No. 273A La Petite Sente, St Clement	Creation of car park within field.	2 months	Yes – 15.6.15		
ENF/2015/00010 - Field No. 1004, Hautes Croix Farm, La Grande Route de St Jean. St John	Importation of soil with increase in ground levels.	2 months	No	Yes – Retrospective planning application submitted.	
ENF/2015/00013 – Field No. 433 & 456, La Rue de la Marais a La Cocque, Grouville	Importation of soil and creation of track.	2 months	No.	Yes – Retrospective planning application submitted.	
ENF/2015/00116 –	Excavation and ground works to create a lake.	3months	No.	Yes – Retrospective planning application submitted.	

Oaklands Manor/ Field 1383, Oaklands Lane, St Helier					
ENF/2015/00017 – Field No. 1013 and 1014, La Rue du Feugerel, Trinity	Change of Use of Field to builder's yard.	28 days	No.	Yes - Further Notice submitted and complied with.	
ENF/2015/00018 – Field 804, Fountain Lane, St Saviour	Non-agricultural vehicles on field.	3 months	No	Yes – Notice complied with 12.4.16	
ENF/2015/00019 – Land at: Le Cotil Cottage, Field 615 and 627, La Rue St. Julien, St Martin	Excavation and ground works.	2 months	Yes – Notice withdrawn as previous planning application.		
ENF/2015/00020 – Broughton Lodge Farm, La Verte Rue, St Mary	Removal of windows and internal features	3 months	No	No. Retrospective planning application submitted and subsequently refused.	Yes - £50k fine in Royal Court
ENF/2015/00021 – Voisins Department Store, King Street, St Helier	Internal works without Building By-Laws.	30 days	Yes – 29.2.16		
ENF/2015/00022 – Field No 423, La Rue du Rondin Sud, St Mary	Operation of a haulage business. Storage of building materials and non-agricultural vehicles	28 days	No	Enforcement Notice withdrawn following appeal and completion of main farmhouse works.	
ENF/2015/00023 – Field No. 405, Le Pont au Bre, St Peter	Unauthorised storage of stone.	28 days	Yes – 4.1.16		
ENF/2015/00006 – Field 818, St Peter	Erection of timber framework structure, pond and raised area in field	6 months	No	Yes – Notice complied with. March 2017.	
ENF/B/2014/0042 – 26 Grosvenor Street, St Helier	No safety barrier to first floor. No Structural Engineer Report submitted.	90 days	Yes – 12.4.16		
ENF/2015/00307 –	Storage of builders materials within field	2 months	Yes – 14.4.16		

Land behind 14 Clos du Ruisseau, St Martin					
ENF/2016/00003 – The Powder Magazine, Les Vieilles Charriere, Trinity	Various structures. New driveway and concrete pillars.	6 months		Yes – Retrospective planning application submitted.	
ENF/2016/00004 – Elmore, La Grande Route de Rozel, St Martin	Non-compliance with Condition on planning permission regarding fencing.	3 months	No	Yes – Compliance 19.10.16.	
ENF/2016/00005 – 9 Parade Road, St Helier	Removal of traditional windows and replacement with upvc.	3 months	No	Ongoing discussions with site owner.	
ENF/2016/00006 – Land at Les Marais House, La Rue a Don, Grouville	Erection of timber fencing	2 months	No	Yes – Retrospective planning application submitted and approved.	
ENF/2017/00000 – De Montford House, La Route de la Cote, St Martin	Non-compliance with Condition 5 of P/2008/1432 regarding privacy screen	28 days	Yes – 3.2.17		
ENF/2017/00003 – Ferncliff & Tomona, La Rue des Barraques, St John	Excavation and ground works. Extension to Pool House and erection of roadside wall.	3 months	No	Two applications submitted and not yet determined.	
ENF/2017/00005 – The Powder Magazine, Les Vieilles Charriere, Trinity	Various structures. New driveway and concrete pillars	6 months	No	Yes – Retrospective planning application submitted.	
ENF/2017/00006 – Flat 3, Battery House, St Martin	Erection of raised decking to cotil	3 months	Yes – 5.10.17		
ENF/2017/00008 – 5 1/2 Commercial Buildings, St Helier	Replacement Roof	3 months	No	Yes – Retrospective planning application submitted.	

ENF/2017/00014 – Key Largo, La Rue des Pigneaux, St Saviour	Raised balcony and creation of hardstanding.	28 days	No	Yes – Retrospective planning application submitted.	
ENF/2017/00010 – Jersey Oak Ltd, La Rue des Marettes, St Martin	Erection of marquee.	3 months.	Yes – 28.2.18		
ENF/2017/00013 – Progressive School of Music, 13 Cattle Street, St Helier	Non - completion for Building By-Laws purposes.	28 days	Yes – 20.12.17		
ENF/2017/00015 – Kara Mia, La Rue de la Corbiere, St Brelade	The retrospective erection of a polytunnel	2 months	No	Ongoing discussions with site owner.	
ENF/2018/00003 – Sea Wyndes, Noirmont Lane, St Brelade	Balcony Extension	2 months	No	Yes – Retrospective planning application submitted.	
ENF/2018/00004 – The Shed, La Girette, La Rue de la Mare des Pres, St John	Site used for storage of boats and vehicles	2 months	No	Yes – Retrospective planning application submitted.	
ENF/2018/00005 – Art Block, Highlands College, St Saviour	Building work completed without Structural Engineer Registration Scheme Certificate.	35 days	Yes – 25.2.18		
ENF/2017/00010 – Jersey Oak Ltd, La Rue des Marettes, St Martin	Extension to showroom	3 months	Yes – 5.5.18		
ENF/2018/00006 – Fields No's G230, G234 & G234A (Paddock End) La Rue a Don, Grouville	Unauthorised storage and hardstanding.	Storage 1 month. Hardstanding 3 months.	No	Yes – Retrospective planning application submitted.	

ENF/2018/00010 – Land to the East of Field B351, St Brelade	Storage of granite and erection of buildings on site.	3 months	No	Enforcement Appeal upheld. Prosecution underway against non-compliance.	
ENF/2018/00013 – Field No. P864, Le Vieux Beaumont, St. Peter	Creation of vehicular access.	3 months	Yes – 23.11.18		
ENF/2018/00014 – 2 Le Pont Marquet Close, St Brelade	Installation of heating oil storage tank.	14 days	Yes – 28.11.18		
ENF/2019/00001 – Les Arbres, La Rue des Cateaux, Trinity	Installation of spiral stair.	90 days	No	Prosecution underway against non-compliance.	
ENF/2019/00002 – Claremont Coach House, St Helier	Bedroom formed at first floor. Work not undertaken by a competent electrician.	28 days	Yes – 12.4.19		
ENF/2019/00005 – Unit 1, Field J1007, La Grande Route de St Jean, St John, JE3 4FN	Works to create a food preparation station not satisfactorily cleared.	14 days	No	Prosecution underway against non-compliance.	
ENF/2019/00005 – Unit 8, St Peters Technical Park, St Peter, JE3 7ZN	Breach of condition relating to working operations	14 days	No	Planning application under consideration. Prosecution underway against non-compliance.	
ENF/2019/00006 – Unit 8, St Peters Technical Park, St Peter, JE3 7ZN	Breach of condition relating to working operations	14 days	No	Planning application under consideration. Prosecution underway against non-compliance.	
ENF/2019/00007 – Land west of La Rive Cottage, Field MN115, La Vallee de Rozel, St Martin	Operational development involving timber structures, fencing and raised decking.	2 months	Yes – 2.8.19		

ENF/2019/00011 - Skyline Watch, Old St Johns Road, St Helier	2no. satellite antennae on top of building.	28 days	No	Yes – Retrospective planning application submitted.	
ENF/2019/00003 – Vale View, La Profonde Rue, Trinity	Conversion of second floor to habitable accommodation. (Building By-Laws).	90 days	No	Enforcement Appeal yet to be considered and determined.	
ENF/2019/00012 – Vale View, La Profonde Rue, Trinity	Change of use of loft space to habitable accommodation. (Planning).	90 days	No	Enforcement Appeal yet to be considered and determined.	
ENF/2019/00008 – Field J1003, La Rue des Peupliers, St John	Works not undertaken in accordance with approved drawings. Running of commercial scaffolding business from site.	2 months	No	Enforcement Notice to be re-issued.	
ENF/2019/00013 – Alfonso Bakery & Coffee Shop, 8 Cheapside, St Helier	Installation of 1.3m flue extension.	28 days	Yes – 21.8.19		