

**ANGUS COUNCIL****DEVELOPMENT CONTROL COMMITTEE
11 APRIL 1996****SUBJECT: ENFORCEMENT ACTION****REPORT BY DIRECTOR OF PLANNING, TRANSPORT & ECONOMIC DEVELOPMENT**

Abstract: This report presents the circumstances surrounding a recommendation to take enforcement action against a satellite antenna erected at 44 John Street, Arbroath.

1 RECOMMENDATION

It is recommended that the Committee agrees to enforcement action being taken against the satellite antenna erected without the benefit of consent at 44 John Street, Arbroath.

2 INTRODUCTION

- 2.1 Council Policy is lenient towards the erection of satellite antenna in most circumstances except where the integrity or character of a listed building or conservation area is jeopardised. The property in question, 44 John Street, Arbroath, is located within the Central Conservation Area.

3 CASE HISTORY

- 3.1 In August 1995 a satellite antenna was seen affixed to the facade of the tenement property at 44 John Street, Arbroath, which is located within the Central Conservation Area. Attempts to contact the occupiers of the flat served by the antenna met with no success and on 24 August a letter was despatched to the effect that the dish did not meet the criteria of permitted development and should be relocated to meet the requirements of the relevant legislation. This letter evoked no response.
- 3.2 On 12 December a further letter was sent to the occupiers advising that unless the dish was relocated, removed, or a retrospective application seeking the benefit of planning consent submitted in respect of its erection it would be necessary to bring the matter to the attention of the Planning Committee who could initiate an enforcement action to regain planning control. There was no reply to this letter.
- 3.3 On 11 March 1996 a Planning Contravention Notice was served on the householder in a further attempt to achieve a resolution but without success.

4 FINANCIAL IMPLICATIONS

- 4.1 There are no significant financial implications.

NOTE

No background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973, (other than any containing confidential or exempt information) were relied on to any material extent in preparing the above Report.

AA/JJ/rj

Alex Anderson
Director of Planning, Transport & Economic Development
4 April 1996