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**REPORT TO:** DEVELOPMENT CONTROL COMMITTEE  
**DATE OF MEETING:** 24<sup>th</sup> July 2001  
**REPORT FROM:** Deputy Chief Executive  
**MEMBERS' CONTACT POINT:** RAFE SHIRLEY (EXT. 5750)  
**SUBJECT:** Alleged untidy condition of the passageway separating Nos. 19 and 23 High Street Swadlincote  
**REF:** RMS/E/2000/377  
**WARD AFFECTED:** Swadlincote

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**AGENDA  
ITEM:**

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**CATEGORY: DELEGATED**

**OPEN**

**DOC:**

## 1.0 Purpose of Report

1.1 To obtain the instructions of the Development Control Sub-Committee.

## 2.0 Content

2.1 Following a complaint, site inspections were carried out at the above location which consists of a covered passageway separating a retail unit and a financial services office.

2.2 The passageway provides access to an open area of land at the rear of High Street, currently used mainly for car parking to serve the adjoining and other retail establishments.

2.3 It was ascertained that there were small accumulations of litter along the margins of the passage.

2.4 The owner has been contacted about the matter. However no action has been taken to remove the litter.

2.5 A plan of the site, which is approximately 65 square metres in area, is attached at Annexe A.

## 3.0 Financial Implications

3.1 None

## 4.0 Conclusions

4.1 The passageway is not prominent and the amount of litter currently present on the site is relatively insignificant. However, it is possible that, with unrestricted access, without appropriate maintenance the condition of the land could deteriorate to the point where action under Section 215 of The Town & Country Planning Act 1990 could be justified.

## 5.0 Recommendation

5.1 That the Sub-Committee takes no action at present but that the site be regularly monitored during the next six months and should appreciable deterioration be noted, a further report be presented at that time.

6.0 **Background Papers**

6.1 Enforcement File E/2000/377.