

PLANNING ENFORCEMENT REGISTER - Updated November 2021

Reference Number	Notice Served on	Address of Property or Land	Details of Breach	Type of Notice	Requirements of Notice	Date Served	Effective Date	Date for Compliance	Outcome
ENF/2011/0001	Allan Munro	Granish Farm, Aviemore, PH22 1QD	Unauthorised material change of use of agricultural land for use of storage of materials associated with construction business	Enforcement Notice	Cease the unauthorised use and remove the stored materials. Comply with various plans relating to cut & fill contouring, landscaping and management	31/08/2011	28/09/2011	Ceasing use – 14 days Removal of materials – 100 days Compliance with plans – 56 days	Notice complied with
ENF/2011/0002	John Ardill Bank of Scotland plc	Feshiebridge cottage, Glenfeshie, Kingussie	Erection of replacement house and garage which is not as approved planning permission. Unauthorised change of use of land from woodland to garden ground	Enforcement Notice	Demolish the garage (and reconstruct on alternative approved site if required) Reinstate approved boundary line Remove and make good secondary access Reduce site boundaries Comply with boundary planting requirements Reinstate woodland	13/09/2011	17/10/2011	Demolition – 230 days Reinstate boundary line – 56 days Access works – 56 days Reduce site boundaries – 56 days Boundary planting – 84 days Reinstate woodland – 56 days	Full compliance with Notice Withdrawn 13/11/2013
ENF/2011/0003	Alex Donald	Waltzing Waters, Main Street, Newtonmore, PH20 1DR	Unauthorised development of building on land	Temporary Stop Notice	Cease activity for 28 days	14/09/2011	14/09/2011	Immediately	Notice withdrawn, 20/09/2011
ENF/2012/0001	Tulloch Homes Ltd	Highburnside, Aviemore	Signage displayed without consent	Advertisement Enforcement Notice	Remove advertisement	24/02/2012	27/03/2012		Appeal submitted 21/03/2012 Notice withdrawn 26/04/2012
ENF/2012/0002	Waltzing Waters (Scotland)Ltd Alex Donald Clydesdale Bank PLC Messrs D & G Harley	Waltzing Waters, Main Street, Newtonmore, PH20 1DR	Unauthorised raising of boundary wall	Enforcement Notice	Remove/reduce wall	05/09/2012	02/10/2012		Notice withdrawn 28/09/2012
ENF/2012/0003	Waltzing Waters (Scotland)Ltd Alex Donald Clydesdale Bank PLC Messrs D & G Harley	Waltzing Waters, Main Street, Newtonmore, PH20 1DR	Unauthorised raising of boundary wall	Enforcement Notice	Reduce wall and reinstate previous height	05/10/2012	05/11/2012	42 days	Appeal dismissed 10/01/2013
ENF/2013/0001	Alex Donald The Co-op Group Messrs D & G Harley	Waltzing Waters, Main Street, Newtonmore, PH20 1DR	Construction and installation of a ventilation grille	Enforcement Notice	Remove the ventilation grille	11/04/2013	10/05/2013	42 days	Notice complied with
ENF/2014/0003	Craggan Outdoors Activities Ltd, Glenbeg Estate	Craggan Golf Course, Granttown on Spey PH26 3NT	Unauthorised use of agricultural land/woodland for commercial clay pigeon shooting	Enforcement Notice	To cease unauthorised use and remove associated structures	02/11/2014	30/11/2014		Appeal upheld, 25/02/2015 Notice complied with
ENF/2015/0001	Speyside Trust	Badaguish Outdoor Centre, Glenmore Lodge Glenmore, Aviemore, PH22 1QU	Commencement of works without compliance with suspensive conditions, tree removal Development relating to mountain bike skills area/camping area and wigwams without compliance with planning permission	Section 33A	To submit retrospective planning application for unauthorised works	05/05/2015	Immediate upon receipt of Notice	120 days	Applications submitted May 2015 and approved November 2015 Notice complied with
2016/0002/ENF	Cluny Estate	Cluny Estate Laggan Newtonmore PH20 1BS	Unauthorised construction of hill track and the excavation of material from 8 borrow pits adjacent to tracks	Enforcement Notice	To remove hill track and reinstate to previous Argo cat tramlines. To restore borrow pits	21/06/2017	19/07/2017	11/10/2017	Outcome Pending
2017/0003/ENF	Glenloch Estate	Aultcham Farm, Tomintoul Road, Granttown On Spey, PH26 3NN	The surface of the existing track has been upgraded using imported material, widened and new drainage installed without giving prior notification to The Highland Council.	Section 33A	Submit a valid planning application to Highland Council for retrospective permission to upgrade, widen and install drainage along the track.	22/03/2018	Immediate upon receipt of Notice	14/05/2018	Application Approved
2017/0006/ENF	Glenbancher Estate	Glenbancher Lodge, Glen Road, Newtonmore, PH20 1BH	The surface of the existing track has been upgraded using imported material, widened and new drainage installed without giving prior notification to The Highland Council.	Section 33A	Submit a valid planning application to Highland Council for retrospective permission to upgrade, widen and install drainage along the track.	22/03/2018	Immediate upon receipt of Notice	14/05/2018	Application Approved

2017/0001/ENF	Glen Clova Estate	Pitlivie Farm, Carnoustie, DDI 6LU	existing track has been upgraded using	Section 33A Enforcement Notice	application to Highland Council for	23/09/2019	Immediate upon receipt of Notice	16/06/2020	Application Approved
2017/0001/ENF	Glen Clova Estate	Pitlivie Farm, Carnoustie, DDI 6LU	The building, engineering or other operations involved in the construction of a private track, drainage ditches and spoil mounds of up to 10 metres in width and 1.5km in length		Restore the Land to its condition before the breach took place	23/09/2019	28/10/2019	Enforcement notice appealed, appeal refused and period for compliance given as 13/03/2021. Extension granted to compliance period by CNPA due to COVID restrictions during 2020 with new compliance date 13/03/2022	