



Further to your information request FOI/EIR 24/25-208, please find your question and our response below.

Request:

Please could you provide date of Enforcement Officers visit approx. 18/20 years ago and any other Planning Enforcement information relating this matter (Old Willow Tree Farm, Twentypence Rd Wilburton.)

Response:

Please note that we can only provide information relating to closed Planning Enforcement cases.

Case reference OP/07/00154 – The initial site visit notes, dated 25/06/2007, are as follows – *'site visit by BMK - caravans are mobile display units. Not in use as residential units = all OK, no breach'*. The case was closed on 24/08/2007 as no breach identified. No photos or correspondence with ****REDACTED**** are saved on the case file.

Case reference ADVERT/07/00153 (opened same time as above case) - The initial site visit notes, dated 02/07/2007, are as follows – *'site viewed and photographed by TE. 3 adverts for Central Plastics, conservatories and fascia's etc on the land immediate north of Willowtree Cottage. Adverts are pvcu banners on wooden posts, double sided chevrons so visible from both directions.'* Consent for the adverts was refused under application 07/00793/ADN. An appeal against the refusal was dismissed. This case was closed on 11/09/2008 as remedied following informal action but there are no notes to explain. The file only contains information related to the adverts and not the above case.

Case reference USE/08/00110 – The initial site visit notes, dated 30/04/2008, are as follows – *'adverts still in situ'*. Further visit on 16/07/2008 shows adverts removed, and case was closed. The adverts appear to be linked to those under ADVERT/07/00153.

Case reference OTHER/09/00258 – The initial site visit notes, dated 13/08/2009, are as follows – *'**REDACTED** and **REDACTED** drove past site-Unable to gain access. Unable to see rear of site.3 or 4 aerials visible which may be on caravans. Contact letter to arrange visit'*. A visit was conducted on 01/09/2009 where ****REDACTED**** notes meeting the site owner ****REDACTED****. The notes of this visit are attached.

There are notes dated 16/09/2009 which states – *'**REDACTED** with **REDACTED** .He has stated that he is likely to continue to be on site for some time. PP therefore required. He will put in informal application in next couple of weeks.'*

On 10/05/2012 the case was closed and notes state – *'Case closed as resolved. Caravan and patio removed. Picture enclosed'*.

There is a letter dated 02/09/2009 from ****REDACTED**** to ****REDACTED**** (attached)

There is an email dated 11/02/2010 from ****REDACTED**** to ****REDACTED**** noting that ****REDACTED**** has told him that he has employed his services to deal with the issue and asks for clarification.

There is an email dated 27/08/2010 from ****REDACTED**** to colleagues in Env Health where he notes –

My file in relation to this site relates to the unauthorised residential use of a caravan at the rear of the site. I have met a man on site who told me his name was [REDACTED] and that he is living in the caravan because [REDACTED]

There is an email dated 02/12/2010 from ****REDACTED**** to ****REDACTED**** asking when an application would be submitted.

There are no other relevant notes/communication, or photos on record.

Please note that we have redacted personal information.

In respect of those requests that are answered in full, partially or the total refused, please take this as notice under FOIA, that we:

- a) Consider the information as exempt from disclosure under the Act:
- b) Claim exempt under sections of the Act:

Section 40 (1) – Personal Information (ABSOLUTE)

- c) State why the exemption applies:

(1) Any information to which a request for information relates is exempt information if it constitutes personal data of which the applicant is the data subject.

(2) Any information to which a request for information relates is also exempt information if—

a) it constitutes personal data which does not fall within subsection (1)

As Section 40 is an Absolute exemption, it does not involve a public interest test. However, to further explain our decision, the Data Protection Act 2018 defines personal data as ‘any information relating to an individual or identifiable living individual’. In points 16-24 of the ICO decision notice, it confirms that vehicle registration numbers do fall within the definition of personal data. The ICO conclude by stating ‘the legitimate interests of the requestor, and of the public as a whole, do not outweigh the rights and interests of the individual given their lack of expectation that this may occur, and the likely and potential impact of such a disclosure.’ In conclusion, provision of vehicle registration numbers would be providing personal data and therefore be in breach of the Data Protection Act 2018.

This concludes your request FOI/EIR 24/25-208.

If information has been refused, please treat this as a Refusal Notice for the purposes of the Act.

If you disagree with our decision or are otherwise unhappy with how we have dealt with your request in the first instance you may approach foi@eastcambs.gov.uk and request a review. A request for review must be made in no more than 40 working days from the date of this email.

Should you remain dissatisfied with the outcome you have a right under s50 of the Freedom of Information Act to appeal against the decision by contacting the Information Commissioner, Wycliffe House, Water Lane, Wilmslow SK9 5AF.