

# ENFORCEMENT NOTICE

## Town and Country Planning (Scotland) Act 1997 (as amended)

**1.**

Our Reference: **Unknown**

Address: **19 Cedar Road, Broughty Ferry, Dundee, DD5 3BA**

Reason for issuing notice: Installed 4 x unauthorised velux rooflights

Notice Effective: 25 February 1998

Status: Non-compliance

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**2.**

Our Reference: **02/00061/CONSRV**

Address: **45 Fort Street, Broughty Ferry, Dundee, DD5 2AB**

Reason for issuing notice: Installed unauthorised satellite Dish

Notice Effective: 30 April 2003

Status: Complied

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**3.**

Our Reference: **03/00012/CONSRV**

Address: **1/3, 217 King Street, Broughty Ferry, Dundee, DD5 2AX**

Reason for issuing notice: Installed unauthorised satellite dish

Notice Effective: 1 June 2003

Status: Complied

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**4.**

Our Reference: **03/00038/UNDEV**

Address: **5 Lawrence Street, Broughty Ferry, Dundee, DD5 1ET**

Reason for issuing notice: Installed unauthorised satellite dish

Notice Effective: 1 June 2003

Status: Complied

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**5.**

Our Reference: **03/00125/UNUSE**

Address: **19 Nelson Street, Dundee, DD1 2PS**

Reason for issuing notice: Unauthorised storage of static caravan

Notice Effective: 3 October 2003

Status: Unknown

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**6.**

Our Reference: **03/00101/CONBRE**

Address: **Unit 3 & 4, Whitehall Street, Dundee, DD1 4AG**

Reason for issuing notice: Unauthorised erection of ventilation stack at rear of units facing on to Coultie's Wynd

Notice Effective: 19 March 2004

Status: Complied

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**7.**

Our Reference: **04/00078/UNDEV**

Address: **29 Adelaide Place, Dundee, DD3 6LE**

Reason for issuing notice: The unauthorised erection of decking on the south elevation of the property

Notice Effective: 13 December 2004

Status: Withdrawn. Superseded by planning approval

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**8.**

Our Reference: **04/00084/UNUSE**

Address: **Units 7 & 8, Block 1A, Dunsinane Avenue, Dundee, DD2 3QN**

Reason for issuing notice: Change of Use of Units 7 & 8 from Workshop and Office to units used for the purposes of storage and sales

Notice Effective: 7 December 2004

Status: Complied

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**9.**

Our Reference: **04/00008/UNUSE**

Address: **Unit 1, Block 5, Nobel Road, Dundee, DD2 4UH**

Reason for issuing notice: Unauthorised Change of Use of premises from wholesale to retail (Class 1)

Notice Effective: 3 December 2004

Status: Complied

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**10.**

Our Reference: **04/00026/UNUSE**

Address: **46 Thomson Street, Dundee, DD1 4LG**

Reason for issuing notice: Unauthorised Change of Use from House (Class 9) to a House in Multiple Occupancy

Notice Effective: 3 December 2004

Status: Complied – Now superseded by Planning Application approval for HMO

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**11.**

Our Reference: **05/00034/UNUSE**

Address: **The Filling Station, Charleston Drive, Dundee, DD2 2EY**

Reason for issuing notice: The unauthorised material Change of Use of said premises from Petrol Filling Station with Ancillary Shop Facility to Foam Car Wash Facility with Ancillary Shop together with the sale of diesel

Notice Effective: 18 May 2005

Status: Complied

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**12.**

Our Reference: **04/00119/CONBRE**

Address: **Land to the South of Beechwood Park, Kings Cross Road, Dundee, DD2 3PT**

Reason for issuing notice:

- (1) The unauthorised installation of three lighting columns with services
- (2) The unauthorised partial construction of a car parking area and access road
- (3) The unauthorised scraping of the top soil and formation of earth bunding

Notice Effective: 31 May 2005

Status: Complied

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**13.**

Our Reference: **05/00020/CONSRV**

Address: **29 Birchwood Place, Dundee, DD2 2AT**

Reason for issuing notice: Unauthorised Satellite Dish

Notice Effective: 10 January 2006

Status: Complied

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14.

Our Reference: **05/00117/UNUSE**

Address: **Semi/basement, India Buildings, 86 Bell Street, Dundee, DD1 1HN**

Reason for issuing notice: Unauthorised Change of Use from office to flatted dwellinghouse

Notice Effective: 9 march 2006

Status: Complied

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15.

Our Reference: **05/00128/UNUSE**

Address: **29 Kinloch Park, Dundee, DD2 1EF**

Reason for issuing notice: Unauthorised Change of Use from dwellinghouse to House in Multiple Occupation

Notice Effective: 10 March 2006

Status: Appeal Against Notice Allowed

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**16.**

Our Reference: **05/00179/UNUSE**

Address: **G/O, 7 Union Terrace, Dundee, DD3 6JD**

Reason for issuing notice: Unauthorised Change of Use of the premises from a House in Multiple Occupation occupied by not more than 5 persons to a House in Multiple Occupation occupied by 7 persons

Notice Effective: 3 July 2006

Status: Complied

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**17.**

Our Reference: **06/00175/CONSRV**

Address: **1 Temple Lane, Dundee, DD1 4HA**

Reason for issuing notice: Unauthorised Erection of a Scissor Arm Canopy on the subjects at 1 Temple Lane.

Notice Effective: 21 May 2007

Status: Complied

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**18.**

Our Reference: **06/00032/ADVERT**

Address: **142-146 Perth Road, Dundee, DD1 4JW**

Reason for issuing notice: Unauthorised Erection of Scissor Arm Canopy on the front elevation

Notice Effective: 21 May 2007

Status: Complied

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**19.**

Our Reference: **06/00022/CONSRV**

Address: **127A-129 Perth Road, Dundee, DD1 4JD**

Reason for issuing notice: Unauthorised Erection of Scissor Arm Canopy on the front elevation

Notice Effective: 21 May 2007

Status: Complied

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**20.**

Our Reference: **06/00023/CONSRV**

Address: **21-23 Old Hawkhill, Dundee, DD1 5EU**

Reason for issuing notice: Unauthorised Erection of two retractable canopies on the south elevation

Notice Effective: 21 may 2007

Status: Complied

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**21.**

Our Reference: **07/00020/UNUSE**

Address: **Flat 1, 3 Victoria Road, Dundee, DD1 1EL**

Reason for issuing notice: Unauthorised Change of Use from Salon to Flatted Dwellinghouse

Notice Effective: 18 June 2007

Status: Complied

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**22.**

Our Reference: **06/00048/UNDEV**

Address: **The Cask, 1-5 Albert Street, Dundee, DD4 6NS**

Reason for issuing notice: Unauthorised Erection of 2 canopies on the west elevation

Notice Effective: 26 November 2007

Status: Complied

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**23.**

Our Reference: **06/00050/UNDEV**

Address: **10 Dundonald Street, Dundee, DD3 7PW**

Reason for issuing notice: Erection of unauthorised canopy on the south elevation

Notice Effective: 26 November 2007

Status: Complied

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**24.**

Our Reference: **06/00046/UNDEV**

Address: **Mclarens, 20 Erskine Street, Dundee, DD4 6RQ**

Reason for issuing notice: Erection of unauthorised canopy on south elevation

Notice Effective: 26 November 2007

Status: Complied

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**25.**

Our Reference: **06/00049/UNDEV**

Address: **Murrays, 134-136 Victoria Road, Dundee, DD1 2QW**

Reason for issuing notice: Erection of unauthorised canopy on east elevation

Notice Effective: 26 November 2007

Status: Complied

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**26.**

Our Reference: **07/00057/UNDEV**

Address: **21 Woodside Avenue Dundee, DD4 9AY**

Reason for issuing notice: Formation of a driveway

Status: Complied

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**27.**

Our Reference: **07/00093/UNUSE**

Address: **Unit 3, Mid Craigie Trading Estate, Mid Craigie Road, Dundee, DD4 7RH**

Reason for issuing notice: Unauthorised Materials Change of Use from Industrial Workshop Premises to Premises used for Retail purposes

Notice Effective: 28 January 2008

Status: Complied

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**28.**

Our Reference: **07/00138/UNDEV**

Address: **534 Strathmartine Road, Dundee, DD3 9DP**

Reason for issuing notice: The continued siting and operation of a 22.8 high telecommunications tower and associated equipment

Notice Effective: 18 February 2008

Status: Complied

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**29.**

Our Reference: **08/00084/UNDEV**

Address: **16-18 Whitehall Street, Dundee, DD1 4AF**

Reason for issuing notice: Unauthorised erection of an awning on the front elevation

Notice Effective: 30 November 2008

Status: Complied

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**30.**

Our Reference: **08/00172/UNDEV**

Address: **1 Brackenbrae, Broughty Ferry, Dundee, DD5 1RX**

Reason for issuing notice: Unauthorised Erection of adventure play equipment.

The adventure play equipment consists of the following items:-

- (1) A zip slide/wire extending approximately 35 metres along the western boundary of the land adjacent to the public road called Brackenbrae
- (2) A tower located at the north west corner of the land used for access to the zip slide/wire
- (3) An elevated 'rope bridge' walkway extending approximately 18 metres along the eastern boundary of the land terminating at a platform and tree house
- (4) The said platform and tree house located at the south east corner of the land

Notice Effective: 23 December 2008

Status: Complied

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**31.**

Our Reference: **08/00157/UNDEV**

Address: **The Boars Rock, 168 Arbroath Road, Dundee, DD4 7PY**

Reason for issuing notice: Unauthorised installation of a mobile canopy fixed with chains to the rear wall

Notice Effective: 12 January 2009

Status: Withdrawn. Superseded by approval of planning application

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**32.**

Our Reference: **07/00192/UNUSE**

Address: **73 Camphill Road, Broughty Ferry, Dundee, DD5 2LY**

Reason for issuing notice: Material Change of Use of Dwelling House from one dwellinghouse to two separate dwellinghouses

Notice Effective: 13 March 2009

Status: On appeal deemed outwith timescales for enforcement action

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**33.**

Our Reference: **06/00147/LISTED**

Address: **Flat 2A, 293 Hawkhill, Dundee, DD2 1DN**

Reason for issuing notice: Unauthorised Erection of Satellite dish on front elevation

Notice Effective: 24 March 2009

Status: Complied

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**34.**

Our Reference: **07/00121/LISTED**

Address: **Flat 1/2, 289 Hawkhill, Dundee, DD2 1DN**

Reason for issuing notice: Unauthorised Erection of Satellite dish on front elevation

Notice Effective: 24 March 2009

Status: Complied

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**35.**

Our Reference: **08/00276/LISTED**

Address: **Flat 1a, 289 Hawkhill, Dundee, DD2 1DN**

Reason for issuing notice: Unauthorised Erection of Satellite dish on front elevation

Notice Effective: 24 March 2009

Status: Complied

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**36.**

Our Reference: **07/00009/UNDEV**

Address: **77 High Street, Dundee, DD1 1SD**

Reason for issuing notice: The erection of a shelter of timber construction of approximately 3.8 metre in length and for most of that length 1.9 metres in depth for the purposes of smoking and the use of amusement with prizes gaming machines. The shelter is located to the south east of the Category A listed building at 77 High Street, Dundee aforesaid within Campbell's Close, Dundee

Notice Effective: 15 August 2008

Status: Complied

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**37.**

Our Reference: **07/00200/UNUSE**

Address: **1/1, 5 Morgan Place Dundee, DD4 6LZ**

Reason for issuing notice: Change of Use to HMO

Notice effective: 21 February 2008

Status: Planning appeal dismissed Complied

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**38.**

Our Reference: **08/00116/UNUSE**

Address: **309 Strathmartine Road, Dundee, DD3 8NS**

Reason for issuing notice: The material Change of Use from dwellinghouse with ancillary use for the provision of child minding facilities to a mixed use family dwellinghouse and Children's Nursery for up to 12 children under the age of 16 years.

Notice Effective: 9 July 2010

Status: Withdrawn. Granted on appeal of planning application

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**39.**

Our Reference: **09/00124/UNUSE**

Address: **11 Frederick Street, Dundee, DD3 8QN**

Reason for issuing notice: The material Change of Use from dwellinghouse with ancillary use for the provision of child minding facilities to a mixed use family dwellinghouse and Children's Nursery for up to 12 children under the age of 16 years.

Notice Effective: 14 July 2010

Status: Complied

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**40.**

Our Reference: **10/00133/LISTED**

Address: **"Ayrebrayde", 21 Forthill Road, Broughty Ferry, Dundee, DD5 3DL**

Reason for issuing notice:

(1) The unauthorised removal of the section of metal railings from the top of the existing boundary wall located on the south elevation

(2) The unauthorised erection of a timber fence on top of the existing boundary wall located on the east and south elevations

Notice Effective: 1 July 2011

Status: Complied

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**41.**

Our Reference: **11/00148/UNUSE**

Address: **G/1, 16 Bellefield Avenue, Dundee, DD1 4NJ**

Reason for issuing notice: Unauthorised Erection of Satellite Dish on the east (front) elevation

Notice Effective: 13 August 2012

Status: Complied

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**42.**

Our Reference: **11/00145/CONSRV**

Address: **G/2, 4 Bellefield Avenue, Dundee, DD1 4NJ**

Reason for issuing notice: Unauthorised Erection of a Satellite Dish on the east (front) elevation

Notice Effective: 13 August 2012

Status: Complied

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**43.**

Our Reference: **12/00047/CONSRV**

Address: **99 Magdalen Yard Road, Dundee, DD2 1BA**

Reason for issuing notice: Unauthorised Erection of a Satellite Dish on the south (front) elevation

Notice Effective: 5 November 2012

Status: Complied

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**44.**

Our Reference: **11/00166/CONSRV**

Address: **Flat B, 58 Seafield Road, Dundee, DD1 4NW**

Reason for issuing: Unauthorised Erection of a Satellite Dish on the south (front) elevation

Notice Effective: 5 November 2012

Status: Complied

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**45.**

Our Reference: **13/00101/UNUSE**

Address: **124A William Fitzgerald Way, Dundee, DD4 9FB**

Reason for issuing: The material change of use of the dwelling house forming 124 William Fitzgerald Way, Dundee afore said from one dwelling to two separate dwelling houses

Notice Effective: 28/02/2014

Status: Pending Decision of Certificate of Lawful Use & Development Appeal (Ref No 13/00479/CLEUD). Target Decision Date: 20/06/14 Planning application appeal allowed. 23/06/14

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**46.**

Our Reference: **13/00071/CONSRV**

Address: **Flat 1/2, 23 Blackness Avenue, Dundee, DD2 1EW**

Reason for issuing: Unauthorised Erection of a Satellite Dish on the south west (front) elevation.

Notice Effective: 9 June 2014

Status: Complied

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**47.**

Our Reference: **12/00150/UNUSE**

Address: **The Tay Fry Inn, 181-183 Perth Road, Dundee, DD2 1AS**

Reason for issuing: A Material change of use from licensed restaurant to a hot food takeaway with restaurant facilities

Notice Effective: 31 August 2015

Status: Appeal allowed

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**48.**

Our Reference: **16/00046/UNUSE**

Address: **42 Strachan Avenue Dundee, DD5 1RF**

Reason for issuing: Material change of use of front driveway from residential garden ground to car repair business/use.

Notice Effective: 11 July 2016

Status: Complied

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**49.**

Our Reference: **16/00003/UNDEV**

Address: **59 Findhorn Place Dundee, DD4 9PQ**

Reason for issuing: Unauthorised erection of a garage

Notice Effective: 8 August 2016

Status: Appeal Dismissed

Status: Complied November 2017

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**50.**

Our Reference: **16/00109/UNDEV**

Address: **Panmurefield, North Balmossie Street, Broughty Ferry, Dundee, DD5 3RA**

Reason for issuing: Formation of hardstanding and installation of a mobile home

Notice Effective: 11 January 2017

Status: Complied with. Caravan removed from site

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**51.**

Our Reference: **16/00099/UNDEV**

Address: **Land at and around Balmossie Pumping Station, Wyvis road, Broughty Ferry, Dundee, DD5 2PX**

Reason for issuing: The change of use from open space land to site of a storage unit through the unauthorised installation of a shipping container and associated basecourse.

Notice effective: 12 May 2017

Status: Complied with. Shipping container removed from site.

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**52.**

Our Reference: **16/00128/UNUSE**

Address: **Land at Torwood, Clarendon Drive, Dundee, DD2 1JU**

Reason for Issuing: Change of Use from residential dwelling house to office accommodation

Notice effective: 12 February 2018

Status: Appeal submitted to DPEA. Decision upheld. However applicants have already found other premises. Appeal therefore complied with.

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**53.**

Our Reference: **19/00025/UNDEV**

Address: **33 Reres Road Broughty Ferry Dundee DD5 2QD**

Reason for issuing: Engineering works in the east wooded garden ground including unauthorised removal of trees within a Tree Preservation Order site.

Notice effective: 31 May 2019

Status: Appeal submitted to DPEA. Date of appeal decision. Decision partly upheld.

**54.**

Our Reference: **19/00112/CONSRV**

Address: **45 Mains Loan, Dundee, DD4 7AF**

Reason for issuing: The partial erection of the garage has been undertaken to the extent that the foundations have ben laid and four walls have been erected. In

addition a tree was removed from the said garden ground to enable the building works, without prior approval of the Planning Authority.

Notice Effective: 14 December 2020

Status: Complied with

**55.**

Our Reference: **20/00002/UNUSE**

Address: **Unit 7 and 8 Webster Park 17 Dunsinane Avenue Dunsinane Industrial Estate Dundee DD2 3FU**

Reason for issuing: Unauthorised material change of use from a new build manufacturing unit to a gymnasium

Notice Effective: 14 December 2020

Status: Appeal dismissed, direct action approved but notice complied with