Notification and / or complaint of illegal Encampment
Property Services Officer visits plot of land to make an assessment.
Private Land Owner (Not MDDC land)
Mid Devon District Council Land
Land Owned by Private Land Owner.
Land registry search, local knowledge.
Property Services to make enquiries to establish Land Ownership.
Land Owned by Local Authority including Housing.
Planning Service to give advice to Private Land Owner.
Devon County Council Land
Refer to Stage 1 GTLS
Officer visits site to undertake initial Welfare enquiries and site investigation.
If welfare need identified, refer to Stage 2.
No Welfare need identified.
No permission of Land Owner to be on the land.
Encampment have permission of land owner or land owner refuses to co-operate or :
Land Owner Cannot be traced.
Service/Agency to provide appropriate advice and support where necessary.
Land Owner asks Unauthorised Encampment to leave the land.
Asset Directorate to determine/ advise the action to be taken with the encampment.
No request made.
Decision to Enforce.
Decision to allow temporary encampment.
Local authority has to step in in due to local complaints/issues.
Legal instructed to take action under Civil Procedure Rules.
Group Manager - Review to review.
Planning Enforcement?
Local Authority may take action under s77 Criminal Justice and Public Order Act 1994 and seek costs from the Land.
Encampment leave as requested.
Land Owner evicts using Common Law Powers or Part 55 Civil Procedure Rules.
Local authority bills land owner/ puts charge on the land for the costs.
Court Application.
Decision taken that the temporary encampment is no longer appropriate.
Court Order.
Clean Up site.
Eviction by court bailiff.