

Parker, Christine

From: Wortley, Stuart
Sent: 18 June 2018 13:44
To: Wortley, Stuart
Cc: Parker, Christine
Subject: Consultation - CMS

From: McLeod, Alison [mailto:Alison.McLeod@cms-cmno.com]
Sent: 15 June 2018 17:41
To: Wortley, Stuart <StuartWortley@eversheds-sutherland.com>; Peter.Bourke@wilsonslaw.com; Charlotte.Tyfield@gowlingwlg.com
Cc: Armstrong, Marc <Marc.Armstrong@cms-cmno.com>; Gow, Alison <Alison.Gow@cms-cmno.com>; Forbes, Mary <Mary.Forbes@cms-cmno.com>
Subject: RE: Consultation on unauthorised development and encampments - URGENT [CMCK-UK.FID9475474]

Dear Sirs,

We write in response to your call for information to inform your response to the Ministry of Communities and Local Government's consultation on powers for dealing with unauthorised development and encampments.

The table below provides details of unauthorised travellers' encampments in Scotland which we have dealt with in our Scottish offices in the last 2 years.

Kind regards,

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C/M/S

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Question 2

General Location	Scale	Repairing/cleaning required	Cost of repairing/cleaning	How the to an end
Aberdeen	4 caravans and 3 vehicles. Four adults, six children and three dogs.	Broken yard gate. Otherwise unknown.	Unknown	Unknown

Alloa	9 caravans and 12 associated vehicles. Exact number of people and dogs unknown.	Removal of a caravan left behind. Obstructions were installed to deter future access.	Unknown	After serv requiring site.
Edinburgh	3 caravans and 5 associated vehicles. 10 people and 2 dogs.	Unknown if any repairs or cleaning was required. Steps were taken to secure the site.	Unknown	After serv documen an order from the sought.
Glasgow	5 caravans and 4 associated vehicles. Exact number of people unknown.	Unknown.	Unknown	After serv requiring site.
Lanark	1 caravan and 1 associated vehicle. Understood to be 2 adults, 2 teenage boys and a dog.	Unknown. Obstructions were installed to deter future access.	Unknown	After serv requiring site. Polic to threate
Livingston	6 caravans, 2 transit vans and 1 pick-up vehicle. Exact number of people and dogs unknown.	Cladding was removed from the surrounding buildings by the travellers. Skips were arranged to clear the rubbish on site. Steps taken to secure the site.	Unknown	After serv requiring site.
Motherwell	6 caravans and 4 pick-up vehicles. At least 5 adults and a number of children. Exact number of people and dogs unknown.	Cleaning up of rubbish left behind. Obstructions were installed to deter future access.	Unknown	After serv requiring site.

Question 6

We have no experience of asking the police to exercise powers to direct travellers to leave land pursuant to s.61 or s.62A of the Criminal Justice and Public Order Act 1994.

Question 12

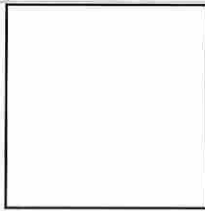
We have no experience of using the procedure for obtaining an Interim Possession Order contained in CPR Parts 55.20 to 55.28.

From: Property Litigation Association <mary.block=pla.org.uk@mail62.suw15.mcsv.net> **On Behalf Of** Property Litigation Association

Sent: 11 June 2018 17:42

To: Gow, Alison <Alison.Gow@cms-cmno.com>

Subject: Consultation on unauthorised development and encampments - URGENT



Message to all PLA members

As you may be aware, the Ministry of Communities and Local Government is conducting a consultation on unauthorised development and encampments (a) to establish the effectiveness of the existing powers of local authorities and the police are effective and (b) to assist the Government in considering future policy and legislative proposals.

<https://www.gov.uk/government/consultations/powers-for-dealing-with-unauthorised-development-and-encampments>

Whilst most of the questions raised by the consultation are directed at local government, many of our members will have relevant experience of dealing with unauthorised encampments (both for local government clients and private landowners) which we would like to collate and pass on.

The Law Reform Committee would like to hear from any members in relation to the following issues:-

To assist us in responding to Question 2 of the Consultation

- a. If PLA members have dealt with the removal of unauthorised traveller encampments within the last 2 years, please provide details of location and scale.
- b. If the relevant land needed repairing or cleaning afterwards, what was involved and was the approximate cost ?
- c. How did the unauthorised encampment come to an end and how long did it take ?

To assist us in responding to Question 6 of the Consultation

If PLA members have experience of asking the police to exercise powers to direct travellers

to leave land pursuant to sub-ss 61 / 62A Criminal Justice and Public Order Act 1994, what was their experience ?

To assist us in responding to Question 12 of the Consultation

If PLA members have used the procedure for obtaining an Interim Possession Order (CPR Parts 55.20 to 55.28), what was their experience ?

With apologies for the short notice, please reply to Stuart Wortley, Peter Bourke and Charlotte Tyfield who are co-ordinating the Association's response **by 5.30 pm on Friday 15 June.**

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