
Meeting	Planning Committee
Date	15 November 2018
Present	Councillors Reid (Chair), Boyce (Vice-Chair), Shepherd, Ayre, Carr, Cullwick, Cuthbertson, D'Agorne, Doughty, Funnell, Galvin, Looker, Richardson and Warters
Apologies	Councillor K Taylor

Part B - Matters Referred to Council

44. Amendments to Committee Terms of Reference and Delegation to Officers Report

The Legal Services Manager (Corporate Governance) explained that the Constitution reserves certain matters to the Planning Committee and Area Planning Sub-Committee. Unless so reserved, planning matters were delegated to the Corporate Director of Economy and Place or Assistant Director Planning & Public Protection. It was recommended that alterations were made to the wording of the Terms of Reference to provide more clarity in the interpretation of the delegation, and to update it specifically in relation to S96A non-material amendments and S73 extension of time applications. In addition, an amendment was proposed so that the Main Planning Committee only reserved applications in the Green Belt where they were recommended for approval. This would assist in more timely decision making in respect of certain consents and applications. and therefore it was requested that Planning Committee consider recommending those changes to Full Council.

Members considered a report that proposed that changes to the Planning Committee and Planning Area Sub Committee's terms of reference and consequent delegation to Officers are referred to Full Council. They were provided with updated proposed amendments to the Section 3D Responsibility for Functions – Constitution (Planning matters that are specifically delegated to the Planning Committee) (Annex 2). Following an overview of the proposed amendments by the Legal Services Manager (Corporate Governance) it was:

Resolved: That the Committee refer the amendments to the Council's Constitution to Full Council for approval to:

- i. enable Officers to determine requests for non-material amendments to planning applications under Section 96A of the Town and Country Planning Act 1990 (as amended);
- ii. enable Officers to refuse planning permission for any non-residential or domestic application for which there is a policy presumption against development in the Green Belt; and
- iii. enable the Corporate Director of Economy and Place or Assistant Director Planning & Public Protection to approve variations of a minor nature to planning agreements relating to planning applications reserved to the Planning Committee or Area Sub Committee.

Reason: To provide more clarity in the interpretation of the delegation, and to update it specifically in relation to S96A non-material amendments and S73 extension of time applications. In addition, an amendment is proposed so that the Main Planning Committee only reserves applications in the Green Belt where they are recommended for approval. This would assist in more timely decision making in respect of certain consents and applications, and therefore it is requested that Planning Committee consider recommending these changes to Full Council.

Cllr A Reid, Chair

[The meeting started at 4.30 pm and finished at 6.35 pm].