

Planning Committee A

9 June 2022

Planning Committee B

8 June 2022

Planning Appeal Performance and Decisions

- 1 This report informs Members of planning appeal decisions determined by the Planning Inspectorate between 1 January and 31 March 2022. A summary of each decision is provided in appendix B and a list of outstanding planning appeals in appendix C.
- 2 Appeal statistics are collated by the Planning Inspectorate on a quarterly and annual basis. The Government use the statistical returns as one of a number of measures to assess the performance of local planning authorities. To assess the quality of decisions, this is based on the total number of decisions made by the Local Planning Authorities that are subsequently overturned at appeal. The threshold whereby a Local Planning Authority is eligible for designation as under-performing is 10% of the Authority's total number of decisions on major, non-major and "county-matter" (generally minerals and waste proposals) applications made during the assessment period being overturned at appeal.
- 3 Table 1 shows results of planning appeals decided by the Planning Inspectorate for the quarter 1 January to 31 March 2022 for all types of planning appeals such as those against the refusal of planning permission, against conditions of approval, listed building applications and lawful development certificates.

Table 1: CYC Planning Appeals Last Quarter Performance

	01/01/22 to 31/03/22
Allowed	5
Split decision	0
Dismissed	10
Total Decided	15
% Allowed	33%

- 4 There were no appeal decisions received during the quarter relating to the refusal of an application for a “major” development.

Table 2: CYC Planning Appeals 12 month Performance

	01/04/21 to 31/03/22	01/04/2020 to 31/03/21
Allowed	7	10
Split decision	1	3
Dismissed	33	41
Total Decided	40	54
% Allowed	17%	18.5%

- 5 For the 12 months period 1 April 2021 to 31 March 2022, 17% of CYC appeals decided were allowed. Nationally, provisional figures show that 25% of appeals were allowed over the same period.
- 6 Using the assessment criteria set out in paragraph 2 above, 0.4% of the total CYC decisions made in respect of non-major applications and 0% of total decisions made in respect of major applications in the period 1 April 2021 – 31 March 2022 were overturned at appeal. There were no appeals in respect of county-matter applications during the period. These figures are provided for illustrative purposes, the DLUHC collate figures over a rolling two year period.
- 7 A list of the planning appeals determined between 1 January and 31 March 2022 are included in Appendix A. Summaries of the decisions are included in Appendix B. One no. appeal was determined following a decision to refuse permission made by the sub-committee/committee.

Table 3: Appeals Decided 01/01/2022 to 31/03/2022 following Refusal by Committee / Sub-Committee

Ref No	Site	Proposal	Appeal Outcome
20/01498/ FUL	The Jubilee PH, Balfour Street	Conversion of roofspace and part first floor to 3no. flats, retention of public house on ground floor and part first floor	Allowed

- 8 The list of current appeals is attached at Appendix C. There are 19 appeals of all types awaiting determination.

Consultation

- 9 This is an information report for Members and therefore no consultation has taken place regarding its content.

Council Plan

- 10 The report is relevant to the “Well-paid jobs and an inclusive economy,” “Creating homes and World-class Infrastructure,” “A Greener and cleaner city,” “Getting around sustainably” and “Good Health and Wellbeing” city outcomes of the Council Plan.

Implications

- 11 Financial – There are no financial implications directly arising from the report.
- 12 Human Resources – There are no Human Resources implications directly involved within this report and the recommendations within it other than the need to allocate officer time towards the provision of the information.
- 13 Legal – There are no known legal implications associated with this report or the recommendations within it.
- 14 There are no known Equalities, Property, Crime & Disorder or other implications associated with the recommendations within this report.

Risk Management

- 15 In compliance with the Council’s risk management strategy, there are no known risks associated with the recommendations of this report.

Recommendation

- 16 That Members note the content of this report.

Reason

- 17 To inform Members of the current position in relation to planning appeals against the Council’s decisions as determined by the Planning Inspectorate.

Contact Details

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**Report
Approved**



Date 25.05.2022

Specialist Implications Officer(s) None.

Wards Affected:

All Y

For further information please contact the author of the report.

Appendices

- Appendix A Planning Appeals decided between 1 January and 31 March 2022
- Appendix B Summaries of Planning Appeals decided between 1 January and 31 March 2022
- Appendix C Outstanding Planning and TPO Appeals as at 25 May 2022