

PLANNING COMMITTEE – 13 MARCH 2019

SCHEME OF DELEGATION OF POWERS TO OFFICERS

1.0 INTRODUCTION

- 1.1 The Council operates an extensive scheme of delegation of powers to officers in order ensure that the organisation can operate efficiently and effectively. It is necessary to update the current scheme of delegations.
- 1.2 A recent review of the scheme has identified some changes that need to be made to reflect changes to staffing structures and job titles. In addition, some adjustments have been identified to reflect current working practices. The proposed amended delegations are set out as Appendix 1 to this report.

2.0 CRIME AND DISORDER, ENVIRONMENTAL, EQUALITY AD DIVERSITY AND FINANCIAL IMPLICATIONS

- 2.1 There are none arising directly from this report. Failure to maintain an up-to-date scheme of delegation of powers would however hamper the Council's efficiency.

3.0 RECOMMENDED:

That the Scheme of Delegation of Powers to Officers be updated as shown in Appendix 1 to this report.

For further information contact:

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Background papers:

Attached

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 1	Town and Country Planning Act 1990 Planning (Listed Buildings and Conservation Areas) Act 1990 Planning and Compulsory Purchase Act 2004	<p>After having ensured that all statutory requirements have been complied with, and after considering all representations received, to approve all types of application submitted under the Acts provided that:-</p> <p>(1) they accord with the provisions of the appropriate development plan documents, other adopted policy guidance or development brief standards</p> <p>(2) they comply with all the relevant adopted local authority standards</p> <p>(3) the decisions would not conflict with any objections received from an elected District Council member within the specified consultation period</p> <p>(4) that a member of the Planning Committee has not requested that the planning application should be determined by the Planning Committee</p> <p>(5) the decision would not conflict with an objection</p>	<p>Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer</p>	<p>Council 34 of 17/10/16 PDC 26 of 09/11/16 30 of 12/12/18</p>

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>received from a statutory consultee received within the specified consultation period</p>		
		<p>(6) the decision would not conflict with an objection from the Town or Parish Council received within the specified consultation period</p>		
		<p>(7) in all cases the Service Manager Planning and Building Control considers it prudent to exercise his or her delegated authority, failing which he or she shall report the matter to the Committee</p>		
		<p>Subject to:- (i) the prior completion of such Agreements as the Service Manager Planning and Building Control deems appropriate to secure controls over the development or financial contributions/works for the benefit of the community, in accordance with planning policies and guidance (ii) the imposition of such conditions as the Service Manager Planning and Building Control deems appropriate</p>		

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>Note: Decisions may be made that are not in accordance with policy solely with respect to the requirement for the provision of affordable housing where the development is of 10 units or less and which have a maximum combined gross floorspace of no more than 1,000 sqm under Policy CS15 of the Core Strategy.</p>		
PLG 2	<p>Town and Country Planning Act 1990 Planning (Listed Buildings and Conservation Areas) Act 1990 Planning and Compulsory Purchase Act 2004</p>	<p>After having ensured that all statutory requirements have been complied with, and after considering all representations received, to refuse all types of application submitted under the Acts where he or she is satisfied that the proposals are contrary to the provisions of the appropriate development plan documents, planning policy guidance and circulars, do not comply with relevant adopted local authority standards or would be contrary to established planning practice and would cause demonstrable harm to an interest of acknowledged importance, provided that:</p>	<p>Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or , Senior Development Management Officer or Senior Planning Implementation and Enforcement Officer</p>	<p>Council 34 of 17/10/16 PDC 26 of 09/11/16 30 of 12/12/18</p>

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>(1) The decision would not conflict with any representation submitted by an elected District council member within the specified consultation period</p>		
		<p>2) The decision would not conflict with any representations submitted by the Town or Parish Council within the specified consultation period</p>		
		<p>(3) In all cases the Service Manager Planning and Building Control considers it prudent to exercise his or her delegated authority failing which he or she shall report the matter to the Committee</p>		
		<p>Note: Decisions may be made that are not in accordance with policy solely with respect to the requirement for the provision of affordable housing where the development is of 10 units or less and which have a maximum combined gross floorspace of no more than 1,000 sqm under Policy CS15 of the Core Strategy.</p>		
PLG 3	Local Government	To decide deemed reasons for	Executive Head, or Chief	Council

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Act 1972 s.101	refusal where notification has been received from the Department of the Environment of an appeal on the grounds of non-determination	Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	34 of 17/10/1 Planning 30 of 12/12/18
PLG 4	Town and Country Planning Act 1990 (s.70A and s.70B)	To decline to determine an application for planning permission (applies where a similar application has been dismissed on appeal within 2 years)	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 5	Planning (Listed Buildings and	To decline to determine an application for relevant consent	Executive Head, or Chief Planning Officer, or	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Conservation Areas) Act 1990 (s.81A and s.81B)		Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Planning 30 of 12/12/18
PLG 6	Planning (Hazardous Substances) Act 1990	<p>To approve applications for hazardous substance consent, to impose conditions and to agree minor amendments to previously approved proposals provided that:-</p> <p>(1) They accord with the provisions of the appropriate development plan documents, other adopted policy guidance or development brief</p> <p>(2) They comply with all the relevant adopted local authority standards</p> <p>(3) The decision would not conflict with any objections received from an elected District</p>	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>Council member within the specified consultation period</p>		
		<p>(4) The decision would not conflict with an objection received from a statutory consultee or Town or Parish Council received within the specified consultation period</p>		
		<p>(5) In all cases the Service Manager Planning and Building Control considers it prudent to exercise his or her delegated authority, failing which he or she shall report the matter to the Committee.</p>		
		<p>To refuse applications submitted under the Act where:-</p>		
		<p>(1) He or she is satisfied that the proposals are contrary to the provisions of the appropriate development plan, planning policy guidance and circulars, do not comply with relevant adopted local authority standards or would be contrary to established planning practices and would cause demonstrable harm to an interest of acknowledged importance and</p>		

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>(2) The refusal would accord with the advice of the Health and Safety Executive in respect of the application</p> <p>Provided that:-</p> <p>(1) The decision would not conflict with any representation submitted by an elected District Council member within the specified consultation period</p> <p>(2) The decision would not conflict with any representation received from a Town or Parish Council within the specified consultation period</p> <p>(3) In all cases the Service Manager Planning and Building Control considers it prudent to exercise his or her delegated authority, failing which he or she shall report the matter to the Committee</p>		
PLG 7	Town and Country (General Regulations) 1992 (Regs.3 and 4)	To approve applications submitted under Regulations 3 and 4, after having ensured that all the statutory regulations have been complied with and after	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		<p>considering all representations received provided that the decision:-</p>	<p>Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer</p>	
		<p>(1) Accords with the provisions of the appropriate development plan documents, other adopted policy guidance or development brief</p>		
		<p>(2) Complies with all the relevant adopted local authority standards</p>		
		<p>(3) Would not conflict with any objections from an elected District Council Member or Town or Parish Council received within the specified consultation period</p>		
		<p>(4) Would not conflict with an objection from a statutory consultee received within the specified consultation period</p>		
		<p>(5) In all cases is one which the Service Manager Planning and Building Control considers it prudent to make under his or her delegated authority. Failing which he or she shall report the matter to Committee</p>		

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
		Subject to such conditions as he or she deems it appropriate to impose		
PLG 8	Town and Country (General Regulations) 1992 (Regs.3 and 4)	To approve minor variations to consents issued under these regulations, provided the changes are not material or do not increase the impact of the development on any individual or interested groups	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 9	Town and Country Planning Act 1990 Planning (Listed Buildings and Conservation Areas) Act 1990	To deal with minor modifications to approved plans, and to vary or to discharge conditions imposed on consents	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer, or	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Planning Officer, or Development Management Case Officer	
PLG 10	Town and Country Planning Act 1990 (s.55) Town and Country Planning Act (Demolition of Buildings) Direction 1992 Town and Country Planning (General Permitted Development Order) 1995	To determine whether prior approval is required for the demolition of buildings, or whether further details should be submitted on the method of demolition	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 11	Town and Country Planning Act 1990 (s.55 as amended) and Town and Country Planning (General Permitted Development Order) 1995	To decide whether prior approval is required and if so to determine if approval should be given	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 12	Town and Country Planning (General Permitted Development Order) 1995	To determine if prior approval is required and if so to determine if approval should be given for agricultural and forestry development	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 13	Town and Country Planning (General Permitted Development) Order 1995, as amended (including the most recent amendment in Statutory Instrument 2013 No 1101)	To make all decisions and to take all actions in respect of prior notification applications. (all existing "prior approval" delegations under the Council's Scheme of Delegation updated to reflect this new delegation) Note: A protocol has been developed to cover this process	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 14	Town and Country Planning Act 1990	To enter into planning obligations in respect of land	Executive Head, or Chief Planning Officer, or	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	(s 106)		Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer, or Development Management Team Leader	Planning 30 of 12/12/18
PLG 15	Town and Country Planning Act 1990 (s 106A and s 106 BA)	Determination of applications for discharge or modification of planning obligations and issue of the notice of decision	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 16	Town and Country Planning Act 1990 (s 106)	To consider applications for the exercise of discretion that is allowed within the terms of a planning legal agreement and to determine the application	Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 17	Town and Country Planning Act 1990 (s 171C)	Service of Planning Contravention Notices (requires information on operations on land and persons with an interest in the land, where there is a suspected breach of planning control)	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Leader, or Officer, or Planning Implementation and Enforcement Officer, or Senior Planning Implementation and Enforcement Officer, Implementation Officer, or Site Monitoring Officer, or Senior Development Management Officer or Development Management Officer, or Planning Implementation and Enforcement Case Officer	
PLG 18	Town and Country Planning Act 1990 (s 215)	To serve notices to require proper maintenance of land	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 19	Planning (Listed Buildings and Conservation Areas) Act 1990 s.3(1)	To serve Building Preservation Notices	<p>Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer or Planning Implementation and Enforcement Officer or Site Monitoring Officer</p> <p>Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer, or Senior Conservation and Building Design Officer, or Conservation Officer</p>	<p>Council</p> <p>34 of 17/10/16</p> <p>Planning</p> <p>30 of 12/12/18</p>
PLG 20	Planning (Listed	To serve a Building Preservation	Executive Head, or Chief	Council

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Buildings and Conservation Areas) Act 1990 s.4(1)	Notice by affixing it to the building	Planning Officer, or Service Manager, or Solicitor, in consultation with Executive Head, or Chief Planning Officer, or Service Manager	34 of 17/10/16
PLG 21	Town and Country Planning Act 1990 (s.187A)	Service of Notices for compliance with conditions on planning consent	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer, or Planning Implementation and Enforcement Officer, or Development Management Case	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Officer, Implementation Officer, or Site Monitoring Officer, or Development Management Officer, or Planning Implementation and Enforcement Case Officer	
PLG 22	Town and Country Planning Act 1990 (s.183) Water Industry Act 1991	To determine if it is expedient, and to issue and serve Stop Notices	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 23	Town and Country Planning Act 1990 (s.171E to	To determine whether or not to issue a Temporary Stop Notice.	Executive Head, or Chief Planning Officer, or Service Manager, or	Council 34 of 17/10/16 Planning

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	s.171H) Town and Country Planning (Temporary Stop Notice) (England) Regulations 2005		Solicitor, as instructed by Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	30 of 12/12/18
PLG 24	Town and Country Planning Act 1990 (s.94)	To serve completion notices	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 25	Planning (Listed Buildings and	To authorise execution of works urgently necessary for the	Executive Head, or Chief Planning Officer, or	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Conservation Areas) Act 1990 (s.54(1))	preservation of an unoccupied Listed Building	Service Manager, or Senior Conservation and Building Design Officer, or Conservation Officer	
PLG 26	Planning (Listed Buildings and Conservation Areas) Act 1990 (s.54(5))	To give notice of intention to carry out the works	Executive Head, or Chief Planning Officer, or Service Manager, or Senior Conservation and Building Design Officer, or Conservation Officer in consultation with the Executive Head, or Chief Planning Officer, or Service Manager or Solicitor	Council 34 of 17/10/16
PLG 27	Planning (Listed Buildings and Conservation Areas) Act 1990 (s.55(2))	To give notice requiring payment of the expenses of the works	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 28	Town and Country Planning Act 1990 (s.191-193)	To determine applications for a Certificate of Lawful Use or Certificate of Lawful Development	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	
PLG 29	Town and Country Planning Act 1990 (s.172) Planning (Listed Buildings and Conservation Areas) Act 1990 (s.38)	To determine whether it is expedient to take enforcement action	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer, or Development Management Officer or Planning Implementation and Enforcement Officer or Site Monitoring Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 30	Town and Country Planning Act 1990 (s.172)	Issue and service of enforcement notices	Executive Head, or Chief Planning Officer, or Service Manager, or	Council 34 of 17/10/16 Planning

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Planning (Listed Buildings and Conservation Areas) Act 1990 (s.38 and s.74)		Solicitor, in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer or Planning Implementation and Enforcement Officer	30 of 12/12/18
PLG 31	Town and Country Planning Act 1990 (s.173A) Planning (Listed Buildings and Conservation Areas) Act 1990 (s.38 and s.74)	Variation to, or withdrawal of, enforcement notice	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Officer, or Senior Planning Implementation and Enforcement Officer	
PLG 32	Town and Country Planning Act 1990 (s.178) Planning (Listed Buildings and Conservation Areas) Act 1990 (s.42 and s.74)	i) Execution of works required by an enforcement notice	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer in consultation with the Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16 Planning 30 of 12/12/18
		(ii) To recover expenses reasonably incurred by the Council	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 33	Town and Country Planning Act 1990 (s.178) Planning (Listed Buildings and Conservation Areas) Act 1990	To sell materials removed in executing works required by an Enforcement Notice	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, or Development Management Team Leader, or Principal Development Management Officer, or Planning	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	(s.42(3) and s.74(3)) Public Health Act 1936 (s.275)		Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	
PLG 34	Town and Country Planning Act 1990 (s.187B) Planning (Listed Buildings and Conservation Areas) Act 1990 (s.44A and s.73(3))	To seek an injunction	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 35	Town and Country Planning Act 1990 (s.97 and 99) Planning (Listed Buildings and Conservation	To make an order to revoke or modify Planning Consent, Listed Building Consent or Conservation Area Consent	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Areas) Act 1990 (s.23) and (s.74(3))		Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or OfficerSenior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	
PLG 36	Town and Country Planning Act 1990 (s.198, 199 and 201)	(i) To make, modify, confirm, decide not to confirm, vary and revoke tree preservation orders	Executive Head, or Chief Planning Officer, or Service Manager	Council 34 of 17/10/16
		(ii) To decide whether a tree preservation order should be made at the request of a District Councillor, when the arboricultural officers do not consider there is justification	Executive Head, or Chief Planning Officer, or Service Manager in consultation with the Chairman and Vice- Chairman of Planning Committee	Council 34 of 17/10/16
PLG 37	Town and Country Planning Act 1990 (s.207)	Issue of notices requiring replanting of trees subject to a Tree Preservation Order	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 38	Town and Country Planning Act 1990 (s.214A)	To seek injunctions to restrain actual or apprehended breach of a Tree Preservation Order	Executive Head, or Chief Planning Officer, or Service Manager, or	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Solicitor	
PLG 39	Town and Country Planning Act 1990 (s.198 and s.211) and Planning (Listed Buildings and Conservation Areas) Act 1990, (s.69)	To determine applications to do works to trees that are subject to protection by a Tree Preservation Order, and to impose such conditions on any consent as he or she deems appropriate	Executive Head, or Chief Planning Officer	Council 34 of 17/10/16
PLG 40	Town and Country Planning Act 1990 (s.211) Planning (Listed Buildings and Conservation Areas) Act 1990, (s.69)	To determine whether or not to object to prior notification of an intention to do works to a tree within a conservation area	Executive Head, or Chief Planning Officer	Council 34 of 17/10/16
PLG 41	Planning (Listed Buildings and Conservation Areas) Act 1990 (s.89) Town and Country Planning Act 1990 (s.330(1) and s.330(2)) Miscellaneous Provisions Act 1976 (s.16)	To require information on interests in land and its use	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 42	Local Government Act 1972 s.101	Development by County Council of their own land - to respond to consultations	Enforcement Officer Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 43	Town and Country Planning Act 1990 Planning (Listed Buildings and Conservation Areas) Act 1990 Planning (Hazardous Substances) Act 1990, (including Regulations thereunder) Local Government (Miscellaneous Provisions) Act 1976	To initiate, defend, conduct and settle legal proceedings on behalf of the Council in respect of any of the functions of the Council which are delegated to the Committee	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Local Government Act 1972 (s.101 and s.222)			

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 44	Town and Country Planning (Environmental Impact Assessment) Regulations 1999	To make a decision in respect of any issue required to be made under the regulations	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 45	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.5)	To issue notices of authority to remove all or part of a hedgerow	Executive Head, or Chief Planning Officer, or Service Manager following written consultation with appropriate Town or Parish Councils and Local Ward Members	Council 34 of 17/10/16
		In the event of disagreement between the officers and the town and parish council and/or local ward members, to issue notice of authority to remove all or part of a hedgerow	Executive Head, or Chief Planning Officer, or Service Manager following consultation with the Chairman and Vice-Chairman of Planning Committee	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 46	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.5)	To issue hedgerow retention notices in respect of hedgerows falling within the definition of an important hedgerow	Executive Head, or Chief Planning Officer, or Service Manager following written consultation with appropriate Town or Parish Councils and Local Ward Members	Council 34 of 17/10/16
PLG 47	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.5)	To withdraw hedgerow retention notices in respect of hedgerows	Executive Head, or Chief Planning Officer, or Service Manager following written consultation with appropriate Town or Parish Councils and Local Ward Members	Council 34 of 17/10/16
PLG 48	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.7)	To prosecute for the unlawful removal of a hedgerow	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 49	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.8)	To issue notices requiring the planting of a replacement hedgerow	Executive Head, or Chief Planning Officer, or Service Manager	Council 34 of 17/10/16
PLG 50	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.11)	To seek an injunction to prevent the actual or apprehended removal of a hedgerow	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 51	Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Regs.13 and 14)	To seek a warrant to enter premises	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 52	Anti-Social Behaviour Act 2003 (s.68(2))	To determine whether or not to proceed with a complaint	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 53	Anti-Social Behaviour Act 2003 (s.68 (3) (4) and (5))	To decide whether a high hedge is affecting the complainant's reasonable enjoyment of a domestic property and, if so, what action (if any) should be taken to remedy the adverse effect or prevent its recurrence. To issue such notifications, other than remedial notices, required by these sections to give effect to that decision.	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Officer, or Senior Planning Implementation and Enforcement Officer in consultation with the Local Ward Councillor(s)	
PLG 54	Anti-Social Behaviour Act 2003 (s.68 (4) and s.69)	To issue remedial notices	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor as instructed by Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 55	Anti-Social Behaviour Act 2003 (s.68 (8))	To refund the fee paid when a Tree Preservation Order is placed on the hedge subject of the complaint	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Enforcement Team Leader, or , Senior Development Management Officer or Senior Planning Implementation and Enforcement Officer	
PLG 56	Anti-Social Behaviour Act 2003 (s.70)	To withdraw a remedial notice, waive or relax a requirement of a remedial notice	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer or Senior Planning Implementation and Enforcement Officer	Council 34 of 17/10/16 Planning 30 of 12/12/18
PLG 57	Anti-Social Behaviour Act 2003 (s.75)	To institute proceedings where action has not been taken to comply with a remedial notice	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 58	Anti-Social	To execute works required by a	Executive Head, or Chief	Council

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
	Behaviour Act 2003 (s.77)	remedial notice	Planning Officer, or Service Manager, Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer, or Senior Planning Implementation and Enforcement Officer in consultation with Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	34 of 17/10/16 Planning 30 of 12/12/18
PLG 59	Anti-Social Behaviour Act 2003 (s.77)	To take appropriate action to recover costs reasonably incurred by the Council in securing compliance with a remedial notice	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor	Council 34 of 17/10/16
PLG 60	Planning Act 2008 Infrastructure Planning (Environmental Impact Assessment) Regulations 2009	To respond to consultations under the Act	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
			Enforcement Team Leader, or Senior Development Management Officer; or Senior Planning Implementation and Enforcement Officer, or Planning Officer	
PLG 61	Town and Country Planning Act 1990 (s.191-193)	To determine applications for lawfulness of proposed use or development in respect of householder applications	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader	Council 34 of 17/10/16
PLG 62	Planning Act 2008 Infrastructure Planning (Environmental Impact Assessment) Regulations 2009, Localism Act 2011 and any amending legislation	To respond to consultations under the Act	Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Development Management Officer; or Senior Planning Implementation and Enforcement Officer, or Development Management Officer or Planning Implementation and Enforcement Officer following written	Council 34 of 17/10/16 Planning 30 of 12/12/18

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
PLG 63	Community Infrastructure Levy Regulations 2010	To exercise all powers and duties and to take all necessary action and make all decisions including the making of all determinations and declarations, the service, variation and withdrawal of notices except the following:	consultation with local ward councillors	Council 34 of 17/10/16
		The determination and granting of applications for relief in exceptional circumstances	Executive Head, or Chief Planning Officer, or Service Manager, Planning Implementation and Enforcement Team Leader in consultation with the Chairman of the Planning Committee	
		To make all necessary applications through the courts and to take all such actions as may be necessary for implementation	Executive Head, or Chief Planning Officer, or Service Manager, or Solicitor, Planning Implementation and Enforcement Team Leader	

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING COMMITTEE

No	Source	Power Delegated	Delegated to	Minute Reference
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FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING DEVELOPMENT CONTROL COMMITTEE

AUTHORISATION TO ENTER PREMISES

No	Source	Power Delegated	Delegated to	Minute Reference
PLG Auth1	Town and Country Planning Act 1990 Planning (Listed Buildings and Conservation Areas) Act 1990 Planning (Hazardous Substances) Act 1990 Planning and Compulsory Purchase Act 2004	In respect of any function which is delegated to the Committee, to enter premises for the purposes of the Acts and any amending statutes or regulations made pursuant to the Acts	Executive Head, or Chief Planning Officer, Service Manager, Development Management Team Leader, Principal Development Management Officer, Senior Development Management Officer, Development Management Officers, Development Management Case Officers, , Building Control Manager, Senior Building Control Surveyor, Assistant Building Control Surveyors, District Building Control Surveyors, or Planning Implementation and Enforcement Team Leader, or Senior Planning Implementation and Enforcement Officer, or Planning	Council 34 of 17/10/16

**FUNCTIONS WHICH ARE DELEGATED TO THE
PLANNING DEVELOPMENT CONTROL COMMITTEE
AUTHORISATION TO ENTER PREMISES**

No	Source	Power Delegated	Delegated to	Minute Reference
			<p>Implementation and Enforcement Officer, Implementation Officer, or Site Monitoring Officer, or or Planning Implementation and Enforcement Case Officer, or Principal Planning Policy Officer, Senior Planning Policy Officer, Planning Policy Officer, Senior Conservation and Building Design Officer, Conservation Officers, Landscape Architect, Urban Designer, Landscape and Open Space Project Officer, Solicitor, Committee Administrator.</p>	
PLG Auth2	<p>Environment Act 1995 (s.97) Hedgerow Regulations 1997 (Reg.12)</p>	Authorisation to Enter Premises	<p>Executive Head, or Chief Planning Officer, Service Manager, Committee Administrator, Solicitor, Landscape Architect, Landscape and Open</p>	<p>Council 34 of 17/10/16</p>

FUNCTIONS WHICH ARE DELEGATED TO THE PLANNING DEVELOPMENT CONTROL COMMITTEE

AUTHORISATION TO ENTER PREMISES

No	Source	Power Delegated	Delegated to	Minute Reference
PLG Auth3	Anti-Social Behaviour Act 2003 (s.70)	To enter land for the purposes of the Act and any amending statutes or regulations made pursuant to the Acts	<p>Space Project Officer</p> <p>Executive Head, or Chief Planning Officer, or Service Manager, or Development Management Team Leader, or Principal Development Management Officer, or Senior Development Management Officer, or Planning Implementation and Enforcement Team Leader, or Senior Planning Implementation and Enforcement Officer, or Planning Implementation and Enforcement Officer, or Development Management Officer, or Development Management Case Officer, or Implementation Officer, or Site Monitoring Officer, or or Planning</p>	Council 34 of 17/10/16

**FUNCTIONS WHICH ARE DELEGATED TO THE
PLANNING DEVELOPMENT CONTROL COMMITTEE
AUTHORISATION TO ENTER PREMISES**

No	Source	Power Delegated	Delegated to	Minute Reference
			Implementation and Enforcement Case Officer	