

APPENDIX A

The amended scheme of delegation as proposed is set out below with the changes highlighted in red:

Any matter which is within the Terms of Reference of the Planning Applications Committee, as fully defined in Schedule 1 of The Local Authorities (Functions and Responsibilities) (England) Regulations 2000 and identified in Part III of the Council's Constitution shall be delegated to the Head of Development Services except where:-

- (i) a matter is requested **during the Statutory Consultation Period** in writing by a Member giving planning reasons for consideration and determination by the Committee, **and where the Head of Development Services, Chair and Vice Chair of the Planning Applications Committee and the Cabinet member with responsibility for planning agree that the application should be put before the Committee.** The Member making the request will have the option of being present at the panel at the discretion of the Chair of the Planning Applications Committee. Legal advice will be sought where appropriate.*
- (ii) a matter is contrary to **agreed adopted** local plan policy, such that **the officer recommendation of approval or refusal** would be defined as a “**departure**” from the **Development Plan**.*
- (iii) in the view of ~~a Member of the Council~~ or the Head of Development Services, a matter is of significant public interest, and/or, is believed to be controversial **and officers are minded to approve the application**, the matter shall be considered and determined by the Committee;*
- (iv) **Any application made by or on behalf of an Elected Member of the Authority, Member of Staff, or the Council's own development or development relating to land in which the Council has an interest***
- (v) **A previous application on the site has been considered by the Committee and the Chair, Vice Chair and Head of Development Services, and the Cabinet member with responsibility for planning agree that the new application should also be considered by committee***
- (vi) notwithstanding the foregoing clauses (i) - (vi) the Head of Development Services may at his discretion refer any other matter to the Committee for consideration/ determination*
- ~~*(vii) in the event that the Head of Development Services is unwilling to refer an application to the Committee because he considers the proposed planning reasons to be insufficient, and the Member requesting the referral disagrees, the matter shall be determined by a panel consisting of the Chair of the Planning Applications Committee, the Executive Director and the Head of Legal and Election Services.*~~