

Part 9.2 Officer Scheme of Delegation

Suggested amendment to the current Officer Scheme of Delegation, intended to align the process for town and parish referrals, objectors and that applied to ward councillors.

CURRENT (Page 246)	PROPOSED (Page 246)
<p>Planning Applications where there is a material written objection from the relevant town or parish council that is contrary to the officer's proposed decision and that the officer has been unable to satisfactorily resolve.</p> <p>A relevant town or parish council is the one in which the development proposal is located or partly located.</p>	<p>Delegated authority should not be exercised where a town or parish council has submitted a written objection that is contrary to the officer's proposed decision subject to the criteria below: -</p> <ul style="list-style-type: none"> (i) The written objection was received by the Planning Authority within the statutory period specified for consultation; (ii) The written objection is from a relevant town or parish council in which the development proposal is located or partly located; (iii) The written objection contains a matter(s) relating to substantive material planning consideration(s); (iv) That an attempt has been made by the Planning Authority to liaise with the town or parish council to seek withdrawal of said objection(s) by means of explanation, amendment to the proposal or by means of condition; (v) That the Chair, Vice Chair, and a senior planning officer agree that the objection received from a town or parish council contains a substantive material planning consideration determination of which cannot be resolved outside of a committee resolution.

APPENDIX B

Suggested amendment to the current Officer Scheme of Delegation, in relation to public objections received.

CURRENT (Page 247)	PROPOSED (Page 247)
<p>Delegated authority should not be exercised where the application has been the subject of three written material planning objection(s) within 21 calendar days from the date the application was first published on the Council's website and which has not been resolved to the satisfaction of the senior planning officer through negotiation and/or the proposed imposition of condition(s) and approval is recommended.</p>	<p>Delegated authority should not be exercised where a minimum of 5 objectors (Area Committee) or 10 objectors (Strategic Planning Committee) have submitted a written objection that is contrary to the officer's proposed decision subject to the criteria below: -</p> <ul style="list-style-type: none"> (i) The written objection(s) were received by the Planning Authority within the statutory period specified for consultation; (ii) The written objection was from a resident or business living or located in the area served by the committee, in which the development proposal is located or partly located; (iii) The written objection contains a matter(s) relating to substantive material planning consideration(s); (iv) That an attempt has been made by the Planning Authority to liaise with the objector(s) to seek withdrawal of said objection(s) by means of explanation, amendment to the proposal or by means of condition; (v) That the Chair, Vice Chair, and a senior planning officer agree that the objection received from an objector contains a substantive material planning consideration determination of which cannot be resolved outside of a committee resolution.

APPENDIX B

Suggested amendment to the current Officer Scheme of Delegation, in relation to ward councillor objections received.

CURRENT (Page 247)	PROPOSED (Page 247)
<p>Delegated authority should not be exercised where an application has been “called in”. To be “called in” the following criteria shall be met:</p> <p>The councillor(s) shall submit the request in writing setting out the material planning issue/s.</p> <p>The request shall be received by the relevant senior planning officer within 21 calendar days from the date the application was first published on the Council’s website and notified to councillors, or during any further notification period required following receipt of amendments to the scheme.</p> <p>The request shall be considered by the Chair or Vice Chair of the relevant planning committee in consultation with the senior planning officer and upon agreement that the referral contains a material planning issue the application shall be “called in”.</p>	<p>Delegated authority should not be exercised where serving NNC councillor has submitted a written objection that is contrary to the officer’s proposed decision subject to the criteria below: -</p> <ul style="list-style-type: none"> (i) The written objection was received by the Planning Authority within the statutory period specified for consultation; (ii) The written objection is from a councillor serving the ward in which the development proposal is located or partly located; (iii) The written objection contains a matter(s) relating to substantive material planning consideration(s); (iv) That an attempt has been made by the Planning Authority to liaise with the ward councillor to seek withdrawal of said objection(s) by means of explanation, amendment to the proposal or by means of condition; (v) That the Chair, Vice Chair, and a senior planning officer agree that the objection received from the ward councillor contains a substantive material planning consideration determination of which cannot be resolved outside of a committee resolution.