

Agenda

MUNICIPAL YEAR 2011-2012



HYNDBURN

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Planning Committee

Tuesday 21st June 2011 at 11.00 a.m
Queen Elizabeth Room, Scaitcliffe House

Membership

Chair: Councillor Bernard Dawson

Vice-Chair: Councillor Dave Parkins

Councillors: Judith Addison, Mohammad Ayub, John Broadley, Paul Cox, Allah Dad, June Harrison, Marlene Haworth, Gareth Molineux, Ken Moss, Kath Pratt and Lynn Wilson.

AGENDA

1. Apologies for absence, Substitutions, Declarations of Interest and Dispensations

2. Minutes of the Last Meeting

To submit the Minutes of the last meeting of the Planning Committee held on 25th May 2011 for approval as a correct record.

Recommended - That the Minutes be received and approved as a correct record

**3. Town and Country Planning Act 1990
Planning Applications for Determination**

The attached report sets out recommended action on planning applications.

Recommended - That the applications be determined as set out in the report.



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4. Scheme of Officer Delegation- Planning Applications

The attached report seeks the consideration of Planning Committee making a temporary 12 month change to the scheme of officer delegation so that the trigger for referral to Committee was three or more objections rather than the current one objection trigger in the interests of saving money, reacting to a reduced workforce in Development Control (The Planning and Transportation Service has seen its budget reduce by some 25%) and in order speed up decision making given 8 and 13 week planning application determination periods. Members resolved that this issue be considered again at the following Planning Committee meeting on 21st June 2011.

The purpose of the report is therefore to provide the above information so that members can consider the merits of introducing changes to the scheme of officer delegation from a cost, efficiency, customer and performance point of view. The proposed temporary change would have no impact on a Councillors right to request that a planning application be referred to Planning Committee although it is suggested that the current scheme of officer delegation be amended so that it is made clear that this right should be exercised within 14 days of an application appearing on a weekly list and that such a request be made in writing with clear planning reasons given for requesting referral to Planning Committee. All members receive a copy of the weekly list of planning applications.

Recommended **That Members resolve that the scheme of officer delegation for planning applications be amended for a 18 month trial run period in so far that:-**

- (1) That Planning applications are referred to committee if three or more objections are received and officers are minded to recommend approval of permission;**
- (2) That applications with accompanying planning obligations (ie legal agreement under Section 106 of the Town and Country Planning Act) are determined at officer level;**
- (3) Members continue to have the right to refer a planning application to Planning Committee but that this period be confined to 14 days from being notified about the planning application (ie the application appearing on the weekly list of planning applications) and that such a request is made in writing with Planning reasons given.**

5. Planning Enforcement- 131 New Lane, Oswaldtwistle

The attached report seeks the views of Planning Committee on how the Council should proceed with an enforcement case at 131 New Lane, Oswaldtwistle, following the failure to comply with an enforcement notice.

Recommended **That members authorise the Chief Planning and Transportation Officer to instruct contractors to proceed to remove unauthorised development at 131 New Lane, Oswaldtwistle (ie undertake works in default) under section 178 of the Town and Country Planning Act 1990 and that thereafter a charge be placed on the land.**

6. Exclusion of the Public

Recommended That, in accordance with Section 100A(4) Local Government Act 1972, the public be excluded from the meeting during the following item, when it is likely, in view of the nature of the proceedings that there will otherwise be disclosure of exempt information within the Paragraph at Schedule 12A of the Act specified at the item.

7. Exempt Report

The report will contain exempt information under the Local Government Act 1972, Schedule 12A, Paragraph 5- Information in respect of a claim to legal professional privilege could be maintained in legal proceedings.