

## **Appendix A - Part 3 of the Council's Constitution**

### **DELEGATIONS TO HEAD OF PLANNING**

The following matters below are delegated to the Head of Planning:

12. Determine all forms of planning and other applications and all notifications submitted under the Town and Country Planning Act 1990, the Planning (Listed Buildings and Conservation Areas) Act 1990, the Planning (Hazardous Substances) Act 1990, Localism Act 2011 or under any related principal or secondary legislation, except the following:

12.1 Those applications where any Member has requested in writing that the application be "called in" to be determined by the Planning Committee, and the "call in" and reasons for the "call in" have been agreed as valid by the Portfolio Holder for Planning and Transportation following discussion with the Head of Planning (or delegated deputy).

12.1.1 The reasons for which an application can be called in must include:

- (a) The material planning issue(s) that warrant(s) the application being determined by Committee; and/or
- (b) Evidence and the reason(s) of significant local concern that warrant(s) the application being determined by Committee.

12.1.2 The request for the "call-in" must be received in writing addressed to the Head of Planning Services within five weeks (35 days) of the date that the application is originally made valid.

12.2 Any application made by a member of officer of the Planning Department or relative or partner of such persons, or person who has been a member or officer of the Planning Department in the three years prior to making the application;

12.3 Proposals recommended for approval (but not including Reserved Matters, or variation of conditions on a major application including material minor amendments or applications for a material minor amendment) comprising:

- (a) twenty or more dwellings (detailed and outline applications) except where the application is for a substitution of house types on a scheme already benefiting from an extant planning permission;
- (b) non residential floor space by means of new build or conversion of 2000m<sup>2</sup> or more.

12.4 Applications which would otherwise be delegated but which the Head of Planning considers should come before the Committee;

12.5 Those applications where there is a significant departure from Development Plan policy and which would be required to be the subject of consultation with the Secretary of State;

12.6 Any proposal involving the Borough Council either as applicant or landowner, either on its own or jointly with another individual or body.