

PLANNING COMMITTEE

Functions

1. The Committee will exercise all the Council's powers and duties in respect of Development Management planning. The Committee is also granted delegated authority to exercise the Council's powers and duties in respect of public rights of way and commons registration to the extent set out below. All of the Committee's decisions are subject to the applicable schemes of delegation in the Constitution, depending on the specific decision being taken. ~~(subject to the schemes of delegation set out in the Constitution and the~~ In addition, decisions of the Committee on planning matters are subject to the provisions of Section 8 below). ~~With regard to planning decisions, The the-~~ Committee will act in accordance with the Planning Policy Framework for B&NES which includes National Planning Policy Guidance and the National Planning Policy Framework.

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2. The Committee is granted delegated authority to establish Development Management working practices and protocols for operation on a District-wide basis ~~by this and all other area based committees.~~

3. The Committee is granted delegated authority to exercise all the Council's powers and duties in respect of:

(1) Modification Orders, Reclassification Orders and Public Path Orders where the matters are contentious

(2) Commons Registration (including Town and Village Greens) where the matters are contentious

*Note 1 – The Assistant Director Highways and Transport Group Manager: Highways and Traffic and Team Manager - Highway Maintenance and Drainage have been delegated general as well as specific responsibility in respect of these functions.

*Note 2 – For these purposes, 'contentious' is defined as an application which receives more than 12 objections or an application which has received an objection from either the affected parish/town council or one of the affected ward members. The Committee's delegated authority is framed in such a way that it will be able, if appropriate, to deal with matters other than strict "quasi-judicial" functions relating to Public Rights of Way. This would, however, be within the overall policy framework set by the Council.

In exercising the above powers and duties, the Committee may also:

a. establish such sub committees and working parties as are considered helpful in exercising the above functions.

b. delegate any of its functions to a sub-committee and to delegate any of its non-policy making functions to Officers (see delegation schemes).

4. To monitor service delivery and service trends and to make recommendations.

5. To be a body of influence across its geographical area of responsibility and with the community in its area.

6. To engage in consultation with the community and specifically with other bodies which have an interest in the span of responsibility of this Committee.

7. To participate with others in joint initiatives on planning.

Limitation on delegation

8. The exercise of this delegated authority is subject to the Director [with overall responsibility for planning —Development & Public Protection](#), or the Head of Planning (or any of the other Managers specifically listed in the [Planning Scheme of Delegation](#)~~delegation scheme~~ when standing in for the Head of Planning) being authorised, in exceptional circumstances, to refer any decision or determination of the Planning Committee which is clearly contrary to law or locally or nationally adopted planning policy and against officer advice, to a subsequent meeting of the Planning Committee. When such a decision or determination is referred, it shall be of no effect until the Committee has fully reconsidered the matter in the light of all the information originally before the Committee plus such additional information and advice as the Director ~~—Development & Public Protection~~ or the Head of Planning [\(as the case may be\)](#) considers necessary. Further to such reconsideration, the Committee shall be entitled to make such decision or determination as it sees fit.

Frequency

Monthly

Membership

10 Members