



## DECISION OF DIRECTOR OF DEVELOPMENT AND ENVIRONMENT

DECISION No. 15/16 – 16/17  
DE 305 (Update to DE 264)

**SUBJECT: Authorisation to exercise Director's Delegated Powers (Development Management)**

### **DETAILS:**

It is appropriate and sensible for the proper functioning of the Group that the authority to exercise the Director's Delegated Powers includes the Head of Service, Service and Regeneration Managers, Applications Managers and in some instances nominated Development Management Officers. Set out below are the various categories of application and action required and who are allowed to take the decision under the Director's delegated powers.

1. Determining planning applications (including those made under Sections 191 and 192 of the Town and Country Planning Act, advertisement applications, listed building applications, listed building consent and conservation area consent applications) and making recommendations to the appropriate planning committee.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.
2. Determining applications made under the Planning (Hazardous Substances) Act 1990.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management officer authorised in writing by the Head of Service.
3. Approving the terms of agreements to be made in accordance with Section 106 of the Town and Country Planning Act 1990 and instructing the Council's Solicitor accordingly.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management officer authorised in writing by the Head of Service.
4. Determination of requests to amend/modify planning approvals  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.
5. Determination of requests to approve and discharge conditions.  
Authorisation to: Head of Service, Service Managers, Applications Managers and all Development Management officers.
6. Determination of requests to amend/modify Section 106 Agreements.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.

7. Taking enforcement action involving prosecution; issuing and withdrawal of Enforcement Notices, Breach of Condition Notices, Planning Contravention Notices, Section 330 Notices, Building Contravention Notices, Injunctions, Stop Notices, Temporary Stop Notices, Section 215 Notices, Urgent Works Notices, Repairs Notices and Direct Action including any variations to those notices including compliance dates  
Authorisation to: Head of Service and Delivery and Enforcement Service Manager and in their absence other Service Managers.
8. Taking enforcement action involving issuing Planning Contravention Notices and Section 330 Notices  
Authorisation to: Head of Service, Delivery and Enforcement Service Manager and any Principle or Senior Enforcement Officer authorised in writing by the Head of Service.
9. Determining applications for works to trees covered by a Tree Preservation Order and or within Conservation Areas, including powers to make new Tree Preservation Orders:  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Planning Officer authorised in writing by the Head of Service. (Note powers relating to making Tree Preservation Orders and the authorisation of enforcement action in relation to Tree Preservation Orders are also authorised to the Head of Streets and Open Spaces).
10. Determining if an Environmental Impact Assessment is required under The Town and Country Planning (Environmental Impact Assessment) Regulations 1999.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.
11. Taking prosecution action under the Hedgerow Regulations 1997 under the Environmental Act 1995.  
Authorisation to: Head of Service and Delivery and Enforcement Service Manager and in their absence other Service Managers
12. Referral of applications considered to be inconsistent with the Council's Planning Policies to the Planning and Regulatory Committee.  
Authorisation to: Head of Service, Service Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.
13. Approving the terms of Planning Performance Agreements  
Authorisation to: Head of Service, Service and Regeneration Managers, Applications Managers and any other Development Management Officer authorised in writing by the Head of Service.
14. Taking enforcement and formal action under the Antisocial Behaviour Crime and Policing Act 2014.  
Authorisation to: Head of Service, Delivery and Enforcement Service Manager, and in their absence other Service Managers.

**DECISION:**

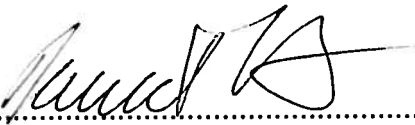
That the authorisations set out above be approved

**Reasons:**

In order to improve the efficiency and effectiveness of the Group

**Other Alternatives Considered:**

None

Signed..........Director of Development and Environment

Dated.....19/4/16.....

