

# Planning and Regulation Committee - Terms of Reference

- Responsible for the determination of planning applications and related matters in relation to the control of development under the Town and Country Planning Act 1990 and related statutory instruments.
- Responsible for the Council's functions in relation to the enforcement of the control of development under the Town and Country Planning Act 1990 and related statutory instruments
- The Committee may exercise any of the powers of the County Council so delegated as set out in the Delegation Table.
- May permit members of the public interested in their decisions to address their meetings, in accordance with the principles of decision-making set out in 8.5.
- Political Groups should only nominate Members as regular Members or as substitutes on the Planning and Regulation Committee (and on any Panels of the Committee) if they have had training in the relevant procedures.
- When determining Planning application and related matters, the votes of each individual Member of the Planning Applications Committee (whether for, against, or in abstention) will be recorded whenever the Committee votes against the Head of Planning Applications Group's recommendation for permission or refusal of a planning application, together with the grounds and reasons for overturning the recommendation.
- The Committee will also consider:
  - a) Appeals against refusal to approve premises for the solemnisation of marriages (or the attachment of a condition to such an approval).
  - b) All Commons Registration functions under Part 1 of the Commons Act 2006 and the Commons Registration (England) Regulations 2008.
  - c) The creation, stopping up, diversion of any footpath or bridleway or restricted byway or the reclassification of any public path where substantive objection has been raised or a Political Group or the Local Member requests.
  - d) Appeals by pupils and parents against school-related decisions that are not considered by an external appeal Committee, including transport, education awards and religious education. Such appeals to be dealt with by ad hoc Sub-Committees of Members (Panels) chaired by and including at least one member of the Planning and Regulation Committee. All Panel members must have received appropriate training before taking up their positions.

- e) The discharge of persons who are subject to guardianship, pursuant to Section 23 of the Mental Health Act 1983 on the recommendation of the Director Adult Social Care and Health.
- The Council agreed on 20 September 2001 that functions (a)-(c) could be delegated to Sub-Committees.
  - The Council agreed on 13 May 2010 that function (e) could be delegated to a Sub-Committee (the Mental Health Guardianship Sub-Committee) of at least three Members, one of whom should be a member of the then Regulation Committee and the others to be members of the Adult Social Care Cabinet Committee (who must not also be members of an NHS Foundation Trust). The decision to discharge must be agreed by at least three Members or where there are more Members on the Sub-Committee by a majority of the Panel.