



## **COUNCIL MEETING**

**25 January 2018**

### **BROWNFIELD LAND REGISTER AND PERMISSION IN PRINCIPLE**

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**Sheena Ramsey, Chief Executive**

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#### **EXECUTIVE SUMMARY**

1. The purpose of this report is to seek approval for changes to the Council's constitution to enable the Council, in its capacity as Local Planning Authority, to discharge new statutory duties to create, maintain and publish a register of Brownfield Land and the adoption of a decision making framework for allocation of sites to Part of that register thereby granting Permission in Principle for residential development of those sites.
2. It is proposed to publish a Part 1 Brownfield Land Register by 31 December 2017, to meet the government's timescales, to be reviewed at least once per year under existing delegated powers.
3. It is proposed that responsibility for inclusion of sites on Part 2 of the register and for deciding applications for Technical Details Consent should lie with the Planning and Development Committee and should be further delegated to the Service Director, Development, Transport and Public Protection, subject to the same limits and triggers for referral to Planning and Development Committee as exist in relation to planning applications. It is also further proposed that Spatial Planning and Environment and Housing Growth would be responsible for initially proposing which sites should be included under Part 2 of the Register, the final decision of which would be made by the Service Director, Development, Transport and Public Protection under delegated authority or by the Planning and Development Committee. The scheme of delegation in the Council's constitution would need to be amended to allow this.
4. It is further proposed that Technical Details Consent applications be considered in the same way as planning applications, the application would either be determined under delegated powers or by the Planning and Development Committee in accordance with the Council's scheme of delegation as proposed to be amended.
5. The Cabinet has considered the facts and issues arising from the report including alternative options and took all relevant advice before formulating their recommendation.

#### **RECOMMENDATION**

6. It is recommended that Council approves the proposed amendments to the scheme of delegation in the Council's constitution, set out in Appendix 3 of the attached report.