

COUNTY COUNCIL 24 MAY 2017

AMENDMENTS

(1) AGENDA ITEM 8 - CHANGES TO THE POLITICAL MANAGEMENT SYSTEM

(a) Proposed Timetable - to agree the following changes:-

- Move Licensing and Regulatory Sub from 22 June to 29 June same time
- Delete Health and Wellbeing Board meeting of 8 June
- Move Town and Parish Council Liaison Group from 4 January 2018 to 1 February 2018
- North Northumberland and Castle Morpeth LACs to swap meeting dates
- LAC meetings to be scheduled as follows:
 - 4.00 pm - 6.00 pm Planning matters
 - 6.00 onwards Area matters
- LAC meetings to take place monthly, additional dates to be determined by the Democratic Services Manager in accordance with the delegation detailed in the report.

(2) AGENDA ITEM 9(1) - APPOINTMENT OF CHAIRS AND VICE CHAIRS

(a) Local Area Councils Vice Chair (Planning) Appointments

Council is asked to **APPOINT** a further Vice Chair (Planning) to each of the Local Area Councils. This Vice Chair will take a lead on committee related planning matters, including chairing that part of the meeting dealing with planning applications. In the event that the Vice Chair (Planning) cannot chair a particular meeting, the Chair of the LAC will fulfil that role.

(3) AGENDA ITEM 9(2) - APPOINTMENT OF COMMITTEES

(a) Terms of Reference of Strategic Planning Committee

To **AGREE** the following revised terms of reference (changes are shown in red):-

Terms of Reference and Powers

(a) To exercise the powers and duties of the Council as Planning Authority in relation to development management under the Town and Country Planning Acts and other associated/related legislation and in particular, but not limited to, those functions listed in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000, including the following matters which specifically require a decision by the Strategic Planning Committee:

- minerals and waste planning;
- development concerning major energy and physical infrastructure proposals such as wind farms;
- **planning applications involving more than 100 houses and/or more than 1,000 sq metres of commercial floorspace;**
- **planning applications involving less than 100 houses and/or less than 1,000 sq metres of commercial floorspace which raise significant strategic planning policy issues; and**
- **any other** planning applications which represent a significant departure from the Development Plan.

~~Functions of the Planning Committee should include all decisions involving formal enforcement action.~~ Decisions involving formal enforcement action, when requiring Committee approval, will fall to be determined by Local Area Councils.

All applications are to be determined by the Chief Planning Officer in accordance with the powers set out in the internal scheme of delegation except for the following which fall to the Committee to determine:

- Applications submitted by or on behalf of elected members of the Council or by their spouses/partners;
- Applications involving land and/or premises in the ownership or under the control of elected members of the Council or their spouses/partners;
- Applications in which any senior officer* of the Council has a personal and prejudicial interest;
- Determination of applications submitted by or on behalf of the Council (or by or on behalf of companies controlled by the Council); or of applications relating to land in which the Council (or company) has a significant interest (NB council to refuse such applications is delegated);

- Approval of applications where, in the opinion of the Relevant Officer, such an approval would constitute a departure from the approved Development Plan and would require a reference to the Secretary of State;
- Any application which an elected member of the Council requests should be considered by the Committee, provided the request is in writing, is received within 21 days of the application appearing on the weekly list, and is supported by bona fide planning reasons (which will be reported to the Committee together with the Councillor's name);
- Any application which the Relevant Officer considers should be determined by the Committee because of special planning issues or considerations it raises including significant local interest; and
- Determination of applications where there are contrary comments received within the consultation period given raising bona fide planning issues from statutory consultees as defined in National Planning Practice Guidance.

*For the purposes of the Scheme of Delegation, Senior Officer is defined as Director or Head of Service (or equivalent title)

(b) Those functions prescribed by the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 as not being executive functions and not elsewhere allocated by this Constitution.

(b) Minority Group Places

Council is asked to **DELEGATE AUTHORITY** to the Deputy Chief Executive to agree the allocation of any leftover minority group places in consultation with the Group Leaders.

(c) Primary Care Applications Working Party

This body would normally fall be appointed by the Health and Wellbeing OSC. However, this is not due to meet until 27 June 2017 and this could have implications for hearing any primary care applications which may come in in the meantime (as it would not be able to meet until July).

Council is therefore asked to **APPROVE** the appointment of the Primary Care Applications Working Party on this occasion as detailed below. Should the Working Party be required to meet, it would report back any findings to the Health and Wellbeing OSC in the usual way.

Purpose

The Primary Care Applications Working Party's role is to scrutinise and

comment upon applications for variations to primary care services as consultee on behalf of the Health Care and Wellbeing Overview and Scrutiny Committee.

Composition

The Working Party will consist of **four members of the Health & Wellbeing Overview and Scrutiny Committee, including the Chair and Vice-Chair.**

Meetings

The Working Party will convene as and when business arises. Local Members from areas affected by applications, as well as officers and applicants or their representatives, will attend meetings as appropriate for business on the agenda.

Role and Activities

The Working Party's role and activities will include:

- acting as consultee for applications referred to the Council by the Northumberland Clinical Commissioning Group (CCG), NHS England, Northumbria Healthcare, Northumberland County Councillors, or directly by members of the public
- receiving advice from CCG and Officers
- gathering evidence from applicants
- reaching consensus on responses to applications
- reporting back to the Health & Wellbeing Overview and Scrutiny Committee.