

Schedule of Changes to the July 2017 Scheme of Delegation

As referred to in the Report, new delegated decisions and powers are proposed following the implementation of provisions of the Planning (Listed Buildings and Conservation Areas) Act 1990, as amended by the Historic Environment (Wales) Act 2016 and associated legislation. Amendments to the existing Scheme of Delegation are also proposed in order to allow some minor decisions to be made by Principle Planning Officers and to allow for the confirmation of New Tree Preservation Orders where there are no objections to the Order or where objections are subsequently withdrawn. Finally, some minor amendments are proposed to correct a small number of errors to the existing Scheme of Delegation.

1. The replacement of the current officer delegations to the Head of Regeneration and Planning and the Operational Manager (Development Management) with the revised officer delegation to the Head of Regeneration and Planning and the Operational Manager for Planning and Building Control attached at Appendix B. That Scheme includes the changes listed in points 2 to 6 as follows.
2. The amendment to the title of the Scheme of Delegation to include delegation to Principle Planning Officers only where indicated in the Scheme of Delegation.
3. Amendments to delegated authority granted in respect of the following applications and decisions to allow those matters listed to be determined by Principle Planning Officers, as well as the Head of Regeneration and Planning and the Operational Manager for Planning and Building Control :
 - a) applications for non-material and minor amendments to planning and related applications (paragraphs 3.3 (a) of Appendix B);
 - b) applications for the discharge and/or approval of details required by condition of any planning permission, listed building consent or consent for works to trees protected by Tree Preservation Orders (paragraphs 3.3 (b) of Appendix B);
 - c) applications for statutory pre-application advice (paragraphs 3.3 (c) of Appendix B);
 - d) approval of details submitted in discharge of any clause of a section 106 Agreement to satisfy the terms of the clause and issue of a notification of such a determination, if appropriate (paragraph 3.4 of Appendix B);
 - e) amendment of a condition or reason imposed on a planning permission or consent where the application is determined by Planning Committee but where a decision has not yet been issued, in circumstances where the amendment would not materially change the purpose of the condition or the planning permission itself (paragraph 3.5 of Appendix B).
 - f) amendment of a reason for refusal of any application determined by Planning Committee and where a decision has not yet been issued, in circumstances where the amendment would not materially change the reason for refusal (paragraph 3.6 of Appendix B).
4. The authority to instruct Legal Services to issue a temporary stop notice to halt unauthorised works to a listed building under the Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended) (paragraph 6.14 of Appendix B).
5. The authority to confirm a Tree Preservation Order made under the Town and Country Planning Act 1990 (as amended) where there are no objections to the

Order or where objections are subsequently withdrawn (paragraph 7.2 of Appendix B).

6. Authority to authorise Officers of the Council with the right to enter land in order to undertake the Planning and Building Control function, that right having been granted under the following legislation:
 - Town and Country Planning Act 1990 (as amended);
 - Planning (Listed Buildings and Conservation Areas) Act 1990 (as amended); and
 - Building Act 1984 (as amended).