

Section 2 - Committee responsibilities

Planning Committee (10 members)

Functions relating to town and country planning and development control, as specified in Schedule 1 to the Local Authorities (Functions & Responsibilities) (England) Regulations 2000 (the functions regulations), and which are set out below for ease of reference -

Planning matters:-

1. Power to determine application for planning permission.
2. Power to determine applications to develop land without compliance with conditions previously attached.
3. Power to grant planning permission for development already carried out.
4. Power to decline to determine application for planning permission.
5. Duties relating to the making of determinations of planning application.
6. Power to determine application for planning permission made by a local authority, alone or jointly with another person.
7. Power to make determinations, give approvals and agree certain other matters relating to the exercise of permitted development rights.
8. Power to enter into agreement regulating development or use of land.
9. Power to issue a certificate of existing or proposed lawful use or development
10. Power to serve a completion notice.
11. Power to grant consent for the display of advertisements.
12. Power to authorise entry onto land.
13. Power to require the discontinuance of a use of land.
14. Power to serve a planning contravention notice, breach of condition notice or stop notice.
15. Power to issue an enforcement notice.
16. Power to apply for an injunction restraining a breach of planning control.
17. Power to determine applications for hazardous substances consent, and related powers.
18. Duty to determine conditions to which old mining permissions, relevant planning permissions relating to dormant sites or active Phase I or II sites, or mineral permissions relating to mining sites, as the case may be, are to be subject.
19. Power to require proper maintenance of land.
20. Power to determine application for listed building consent, and related powers.
21. Power to determine applications for conservation area consent.
22. Duties relating to applications for listed building consent and conservation area consent.
23. Power to serve a building preservation notice, and related powers.
24. Power to issue enforcement notice in relation to demolition of unlisted building in conservation area.
25. Powers to acquire a listed building in need of repair and to serve a repairs notice.
26. Power to apply for an injunction in relation to a listed building.
27. Power to execute urgent works.

Common land

1. Power to register common land or town or village greens, except where the power is exercisable solely for the purpose of giving effect to -
 - a. an exchange of lands effected by an order under section 19(3) of, or paragraph 6(4) of Schedule 3 to, the Acquisition of Land Act 1981; or
 - b. an order under section 147 of the Enclosure Act
2. Power to register variation of rights of common.

Other consents and licences

1. Power to permit deposit of builder's skip on highway.
2. Power to license planting, retention and maintenance of trees etc in part of highway.
3. Power to authorise erection of stiles etc on footpaths or bridleways.
4. Power to license works in relation to buildings etc. which obstruct the highway.
5. Power to consent to temporary deposits or excavations in streets.
6. Power to dispense with obligation to erect hoarding or fence.
7. Power to restrict the placing of rails, beams etc. over highways.
8. Power to consent to construction of cellars etc. under street.
9. Power to consent to the making of openings into cellars etc. under streets, and pavement lights and ventilators.

Highways

Functions relating to public rights of way as set out in the schedule to the Functions and Responsibilities (Amendment) Regulations 2001, which are set out below for ease of reference –

1. Power to create footpath or bridleway by agreement.
2. Power to create footpaths and bridleways.
3. Duty to keep register of information with respect to maps, statements and declarations.
4. Power to stop up footpaths and bridleways.
5. Power to determine application for a public path extinguishment order.
6. Power to make a rail crossing extinguishment order.
7. Power to make a special extinguishment order.
8. Power to divert footpaths and bridleways.
9. Power to make a public path diversion order.
10. Power to make a rail crossing diversion order.
11. Power to make a special diversion order.
12. Power to require applicant for an order to enter into an agreement.
13. Power to make an SSSI diversion order.
14. Duty to keep register with respect to applications under sections 118ZA, 118C, 119ZA and 119C of the Highways Act 1980.
15. Power to decline to determine certain applications under section 121C of the Highways Act 1980.

16. Duty to assert and protect the rights of the public to use and enjoyment of highways.
17. Duty to serve notice of proposed action in relation to an obstruction on the highway.
18. Power to apply for variation order under section 130B of the Highways Act 1980.
19. Power to authorise temporary disturbance of surface of footpath or bridleway.
20. Power temporarily to divert footpath or bridleway.
21. Functions relating to the making good of damage and the removal of obstructions.
22. Powers relating to the removal of things so deposited on highways as to be a nuisance.
23. Power to extinguish certain public rights of way.
24. Duty to keep Wildlife and Countryside Act 1981 definitive map and statement under review.
25. Power to include modifications in other orders, under section 53A of the Wildlife and Countryside Act 1981.
26. Duty to keep register of prescribed information with respect to applications under section 53 (5) of the Wildlife and Countryside Act 1981.
27. Duty to reclassify roads used as public paths.
28. Power to prepare map and statement by way of consolidation of definitive map and statement.
29. Power to designate footpath as cycle track.
30. Power to extinguish public right of way over land acquired for clearance.
31. Power to authorise stopping up or diversion of footpath or bridleway.
32. Power to extinguish public rights of way over land held for planning purposes.
33. Power to enter into agreements with respect to means of access.
34. Power to provide access in absence of agreement under section 37 of the Countryside and Rights of Way Act 2000.
35. Power to make limestone pavement order under the Wildlife and Countryside Act 1980.

Other miscellaneous functions set out in the schedule to the Functions and Responsibilities (Amendment) Regulations 2001, as follows -

1. Powers relating to the preservation of trees.
2. Powers relating to the protection of important hedgerows.

Other Powers:

Powers within Part 8 of the Anti-Social Behaviour Act 2003 relating to high hedges.