

**WYRE FOREST DISTRICT COUNCIL**

**PLANNING (DEVELOPMENT CONTROL) COMMITTEE**

**THE EARL BALDWIN SUITE, DUKE HOUSE, CLENSMORE STREET,  
KIDDERMINSTER**

**8TH APRIL 2008 (6.00PM)**

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**PRESENT:**

Councillors: S J Williams (Chairman), G C Yarranton (Vice-Chairman), J Aston, Mrs H E Dyke, Mrs J Fairbrother-Millis, M J Hart, H J Martin, C D Nicholls, Mrs F M Oborski, M Price, M A Salter, M J Shellie.

**OBSERVERS:**

There were no members present as observers

**DC.105 APOLOGIES FOR ABSENCE**

There were no apologies for absence

**DC.106 APPOINTMENT OF SUBSTITUTES**

No Members were appointed as substitutes.

**DC.107 DECLARATION OF INTERESTS**

Councillor H J Martin, M J Shellie and Mrs J Fairbrother-Millis declared a prejudicial interest in application number WF.08/0133 as they are closely acquainted with the applicant.

**DC.108 MINUTES**

**DECISION:**

**The minutes of the meeting held on 11th March 2008 be confirmed as a correct record and signed by the Chairman.**

**DC.109 APPLICATIONS TO BE DETERMINED**

The Committee considered those applications for determination (now incorporated in Development Control Schedule No. 449 Attached).

**DECISION:**

**The applications now submitted be determined, in accordance with the decisions set out in Development Control Schedule No. 449 attached, subject to incorporation of any further conditions or reasons (or variations) thought to be necessary to give full effect to the Authority's wishes about any**

**particular application.**

**DC.110 APPLICATIONS PENDING DECISION**

The Committee received a schedule of planning and related applications that were pending decision.

**DECISION:**

**The schedule be noted.**

**DC.111 PLANNING AND RELATED APPEALS**

The Committee received details of the position with regard to planning and related appeals, still being processed, together with particulars of appeals that had been determined since the date of the last meeting.

**DECISION:**

**The details be noted.**

**DC.112 SECTION 106 OBLIGATION MONITORING**

**A report was considered from the Head of Planning, Health and Environment that gave details of a list of Section 106 Obligations that required monitoring.**

**DECISION:**

**The list be noted.**

**DC.113 MONTHLY PROGRESS REPORT ON PERFORMANCE AGAINST BV109 TARGETS FOR DETERMINING PLANNING APPLICATIONS**

**A report was considered from the Head of Planning, Health and Environment that provided Members with a monthly progress report on performance against national best value performance indicators (BV109).**

**DECISION:**

**The report be noted.**

**DC.114 AMENDMENT TO SCHEME OF DELEGATION**

A report was considered from the Head of Planning, Health and Environment that requested approval for the amendment of the existing Scheme of Delegation for:

- Determining applications for Certificates of Lawful Existing Development and Certificates of Lawful Proposed Development
- Correction of conditions following approval of the Development control Committee and

Also for associated amendments to:

- Development Control Practice Note 13 – Public Speaking at Development control Committee

The purpose of amendment is to clarify the existing Scheme of Delegation in relation to reporting of matters to the Planning (DC) Committee in respect of the determination of applications for Certificates of Lawful Existing Development and Lawful Proposed Development. The amendment would also enable technical corrections and amendments to Conditions where the need arises after the application has been considered by the Planning (Development Control) Committee.

Amending the conditions would minimise the risk of appeals against conditions or application for judicial review by third parties.

#### **RECOMMENDED TO CABINET:**

**The following be adopted:**

1. **The Scheme of Delegation, as set out at Appendix 1 to the report to the Planning (Development Control) Committee.**
2. **Authority be given to the Head of Planning, Health and Environment to amend Development Control Practice Note 13 – Public Speaking at Development Control Committee in accordance with paragraphs 4.1. to 4.4. of the report to the Planning (Development Control) Committee.**

#### **DC.115 EXCLUSION OF THE PRESS AND PUBLIC**

##### **DECISION:**

**That under Section 100A(4) of the Local Government Act 1972 the press and public be excluded from the meeting during the consideration of the following item of business on the grounds that they involve the likely disclosure of “exempt information” as defined in paragraph 3 of Part 1 of Schedule 12A to the Act.**

#### **DC.116 SUMMARY OF MINUTES**

The following proceedings were considered after the press and public had been excluded from the meeting. A summary of the minutes relating to these items had been made as “exempt information” would be disclosed if the minutes were published in full.

#### **DC.117 VARIATION TO SECTION 106 OBLIGATION**

A report was considered from the Head of Planning, Health and Environment that asked Members to give consideration to varying a Section 106 Obligation. Having considered the information available to them, Members agreed to vary the Section 106 obligation accordingly.

The meeting ended at 7.20 p.m.,