

Appendix A: Existing scheme of delegation for Development Control.

Director of Economy, Skills and Environment

1) To exercise the functions of the County Council relating to highways, transportation, town and country planning, waste disposal, economic development and countryside.

2) In the case of town and country planning, the delegation includes: -

a) Operational quarries and landfill sites

Applications involving ancillary development, or a variation of conditions of an existing permission, within active quarries and landfill sites, including variations to extend the duration of a permission, on a single occasion, for not more than 3 years.

b) Waste Management Facilities

The erection of ancillary buildings, extensions to buildings, plant or machinery at existing waste management facilities and sewage treatment works.

In all cases delegation will only be exercised where the intention is to grant planning permission and where no objections have been received at the time the decision is taken.

c) The determination of submissions (including applications for planning permission) comprising:

i) submissions of details following an outline permission;

ii) approvals required under any specific condition of a planning permission;

iii) applications under Regulation 3 of the Town and Country Planning (General) Regulations 1992 provided that no objection has been received and that the application does not relate to land or buildings managed by the Environment and Transport Department;

iv) minor amendments to previously approved proposals.

d) The imposition, before the release of a planning permission, of a condition, additional to those agreed by the Development Control Subcommittee, where the reply to a consultation, or similar information, received after the Subcommittee meeting warrants such a condition and that condition accords wholly with the decision made by the Subcommittee.

- 3) To issue a Planning Contravention Notice, Breach of Condition Notice, Enforcement Notice or Stop Notice and to determine whether or not to prosecute offenders who do not comply with the requirements of such Notices. Before issuing a Stop Notice the Director shall consult with the Chairman and Vice-Chairman of the Development Control Committee and shall notify the local councillor(s) for that division.
- 4) To make representations to outside bodies on all matters relating to development proposals, provided such representations are not inconsistent with any criteria formally determined by councillors.
- 5) To be the Proper Officer of the County Council for the purpose of Ordnance Survey matters under Section 191 of the Local Government Act 1972 and for the purpose of receiving for deposit lists of buildings of special architectural or historic interest under the Planning (Listed Buildings and Conservation Areas) Act 1990.
- 6) To adopt a “screening opinion” in accordance with Regulations 4, 5, 7, 25 and 35 of the Town and Country Planning (Environmental Impact Assessment) Regulations 1999 and a “scoping opinion” in accordance with Regulation 10 of the Regulations.
- 7) Determination of applications for Certificates of Existing Use or Development and Certificates of Proposed Use or Development
- 8) The Development Manager, following consultation with the Head of Legal Services, shall determine all applications for Certificates of Existing Use or Development and Certificates of Lawfulness of Proposed Use or Development under the Town and Country Planning Act 1990 (as amended).

Source. Suffolk County Council Constitution: Schedule 3, Extract from Officer Delegations

Appendix B: Existing scheme of delegation for Development Control with proposed “tracked” changes.

Director of Economy, Skills and Environment

1) To exercise the functions of the County Council relating to highways, transportation, town and country planning, waste disposal, economic development and countryside.

2) In the case of town and country planning, the delegation includes: -

a) Minerals & waste development

Deleted: Operational quarries and landfill sites

i) Applications to vary conditions of an existing permission including variations to extend the duration of permission.

Deleted: involving ancillary development, or a variation of conditions of an existing permission, within active quarries and landfill sites, including variations to extend the duration of a permission, on a single occasion, for not more than 3 years

ii) The erection of ancillary buildings, extensions to buildings, plant or machinery, earthworks and lagoons.

iii) In the above cases delegation will only be exercised where no objections have been received at the time the decision is taken.

iv) The making of representations when consulted as Mineral & Waste Planning Authority, for example, on matters such as safeguarding of mineral resources or waste management sites.

b) Applications under Regulation 3 of the Town & Country Planning (General) Regulations 1992 (i.e. County Council development)

i) Applications for any development, except those that relate to land or buildings managed by the Economy, Skills & Environment Directorate. In this case, the delegated decisions will be taken by the Head of Legal Services.

ii) In the above cases delegation will only be exercised where no objections have been received at the time the decision is taken.

c) For all applications

i) Applications for approval of reserved matters following the grant of outline planning _____ permission.

ii) Applications for Minor Material Amendments to existing planning permissions.

iii) Applications for Non-Material Amendments to existing planning permissions under Section 96A of the Town & Country Planning Act 1990.

- iv) [Approvals required under Article 30 of the Town & Country Planning Development Management Procedure\) Order 2010.](#)
 - v) The imposition, before the release of a planning permission, of a condition, additional to those agreed by the Development Control Committee, where the reply to a consultation, or similar information, received after the Committee meeting warrants such a condition and that condition accords wholly with the decision made by the Committee.
- 3) To issue a Planning Contravention Notice, Breach of Condition Notice, Enforcement Notice, [Temporary Stop Notice](#) or Stop Notice and to determine whether or not to prosecute offenders who do not comply with the requirements of such Notices. Before issuing a Stop Notice [\[but not a Temporary Stop Notice\]](#), the Director shall consult with the Chairman and Vice-Chairman of the Development Control Committee and shall notify the local councillor(s) for that division.
 - 4) To make representations to outside bodies on all matters relating to development proposals, provided such representations are not inconsistent with any criteria formally determined by councillors.
 - 5) To be the Proper Officer of the County Council for the purpose of Ordnance Survey matters under Section 191 of the Local Government Act 1972 and for the purpose of receiving for deposit lists of buildings of special architectural or historic interest under the Planning (Listed Buildings and Conservation Areas) Act 1990.
 - 6) To adopt a “screening opinion”, [“scoping opinion” or to make a request for further information](#) in accordance with [Parts 2, 3, 4, 5, 7, 9 and 10 of the Town and Country Planning \(Environmental Impact Assessment\) Regulations 2011.](#)
 - 7) **Determination of applications for Certificates of Lawfulness of Existing Use or Development and Certificates of Lawfulness of Proposed Use or Development**
 - 8) The Development Manager, following consultation with the Head of Legal Services, shall determine all applications for Certificates of [Lawfulness of Existing Use or Development](#) and Certificates of Lawfulness of Proposed Use or Development under the Town and Country Planning Act 1990 (as amended).

Deleted: <#>Waste Management Facilities ¶
 <#>¶
 <#>The erection of ancillary buildings, extensions to buildings, plant or machinery at existing waste management facilities and sewage treatment works. ¶
 <#>¶
 <#>In all cases delegation will only be exercised where the intention is to grant planning permission and where no objections have been received at the time the decision is taken. ¶
 <#>¶
 <#>The determination of submissions (including applications for planning permission) comprising: ¶
 <#>¶
 <#>submissions of details following an outline permission; ¶
 <#>¶
 <#>approvals required under any specific condition of a planning permission; ¶
 <#>¶
 <#>applications under Regulation 3 of the Town and Country Planning (General) Regulations 1992 provided that no objection has been received and that the application does not relate to land or buildings managed by the Environment and Transport Department; ¶
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 <#>minor amendments to previously approved proposals. ¶
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Deleted: Regulations 4, 5, 7, 25 and 35 of the

Deleted: 1999

Deleted: and a “scoping opinion” in accordance with Regulation 10 of the Regulations.

Appendix C: Proposed scheme of delegation for Development Control.

Director of Economy, Skills and Environment

1) To exercise the functions of the County Council relating to highways, transportation, town and country planning, waste disposal, economic development and countryside.

2) In the case of town and country planning, the delegation includes: -

a) Minerals & waste developments

- i) Applications to vary conditions of an existing permission including variations to extend the duration of permission.
- ii) The erection of ancillary buildings, extensions to buildings, plant or machinery, earthworks and lagoons.
- iii) In the above cases delegation will only be exercised where no objections have been received at the time the decision is taken.
- iv) The making of representations when consulted as Mineral & Waste Planning Authority, for example, on matters such as safeguarding of mineral resources or waste management sites.

b) Applications under Regulation 3 of the Town & Country Planning (General) Regulations 1992 (i.e. County Council development)

- i) Applications for any development, except those that relate to land or buildings managed by the Economy, Skills & Environment Directorate. In this case, the delegated decisions will be taken by the Head of Legal Services.
- ii) In the above cases delegation will only be exercised where no objections have been received at the time the decision is taken.

c) For all applications

- i) Applications for approval of reserved matters following the grant of outline planning permission.
- ii) Applications for Minor Material Amendments to existing planning permissions.
- iii) Applications for Non-Material Amendments to existing planning permissions under Section 96A of the Town & Country Planning Act 1990.

- iv) Approvals required under Article 30 of the Town & Country Planning Development Management Procedure) Order 2010.
 - v) The imposition, before the release of a planning permission, of a condition, additional to those agreed by the Development Control Committee, where the reply to a consultation, or similar information, received after the Committee meeting warrants such a condition and that condition accords wholly with the decision made by the Committee.
- 3) To issue a Planning Contravention Notice, Breach of Condition Notice, Enforcement Notice, Temporary Stop Notice or Stop Notice and to determine whether or not to prosecute offenders who do not comply with the requirements of such Notices. Before issuing a Stop Notice [but not a Temporary Stop Notice], the Director shall consult with the Chairman and Vice-Chairman of the Development Control Committee and shall notify the local councillor(s) for that division.
 - 4) To make representations to outside bodies on all matters relating to development proposals, provided such representations are not inconsistent with any criteria formally determined by councillors.
 - 5) To be the Proper Officer of the County Council for the purpose of Ordnance Survey matters under Section 191 of the Local Government Act 1972 and for the purpose of receiving for deposit lists of buildings of special architectural or historic interest under the Planning (Listed Buildings and Conservation Areas) Act 1990.
 - 6) To adopt a “screening opinion”, “scoping opinion” or to make a request for further information in accordance with Parts 2, 3, 4, 5, 7, 9 and 10 of the Town and Country Planning (Environmental Impact Assessment) Regulations 2011.
 - 7) **Determination of applications for Certificates of Lawfulness of Existing Use or Development and Certificates of Lawfulness of Proposed Use or Development**
 - 8) The Development Manager, following consultation with the Head of Legal Services, shall determine all applications for Certificates of Lawfulness of Existing Use or Development and Certificates of Lawfulness of Proposed Use or Development under the Town and Country Planning Act 1990 (as amended).