

APPENDIX 3

Planning Enforcement	Details	Delegated by:	Delegated to:
Article 4 Directions	To make Directions under Article 4(1) of the Town & Country Planning (General Permitted Development) Order 1995 ¹	Planning Committee	Head of Planning and Regeneration
Breach of Condition Notices	To authorise the issue and service of Breach of Condition Notices under section 187A of the Town & Country Planning Act 1990 ²	Planning Committee	Head of Planning and Regeneration in consultation with the Senior Solicitor
Cautions	To administer formal cautions to offenders as an alternative to court proceedings	Planning Committee	Officers authorised in writing by the Head of Planning and Regeneration
Enforcement Notices	To authorise the issue and service of Enforcement Notices under section 172 of the Town & Country Planning Act 1990	Planning Committee	Head of Planning and Regeneration
Entry of Premises – Proper Officer	To be designated as the Proper Officer for the purposes of authorising persons to enter onto land in connections with the exercise of functions under sections 196A and 196B, 214B, 324 and 325 of the Town & Country Planning Act 1990	Planning Committee	Head of Planning and Regeneration
Inspection Notices	To serve notices of intended inspection under sections 196A, 196B, 214B, 324 and 325 of the Town and Country Planning Act 1990	Planning Committee	Senior Solicitor
Injunctions	To seek injunctions in the High Court under Section 187B of the Town & Country Planning Act 1990 or any other relevant statutory power restraining breaches of planning control ³	Planning Committee	Head of Legal, Equalities and Democratic Services or Senior Solicitor in consultation with, where practicable, the Chairman of Planning

			Committee
Listed Buildings – Enforcement Notices	<ol style="list-style-type: none"> To authorise the issue and service of Listed Building Enforcement Notices under section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990 To authorise the issue and service of Listed Building Enforcement Notices under section 38 of the Planning (Listed Buildings and Conservation Areas) Act 1990 in circumstances in cases of urgency when, in the opinion of Head of Planning & Environment Services, reporting to Planning Committee is impractical 	<ol style="list-style-type: none"> Council Planning Committee 	<ol style="list-style-type: none"> Planning Committee Head of Planning and Regeneration
Planning Contravention Notices	<ol style="list-style-type: none"> To serve Planning Contravention Notices under section 171C of the Town & Country Planning Act 1990 (and any other statutory power which enables the Council to require information about land) To respond to offers to apply for planning permission or to refrain from carrying out any operations or activities following the service of a Planning Contravention Notice. 	<ol style="list-style-type: none"> Planning Committee Planning Committee 	<ol style="list-style-type: none"> Head of Planning and Regeneration Head of Planning and Regeneration
Stop Notices	<ol style="list-style-type: none"> To authorise the issue and service of Stop Notices under section 183 of the Town & Country Planning Act 1990 To authorise the issue and service of Stop Notices under section 183 of the Town & Country Planning Act 1990 in cases of urgency when, in the opinion of Head of Planning & Environment Services, reporting to Planning Committee is impractical 	<ol style="list-style-type: none"> Council Planning Committee 	<ol style="list-style-type: none"> Planning Committee Head of Planning and Regeneration in consultation with the Senior Solicitor
Temporary Stop Notice	The issue and service Temporary Stop Notices under ss171E-H of the Town & Country Planning Act 1990	Planning Committee	Head of Planning and Regeneration in

			consultation with the Senior Solicitor
Proper Maintenance of Land	To authorise the issue of notices under section 215 of the Town and Country Planning Act 1990	Planning Committee	Head of Planning and Regeneration
	To serve notices under section 215 of the Town and Country Planning Act 1990	Planning Committee	Senior Solicitor
Appeals	To take all action to defend the Council where there has been an appeal against a refusal to grant planning permission, listed building consent or conservation area consent	Planning Committee	Head of Planning and Regeneration in consultation with the Senior Solicitor
Advertisement Controls	<p>1. To authorise the service of an advertisement discontinuance notice</p> <p>2. To take action for the control of advertisements (but not including the service of a discontinuance notice) in the interest of amenity and public safety under the Town and Country Planning (Control of Advertisements) Regulations 2007.</p>	<p>1..Council</p> <p>2. Planning Committee</p>	<p>1. Planning Committee</p> <p>2. Head of Planning and Regeneration in consultation with the Senior Solicitor</p>

NOTES

Additional text is highlighted in blue

Deleted Text as follows:-

1. in circumstances involving the subdivision of plots and to determine the classes of development to which such Direction(s) may relate in the circumstances of each individual case
2. to authorise the issue and service of Breach of Condition Notices under section 187A of the Town and Country Planning Act 1990 in cases or urgency when, in the opinion of the Head of Planning and Environment Services reporting to the Planning Committee is impractical (*previously delegated to Head of Planning but no longer included as all Breach of Condition notices now delegated to officers*).
3. in cases of urgency when reporting to Planning Committee is impractical.