

CDC Constitution PART 7 Section B Scheme of Delegations to Officers

Officer	Delegation	Limits on Delegation	Council Delegation Number	Executive Delegation Number
Head of Planning and Economic Development	<p>Authority to decide whether it is expedient to take enforcement action and to prepare, issue, serve, amend or withdraw, or, in case of injunctions, apply for:</p> <ul style="list-style-type: none"> (i) Enforcement Notices, including Listed Building Enforcement Notices; (ii) Stop Notices including Temporary Stop Notices; (iii) Injunctions restraining breaches of Planning Control; (iv) Notices under Section 215 of the Town and Country Planning Act 1990 Act relating to untidy land; (v) Breach of Condition Notices under Section 187A of the Town and Country Planning Act 1990; and (vi) Planning Contravention Notices under Section 171 C of the Town and Country Planning Act 1990. 	In consultation with the Head of Legal & Democratic Services and in respect of Stop Notices, Temporary Stop Notices and Injunctions after consultation with the Chairman of Planning Committee (or in his/her absence the Vice- Chairman).	C206	
	Take any necessary follow up action including the administration of a simple caution and instituting prosecution proceedings for non-compliance with any enforcement action.	Any prosecution proceedings to be instituted in consultation with the Head of Legal & Democratic Services	C207	
	Serving notice requiring contravening work to be pulled down, removed or altered or taking other direct action in respect of a breach of planning control.	Any action taken shall be reported to the next meeting of the Planning Committee	C208	
	Serve requisitions for information as to interests in land under Section 330 of the Town and Country Planning Act 1990, or Section 16 of the Local		C209	

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	Government (Miscellaneous Provisions) Act 1976.			
	Making minor amendments to conditions, reasons for refusal and enforcement notices where this does not affect the substance of the Committee's decision.		C206	
	Exercising powers to control the display of advertisements in breach of the Town and Country Planning (Control of Advertisements) Regulations 1992 and fly-posting under Sections 224 and 225 of the Town & Country Planning Act 1990, including the institution of prosecution proceedings as necessary.	Prosecution proceedings to be instituted in consultation with the Head of Legal & Democratic Services.	C210	
	Deferring enforcement action pending an appeal against a refusal of planning permission		C211	
Head of Legal & Democratic Services				
	<p>Prepare, issue and serve, or, in case of injunctions, apply for:</p> <ul style="list-style-type: none"> (i) Enforcement Notices, including Listed Building Enforcement Notices; (ii) Stop Notices including Temporary Stop Notices; (iii) Injunctions restraining breaches of Planning Control; (iv) Notices under Section 215 of the Town and Country Planning Act 1990 Act relating to untidy land; (v) Breach of Condition Notices under Section 187A of the 	<p>Following Planning Committee approval to take action and in consultation with the Head of Planning & Economic Development except in cases of emergency when action may be taken in consultation with the Head of Planning & Economic Development and the Chairman of Planning Committee (or in his/her absence the Vice-Chairman). Urgent action shall be reported to the next meeting of</p>	C454	

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	<p>Town and Country Planning Act 1990; and</p> <p>(vi) Planning Contravention Notices under Section 171 C of the Town and Country Planning Act 1990.</p>	<p>the Planning Committee</p>		
	<p>Serve requisitions for information as to interests in land under Section 330 of the Town and Country Planning Act 1990, or Section 16 of the Local Government (Miscellaneous Provisions) Act 1976.</p>		C455	
	<p>In circumstances where further Enforcement Notices were being issued to withdraw any Enforcement or Stop Notice (but without prejudice to the power to serve another as circumstances warrant).</p>	<p>In consultation with the Head of Planning & Economic Development</p>	C456	
	<p>Deferring enforcement action pending an appeal against a refusal of planning permission.</p>	<p>In consultation with the Head of Planning & Economic Development.</p>	C457	
	<p>Institute legal action in respect of failure to respond to a requisition for information as to interests in land, or to a Planning Contravention Notice under Section 171 C and D of the Town and County Planning Act 1990.</p>	<p>In consultation with the Head of Planning & Economic Development</p>	C458	
	<p>Institute prosecution proceedings for breach of Town and Country Planning (Control of Advertisements) Regulations 1992 or for fly-posting contrary to Section 224 of the Town and Country Planning Act 1990</p>	<p>In consultation with the Head of Planning & Economic Development</p>	C459	