

ITEM 3(a)

CONSTITUTION COMMISSION

19 APRIL 2017

PROCEDURE FOR THE DETERMINATION OF PLANNING APPLICATIONS - PUBLIC PARTICIPATION

- (a) Council Procedure Rule 9 does not apply to the Development Control Committee and the Development Control Panel when determining planning applications.
- (b) Members of the public may request the right to speak at any meeting of the Development Control Committee and the Development Control Panel to object to a planning application. The number of requests to speak will be limited to three per application (not including any right of reply). A single objector will be allowed to speak for a maximum of 3 minutes. Where there is more than one objector representing a group or organisation, they will be limited to 3 minutes to present the group or organisation's objection, but more than one representative may speak on behalf of the group or organisation. Both the number of speakers and the time limit may be extended at the Chair's discretion.
- (c) If an application is deferred any speaker heard by the Committee when an application was first received will not be precluded from being heard again when the application is reconsidered, subject to the speaker submitting a further request to speak in accordance with paragraphs (b) and (g) of this Annex.
- (d) Ward Councillors may comment on any application either within their Ward, or which has a significant impact on the residents of their Ward. If a Ward Councillor is objecting to a planning application he/she must advise the Assistant Director (Democratic Services), in order that the applicant can be offered a right of reply. Any request to speak must be submitted in accordance with paragraph (h) of this Annex.
- (e) A representative of a Town or Parish Council, nominated by either the Chair or the Clerk of the Town or Parish Council, will be allowed to address the Development Control Committee, or Panel, for a maximum of 3 minutes when an application for a development within that Parish or where at the discretion of the Chair there is a significant impact on another Parish, is to be considered. Any representation will be in addition to the limit on the number of public speakers. If the Town or Parish Council is to speak in objection to, or in favour of, the application the Service Director (Law and Democratic Services) must be advised when submitting the speaking request, and in all cases no

less than two clear working days before the meeting, in order that the applicant can be offered the right of reply.

- (f) Applicants will be entitled to speak in favour of a planning application where the planning officer has recommended refusal and there have been no requests from members of the public to speak in objection. Any speech in favour will last no longer than 3 minutes.
- (g) Any applicants, or their agents, will be informed when a request to speak in objection has been received and will be invited to exercise a right of reply either in writing or orally at the meeting. Any right of reply will not exceed the cumulative time given to objectors to the specific planning application. Applicants, or their agents, may invite witnesses to give evidence within the allocated time available.
- (h) Any request to speak (other than exercising the right of reply) must be received by the Assistant Director (Democratic Services) by noon, two clear working days before the meeting.
- (i) Depending on the volume of representations the Committee / Panel may wish to either:
 - (i) receive all representations and consider the related applications at the commencement of the meeting; or
 - (ii) follow the agenda and receive all representations as the applications are considered; or
 - (iii) take all representations at the commencement of the meeting and then follow the order of the agenda.
- (j) Members of the Development Control Committee and the Development Control Panel may, with the consent of the Chair of the meeting, ask questions of objectors and applicants to clarify matters of fact.
- (k) Deputations and Petitions under Council Procedure Rule 9.12 and Public Questions under Council Procedure Rules 9.1 to 9.10 will operate as set out in these Rules, for matters of general policy and issues not directly related to promoting, or objecting to a particular planning application, and will form part of the 30 minutes allocated for public participation.