

Scheme of Delegation

Development Control

- 17 To determine all applications for planning permission which fall to be determined by the County Council where the proposal is considered to be in accordance with the development plan and current planning policies except where two or more ~~no~~ objections on planning grounds have been received within the statutory consultation period from neighbouring occupiers or from statutory consultees.
- 18 a) To determine applications for planning permission amounting to minor variations to applications already granted.
- b) To determine applications for non-material amendments to planning permissions made under the Town and Country Planning Act 1990
- 19 a) ~~—~~ To determine any matter arising under the provisions of the Town and Country Planning (Environmental Impact Assessment) ~~(England and Wales)~~ Regulations 2011 ~~1999~~ and associated legislation and any legislation which amends or replaces it.
- 20 ~~a) b)~~ To determine, where there are less than 2 ~~3~~ objections relating to siting and/or appearance, the determination of (a) whether or not prior approval is required and (b) whether or not prior approval is granted in relation to applications made under Part 24 of Schedule 2 of the Town and Country Planning (General Permitted Development) Order 1995.
- b) To determine applications for developments ancillary to mining operations made under Part 19 of Schedule 2 of the Town and Country Planning (General Permitted Development) Order 1995.*
- c) To determine applications under Part 31 of Schedule 2 of the Town and Country Planning (General Permitted Development) Order 1995 for the prior approval of the demolition of buildings.*
- ~~2120~~ To determine applications for certificates of appropriate alternative development under Section 17 of the Land Compensation Act 1961, in respect of decisions which fall to be made by the County Planning Authority.
- ~~2224~~ To determine applications for Certificates of Lawfulness of Existing or Proposed Use or Development under Sections 191 and 192 respectively of the Town and Country Planning Act 1990 (as amended).
- ~~22~~ ~~To determine applications under Part 31 of Schedule 2 of the Town and Country Planning General Permitted Development Order 1995 for the prior approval of the demolition of buildings.~~
- 23 To provide observations on behalf of the County Planning Authority to the appropriate government department in respect of the County Council's

applications which entail demolition in a Conservation Area and/or alterations to Listed Buildings.

- 24 To assess whether a proposal which is a departure from the Development Plan requires referral to the Secretary of State.
- 25 To assess consultations received from District Councils submitted under paragraph 7, Schedule 1 to the Town and Country Planning Act 1990 and to seek agreement from the District Planning Authority for their withdrawal if the submission does not appear to be required by paragraph 7.
- 26 To assess whether a consultation submitted under paragraph 7, Schedule 1 to the Town and Country Planning Act 1990 relates to a proposal substantially the same as one previously considered under paragraph 7, Schedule 1 to the Town and Country Planning Act 1990 by the Planning and Highways Sub-Committee and in respect of which there are no new strategic planning issues and to respond to the consultation.
- 27 To respond to consultations under paragraph 7 Schedule 1 to the Town and Country Planning Act 1990 by District Planning Authorities on applications for development in areas which have been notified to them as mineral consultation areas or waste consultation areas.
- 28 To respond to consultations which relate to one or more of sub-paragraphs 3(c) - (g) inclusive of paragraph 7, Schedule 1 Town and Country Planning Act 1990.
- 29 To respond to the appropriate government department on applications made under the Environmental Impact Assessment and Habitats (Extraction of Minerals by Marine Dredging) Regulations 2001 unless the proposal raises issues of strategic importance.
- 30 To submit observations on behalf of the County Planning Authority and the Highway Authority in respect of proposals for development by District Councils.
- 31 To respond to the relevant District Planning Authority on behalf of the Highway Authority in respect of any statutory or other consultations in relation to proposals for development.
- 32 To submit observations on proposals for development by local authorities and government departments not involving formal consultation.
- 33 To give observations, if appropriate, on behalf of the County Council on applications to the Secretary of State for deemed planning permission under Section 90(1) of the Town and Country Planning Act 1990 for the erection of poles, pole mounted equipment and overhead electricity lines below 33kv.
- 34 To give observations, if appropriate, on behalf of the County Council on proposals for minor diversions or temporary routes on power lines up to 400kv

where no objection is being raised.

- 35 After consultation with the Assistant Director, Legal and Democratic Services, to decide whether to take and/or to discontinue formal enforcement action or initiate any other legal proceedings in any case where they consider it appropriate to do so; any action taken to be reported to a subsequent meeting of the Planning Committee.
- 36 In consultation with appropriate Directors to authorise the County Council to participate in planning obligations under Section 106 Town and Country Planning Act 1990.
- 37 To consider requests for variations to agreements made under S106 of the Town and Country Planning Act 1990, in consultation with relevant Directors, the local Members and the Chairman of Planning Committee, and to enter into such variation agreements as appropriate.
- 38 To exercise the powers delegated to the Council by the South Downs National Park Authority to provide the planning service for matters detailed in Paragraphs 17-22, 24, 35-37 above for sites which fall within the South Downs National Park, in accordance with arrangements with the South Downs National Park Authority.

