

Minutes of a meeting of the Regulatory and Appeals Committee held on Thursday, 22 June 2017 at City Hall, Bradford

Commenced 10.00 am
Concluded 10.40 am

Present – Councillors

CONSERVATIVE	LABOUR
Brown Rickard	Amran Warburton Wainwright Watson

Councillor Warburton in the Chair

5. DISCLOSURES OF INTEREST

There were no disclosures of interest in matters under consideration.

6. INSPECTION OF REPORTS AND BACKGROUND PAPERS

There were no appeals submitted by the public to review decisions to restrict documents.

7. MEMBERSHIP OF SUB-COMMITTEES

Resolved –

That Councillor Warburton be removed as an Alternate Member of the Area Planning Panel (Bradford).

ACTION: *City Solicitor*

8. SECTION 106 PLANNING AGREEMENTS - MONITORING REPORT

The Assistant Director – Planning, Transportation and Highways presented the latest monitoring report in respect of Section 106 Agreements (Town and Country Planning Act 1990) signed in the financial year 2016/17 and the income received since the appointment of the Planning Obligations Monitoring Officer (**Document “C”**).

The Assistant Director explained that the format of these reports would change in the future as the Authority had adopted a Community Infrastructure Levy (CIL) charging scheme with effect from 1 July 2017. This meant that there was a set charge applied to development in the district, to address its implications for local infrastructure, dependent upon the area/zone in which it was located. This went into a central ‘pool’ and the priorities for spending these monies would be determined by the Council’s Executive. Affordable housing and anything directly associated with the development such as on-site play facilities or highway improvements would still be subject to a Section 106 legal obligation.

He answered questions from Members as follows:

- In respect of applications made by developers for a Deed of Variation to a Section 106 legal obligation; if the associated planning permission had been determined by the Committee then any such application would also be submitted to Members for consideration, unless only addressing a very minor amendment. If the request was for a reduction in any infrastructure contributions then a Viability Appraisal would always be required and these were reviewed by officers in the Economic Development Service.
- In respect of applications affected by CIL; the relevant consultees would continue to assess the impact on infrastructure of the proposals and to provide a calculation of the appropriate figure required to address these implications. This information could then be considered when the Council decided where to spend the CIL monies.
- A proportion of the monies collected under the CIL schedule would be diverted directly to the relevant Parish or Town Council(s) or Ward Councillors for them to allocate to infrastructure projects in their area.

A Member of the Committee noted that where CIL monies were given to a Parish/Town Council it was recommended that Ward Councillors should be consulted on how it was allocated.

The Assistant Director undertook to submit a joint Section 106/CIL monitoring report to the Committee in Autumn 2018.

Resolved –

That the contents of Document “C” be noted and that the Planning Obligations Monitoring Officer be thanked for the work undertaken over the last twelve months.

NO ACTION

9. REVIEW OF MISCELLANEOUS LICENSING FEES

The report of the Assistant Director – Waste, Fleet and Transport Services (**Document “D”**) sought approval for the maintenance of the current level of fees for Miscellaneous Licences issued by the Council’s Licensing Service, for the financial year 2017/18, further to an annual review.

The report explained that the fees related to sex establishments, street trading consents, scrap metal dealers and zoo licences. The current scale of fees was attached at Appendix 1 to the report.

The Assistant Director explained that maintenance of the current fee levels would ensure that the Licensing Service continued to recover its reasonable costs for processing licence applications, on-going compliance checks and maintenance of statutory public registers.

In response to a Member’s question, he explained that only a very small proportion of the Licensing Unit’s work was associated with enforcing in respect of unlicensed activity.

Resolved –

That the current scale of fees for Miscellaneous Licences be maintained for 2017/18, as set out in Appendix 1 to Document “D”.

ACTION: Assistant Director – Waste, Fleet and Transport Services

Chair

Note: These minutes are subject to approval as a correct record at the next meeting of the Regulatory and Appeals Committee.