City Plans Panel

The City Plans Panel is authorised to discharge[1] the following functions[2]

1. all Council (non-executive)[3] functions relating to:

   (a) town and country planning and development management[4] in respect of the following types of applications:

   - proposals within the City Centre[5];

   - proposals that (in the opinion of the Chief Planning Officer having consulted the appropriate Executive Member[6] and Chair of the relevant Area Plans Panel[7] and the Chair of the City Plans Panel) are:-
     - of major strategic significance (either individually or cumulatively) in terms of one or more of the following; job growth or retention; investment and regeneration; importance to the city economically, culturally or recreationally;
     - residential schemes of 300 or more dwellings which have greater than local significant and should be considered within a wider strategic context;
     - non residential schemes involving proposed floor space of 10,000 square metres (gross) or more, which would have a greater than local significance and should be considered within a wider strategic context;
     - proposals that are eligible for significant , time limited public funds (including PFI schemes);
     - proposals that are contrary to adopted policy which are being brought forward for approval and could have significant strategic implications for other proposals in the city; or
     - proposals for significant infrastructure provision which affects more than one area of the city that should be considered within a wider strategic context.

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[1] With the exception of any licensing function under the Licensing Act 2003, the City Plans Panel and the Council may arrange for any of these functions to be discharged by an officer – the functions for the time being so delegated are detailed in Section 2 of Part 3 of this Constitution.

[2] "Functions" for these purposes shall be construed in a broad and inclusive fashion and shall include the doing of anything which is calculated to facilitate or is conducive or incidental to the discharge of any of the specified functions

[3] Local Authorities (Functions and Responsibilities)(England)Regulations 2000 as amended

[4] Items 5-31, Para. A of Schedule 1 of the 2000 Regulations

[5] The City Centre for these purposes is the area indicated on the plan attached

[6] An "appropriate Executive Member" is the Leader or other appropriate portfolio-holding Member of the Executive Board.

[7] "relevant Area Plans Panel" means the Plans Panel which covers the geographical area within which the application is submitted

(b) Within the City Centre[8] :

- safety certificates for sports grounds[9];
- common land or town and village greens[10];
- street works and highways[11];
- public rights of way[12];
- the protection of hedgerows and the preservation of trees[13]; and
- high hedges[14]

2. in respect of any approval, consent, licence, permission, or registration which they may grant:

(a) to impose conditions limitations or restrictions;
(b) to determine any terms;
(c) to determine whether and how to enforce any failure to comply;
(d) to amend, modify, vary or revoke; and/or
(e) to determine whether a charge should be made or the amount of such charge.

3. to discharge any licensing function[15] where full Council has referred a matter to the City Plans Panel.

[8] See footnote 5 for definition of City Centre
[9] Items 26 and 27 of Para B of Schedule 1 of the 2000 Regulations
[10] Items 37, 38 and 72 of Para B and Items 51-53 of Para I of Schedule 1 of the 2000 Regulations
[11] Items 41,46A to 55 of Para B of Schedule 1 of the 2000 Regulations
[12] Part I of Para I of Schedule 1 of the 2000 Regulations
[13] Items 46 and 47 of Para I of Schedule 1 of the 2000 Regulations
[14] Item 47A of Para. I of Schedule 1 of the 2000 Regulations
[15] (section 7 (5) (a) of the Licensing Act 2003) The matter must relate to:

- a licensing function of the licensing authority and
- a function which is not a licensing function

Unless the matter is urgent, the City Plans Panel must consider a report of the Licensing Committee in respect of the matter before discharging the function concerned (Section 7 (6))