

County Council Meeting – 9 December 2014

REPORT OF THE PLANNING & REGULATORY COMMITTEE

- * Mr Keith Taylor (Chairman)
- * Mr Tim Hall (Vice-Chairman)
- * Mr Ian Beardsmore
- A Mrs Natalie Bramhall
- * Mrs Carol Coleman
- * Mr Jonathan Essex
- S Mr Denis Fuller
- A Mrs Margaret Hicks
- * Mr George Johnson
- * Christian Mahne
- * Mr Ernest Mallett MBE
- * Mr Michael Sydney
- * Mr Richard Wilson

* = Present

A = Apologies

S = Substitute

A. COMMONS REGISTRATION: NEW PROCEDURE FOR APPLICATIONS TO AMEND THE COMMONS REGISTER

1. The County Council is the Commons Registration Authority under the Commons Registration Act 1965 and the Commons Act 2006 which administers the Registers of Common Land and Town or Village Greens.
2. On 18 November 2014, the Planning & Regulatory Committee received a report on new regulations which will shortly be commenced to allow for the amendment of the commons register where land has been wrongly registered as common land or a town/village green. The regulations enable the Registration Authority to introduce a reasonable fee for certain types of applications.
3. The Committee APPROVED the reasonable charge to be levied on an applicant for applications submitted under Paragraphs 6 to 9 of Schedule 2 of the Commons Act 2006 to be set at £1000.
4. The Committee APPROVED that, for applications where the County Council is the determining authority, if no significant objection has been received and the authority has no legal interest in the land, after consultation with the Chairman of the Planning and Regulatory Committee, the decision to determine an application is delegated to the Head of Legal and Democratic Services.

5. The Committee RECOMMENDS to Council that the Scheme of Delegation is amended so that:

For applications, under section 19 and paragraphs 6 to 9 of Schedule 2 of the Commons Act 2006, where the County Council is the determining authority, if no significant objection has been received and the authority has no legal interest in the land, after consultation with the Chairman of the Planning & Regulatory Committee, the decision to determine an application is delegated to the Director of Legal and Democratic Services.

Keith Taylor
Chairman of the Planning & Regulatory Committee
November 2014