

5 July 2022

Agenda Item: 2

REPORT OF THE SERVICE DIRECTOR, CUSTOMERS, GOVERNANCE AND EMPLOYEES

TERMS OF REFERENCE AND MEMBERSHIP

Purpose of the Report

1. To set out the membership and terms of reference of the Planning and Rights of Way Committee.

Information

2. The following Councillors have been appointed to the committee:

Chairman – Councillor Richard Butler (C)
Vice-Chairman – Councillor Jim Creamer (L)

Councillor Mike Adams (C)
Councillor Andre Camilleri (C)
Councillor Robert Corden (C)
Councillor Jim Creamer (L)
Councillor Sybil Fielding (L)
Councillor Paul Henshaw (L)
Councillor Andy Meakin (I)
Councillor Nigel Moxon (C)
Councillor Philip Owen (C)
Councillor Francis Purdue-Horan (I)
Councillor Sam Smith (C)
Councillor Daniel Williamson (I)

3. At its meeting on Thursday 12 May 2022, the Council agreed the terms of reference for the Planning and Rights of Way Committee, as set out below:

The exercise of the powers and functions set out below are delegated by the Full Council to the Committee in relation to planning and rights of way and are expressly excluded from the delegation of authority to the Executive:

- a. To carry out all County Council non-executive functions relating to town and country planning and development control as set out in Schedule 1 to the Local Authorities (Functions and Responsibilities) (England) Regulations 2000 as amended (the Functions Regulations)
 - b. To exercise the Council's non-executive functions relating to highways, public rights of way and commons and village greens as set out in Schedule 1 to the Functions Regulations
 - c. To carry out any other licensing and registration or regulatory functions of the Council not assigned to any other body, including any which are not to be executive functions as defined in the Local Government Act 2000, the Functions Regulations, the Local Government and Public Involvement in Health Act 2007 and associated regulations or other relevant legislation
 - d. Receiving reports on the exercise of powers delegated to officers in relation to functions for which this Committee is responsible
 - e. Approval of consultation responses relating to the Committee's functions (in liaison with the Cabinet Member Economic Development and Asset Management where appropriate), except for responses to day-to-day technical consultations which will be agreed with the Chairman and reported to the next available Committee following their submission
 - f. Within the remit of this Committee, approving all Councillor attendance at conferences, seminars and training events within the UK mainland for which a fee is payable including any expenditure incurred, and to receive quarterly reports from Corporate Directors on departmental officer travel outside the UK
4. The Committee will, from time to time, approve the criteria setting out the matters that must be referred to Committee for consideration and are excluded from delegations to Officers. Subject to the matters that must be referred to Committee, all the functions set out in a to c above are also delegated to the Corporate Director Place.
5. The Committee is not responsible for the preparation, approval and adoption of Development Plans (under the Town and Country Planning Acts).

Other Options Considered

- 6. None.

Reason/s for Recommendation/s

- 7. To inform the committee of its membership and terms of reference.

Statutory and Policy Implications

8. This report has been compiled after consideration of implications in respect of crime and disorder, data protection and information governance finance, human resources, human rights, the NHS Constitution (public health services), the public sector equality duty, safeguarding of children and adults at risk, service users, smarter working, sustainability and the environment and where such implications are material they are described below. Appropriate consultation has been undertaken and advice sought on these issues as required.

RECOMMENDATION

That the Committee membership and terms of reference are noted.

Marjorie Toward

Service Director, Customers, Governance and Employees

For any enquiries about this report please contact:

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Constitutional Comments (RHC 14/06/2022)

Planning and Rights of Way Committee is the appropriate body to consider the contents of this report by virtue of its terms of reference.

Financial Comments (SES 14/06/2022)

There are no specific financial implications arising directly from this report.

Background Papers and Published Documents

Except for previously published documents, which will be available elsewhere, the documents listed here will be available for inspection in accordance with Section 100D of the Local Government Act 1972.

- Report to full Council on 12 May 2022 (published)

Electoral Division(s) and Member(s) Affected

- All