

T A B L E D

COUNCIL – 24 February 2016

Questions received from Members of the Public pursuant to Council Procedure Rule 9

1. Question from Dr Ian Gibson

“Does the Council agree that the recent re-determination of the Sayers Common Appeal by the Secretary of State, and the revision to the National Planning Policy Guidance, means that the presumption in favour of sustainable development set out in paragraph 14 of the NPPF is over-riden by paragraph 198 of the same document, and its decision makers must refuse planning applications which conflict with a made neighbourhood plan, unless the benefits of doing so would significantly and demonstrably outweigh the adverse impacts, even though the LPA cannot demonstrate a five-year supply of deliverable housing sites?”

Response from Cllr Andrew MacNaughton, Cabinet Member for Planning

“It is for Planning Committees to make decisions in accordance with Section 38 of the Planning and Compulsory Purchase Act 2004 which says that determination must be made in accordance with the development plan unless material considerations indicate otherwise. Such material considerations include current Government policy and guidance, case law and recent appeal decisions. It is not for Council or the Portfolio Holder to pre-empt the decisions of the Planning Committees.”