

Record of Officer Decision
Planning Enforcement Policy

Decision Taker and Date Decision Taken:

Divisional Director of Planning, Housing & Climate Emergency, in consultation with the Cabinet Member for Place Development and Economic Growth, on 27 September 2024.

Summary of Matter or Issue Requiring Decision:

Planning enforcement action is discretionary. Government guidance says Local Planning Authorities (LPAs) must only take planning enforcement action when they consider it expedient to do so. Action must be proportionate to the breach of planning control to which it relates.

This Planning Enforcement Policy sets out how the council can and will respond to breaches of planning control. It explains how the council best uses its planning enforcement resources. This includes dealing with breaches of planning control that may cause harm to:

- The local built environment,
- The natural environment or,
- The amenities of neighbours.

Decision Taken:

That the Planning Enforcement Policy as set out in Appendix 1 be approved.

Summary of Reason(s) for Decision Taken:

To have clear procedures that set out how the Council will deal with alleged breaches of planning control.

Summary of Alternatives or Options considered and rejected and Background Papers:

An alternative option would be to not have a Planning Enforcement Policy, however this option was discounted as it could be perceived that enforcement is deployed on an arbitrary basis.

Details of any conflict of interest and dispensation granted to the Officer taking the decision or by any Member of the Council in delegating responsibility for any specific express delegation:

None.

Implementation:

This decision will be implemented immediately.

A copy of this decision and any supporting documentation considered by the Officer taking this decision may also be available for inspection by the public at the Council's offices or posted upon payment of any copying and postage charges. Any member of the public wishing to take up either of these options is asked to please ring (01803) 207087 or email governance.support@torbay.gov.uk

Signed: _____ Date: _____
(Divisional Director of Planning, Housing and Climate Emergency)