

<b>Area of Review</b>	<b>Proposal and Rationale</b>	<b>Sections of the Constitution to be revised</b>
Discharge of Executive Functions – Planning Authority Functions	<p>It has been identified that a number of functions relating to planning are reserved to the Executive and should not be discharged by the Planning Committee. The Functions Regulations specify the functions which must be reserved to Council (and Committees) and that everything else must be Executive.</p> <p>Therefore the following functions will be the responsibility of Executive (or be delegated to officers):</p> <ul style="list-style-type: none"> <li>• Making Local Development Orders (section 61A TCPA);</li> <li>• Creating Simplified Planning Zones (section 82 TCPA);</li> <li>• Creating Enterprise Zones (section 88 TCPA).</li> <li>• Discharge of Conditions</li> </ul> <p>It is proposed that the Discharge of Conditions be delegated to officers, whereas the first three functions be submitted to Executive.</p> <p>The above functions are not explicitly listed in the Terms of Reference for Planning Committee and therefore no amendment is required.</p> <p>As Executive functions, these would be covered by the list of Executive Functions:</p> <p>(30) All other functions not specifically designated as Council functions and not required by law to be exercised by the Council”.</p> <p>The Discharge of Conditions would be covered by the General Delegations to Heads of Service and Assistant Directors – in this case it would be the Assistant Director of Development and Planning.</p>	No change is required to the functions scheme or terms of reference for Planning Committee.