

**DERBYSHIRE COUNTY COUNCIL
REGULATORY - PLANNING COMMITTEE**

8 April 2019

Report of the Director of Legal Services

TERMS OF REFERENCE

1 Purpose of the Report

A review of the Council's constitution is in progress, including the terms of reference for all committees. The final changes to the constitution are due to be approved at Full Council on 15 May 2019.

2 Information and Analysis

The terms of reference for the Committee need to be consolidated. The terms of reference for recommendation to Full Council are set out in the Appendix to this report. Members are asked to consider the terms of reference and approve them.

3 Considerations

In preparing this report the relevance of the following factors has been considered: financial, legal, prevention of crime and disorder, equality and diversity, human resources, environmental, health, property, transport and social value considerations.

4 Background Papers

Held by the Director of Legal Services.

5 Officers' Recommendation

That the Committee approve the terms of reference as set out in the Appendix to this report.

**Janie Berry
Director of Legal Services**

APPENDIX

Regulatory - Planning Committee – Terms of Reference

The Council will establish a Regulatory - Planning Committee

Composition

The Regulatory - Planning Committee will comprise at least 10 Councillors, but shall not include in its membership any member of the Executive.

The Chairman and Vice Chairman will be appointed by the Council.

Every member who serves on the Committee will undertake to abide by the Planning Code of Good Planning Practice (Appendix 20 in the Constitution)

No member may serve on the Regulatory Planning Committee unless they have undertaken training in accordance with the Code of Good Planning Practice (Appendix 20 in the Constitution) and as may otherwise be required by the Director of Legal Services.

Role and Function

The Committee will be responsible for the functions set out below:

- (a) To carry out all 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 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 not assigned to any other body, including any which are not to be executive functions as defined in the Local Government Act 2000, Local Government and Public Involvement in Health Act 2007 and associated regulations or other relevant legislation.