

Planning Committee

10.00 am, Thursday, 26 February 2015

Stopping Up Orders – Authorisation of Signing to Head of Planning and Building Standards

Item number	6.2
Report number	
Executive/routine	
Ward	All

Executive summary

The purpose of this report is to request that the Committee authorise the signing of the “make” section of the Stopping Up Orders, under the terms of sections 207 and 208 of the Town and Country Planning (Scotland) Act 1997, to the Head of Planning and Building Standards, or a senior officer nominated by him. This will permit the obligatory statutory procedure governing the Stopping Up Orders to commence.

Links

Coalition pledges

Council outcomes

[CO25](#)

Single Outcome Agreement

Stopping Up Orders – Authorisation of Signing to Head of Planning and Building Standards

Recommendations

- 1.1 That the Committee authorises the signing of the “make” section of stopping up orders, under the terms of section 207 and 208 of the Town and Country Planning (Scotland) Act 1997, to the Head of Planning and Building Standards, or a senior officer nominated by him.
- 1.2 Instructs the Director of Corporate Governance to include the authorisation described at 1.1 above in the next report on the Scheme of Delegation.

Main report

- 2.1 Stopping up orders are progressed under the terms of the Town and Country Planning (Scotland) Act 1997, Sections 207 and 208. The first stage of this process is to make the stopping up order. The order is then advertised to the public for a minimum period of 28 days to allow objections to be made to the proposal. After this period a further report is submitted to the Development Management Sub-Committee relating to the consultation. If objections are received, the report will seek authority for these to be passed to the Scottish Ministers for determination. If no objections are received the report will request that Committee confirms the stopping up order.
- 2.2 Removing the requirement for stopping up orders to be submitted to the Sub-Committee for comment on the statutory procedure will expedite the process. All stopping up orders will continue to be reported to the Development Management Sub-Committee when confirmation is sought.
- 2.3 At present the Head of Planning and Building Standards is not authorised to sign the “make” section of stopping up orders. To allow stopping up orders to progress to the advert stage, it is proposed that Committee give authority to the Head of Planning and Building Standards, or a senior officer nominated by him, to sign the “make” section of the stopping up order.
- 2.4 If the Committee agrees to the Head of Planning and Building Standards, or a senior officer nominated by him, commencing the stopping up orders, when the Scheme of Delegation is next reviewed, a report will be submitted to take account of this matter.

Measures of success

3.1 The planning permission will be implemented in full.

Financial impact

4.1 Associated costs will be met by the applicants.

Risk, policy, compliance and governance impact

5.1 All statutory procedures for the making of the Order will be correctly followed.

Equalities impact

6.1 This will have been assessed in the relevant report to the Development Management Sub-Committee regarding the planning application.

Sustainability impact

7.1 This will have been assessed in the relevant report to the Development Management Sub-Committee regarding the planning application and at that time consideration will have been given as to how the sustainability requirements of the Edinburgh Design Guidance have been met.

Consultation and engagement

8.1 The consultation required by the legislation will be carried out.

Background reading / external references

None

John Bury

Acting Director of Services for Communities

Contact: John Richmond, Traffic Orders Administration Officer

E-mail: john.richmond@edinburgh.gov.uk | Tel: 0131 469 3765

Links

Coalition pledges

Council outcomes CO25 – The Council has efficient and effective services that deliver on objectives.

Single Outcome Agreement

Appendices