

TO: PLANNING COMMITTEE – 21st JUNE 2006

SUBJECT: APPEAL PERFORMANCE AND TRENDS 2005-2006 YEAR

FROM: PLANNING AND ENGINEERING

1. PURPOSE OF REPORT

To update members of appeal trends and performance over the year 1 April 2005 to 31 March 2006.

2. BACKGROUND

Appeal performance is now included as a national Best Value indicator – BV 204 which relates to performance on section 78 appeals against refusals of planning permission. The government has stated that PDG award may be abated in the event of unusually high numbers of appeals being allowed against refusals of permission,

A report on performance and trends at the six month point during the 0506 year was included on the 2 November 2005 Planning Committee. The Appendices to this report list all the appeal decisions for the full year with separate tables on appeals allowed and dismissed. The tables include a column specifying OD, OM or M listing whether the refusal was officer delegated, officer recommendation to committee – OM, or a members decision – M where the decision was contrary to officers recommendation.

3. POLICY AND BUDGET FRAMEWORK

Appeal performance overall is below target (33%) in terms of the overall number of section 78 appeals being allowed. In relation to the appeal dismissal rate covered by the BVPI target, 31 out of 78 appeals were allowed i.e. 40%. Looking at the three categories, the % of appeals being allowed against officer delegated refusals was 40%, for member refusals it was 45% and for refusal cases where the committee decision was in line with officer recommendation, it was 14%

4. RECOMMENDATION

That the contents of the report be noted.

**John Edwards
Group Leader – Development Control**