

**PLANNING COMMITTEE****14 OCTOBER 2021**

<b>REPORT TITLE</b>	<b>DEVELOPMENT MANAGEMENT PERFORMANCE UPDATE- PLANNING APPEALS</b>
<b>REPORT OF</b>	<b>DIRECTOR OF REGENERATION AND PLACE</b>

**REPORT SUMMARY**

The purpose of this report is to update Members on the performance of the Development Management Service regarding planning appeals, including the percentage of the Council's decisions overturned (on appeal) by the Planning Inspectorate.

This matter affects all Wards within the Borough.

The matter is not a Key Decision.

**RECOMENDATION**

**It is recommended that the report be noted.**

## SUPPORTING INFORMATION

### 1.0 REASONS FOR RECOMMENDATION

1.1 To enable Members to be updated on the performance of the Development Management Service regarding planning appeals, including the percentage of Council decisions overturned on appeal by the Planning Inspectorate.

### 2.0 OTHER OPTIONS CONSIDERED

2.1 As this report is for information no alternative options are recommended.

### 3.0 BACKGROUND INFORMATION

3.1 The Government has prescribed a Performance Indicator relating to appeals arising from the Council's refusal of planning permission. The Performance Indicator measures the Council's appeals performance in the form of the percentage of appeals allowed.

3.2 This indicator is concerned only with planning applications where the Council has refused planning permission. It does not include planning appeals against conditions and non-determinations. Target setting for this indicator is at a local level and there is no prescribed national target. As a general comparison the national average for the number of appeals allowed is around 33% per year.

#### Commentary on Performance

3.3 Performance is reported for Members on a quarterly basis. These will be reported as follows:

- Q1 relates to the period 1 April to 30 June
- Q2 relates to the period 1 July to 30 September
- Q3 relates to the period 1 October to 31 December
- Q4 relates to the period 1 January to 31 March

3.4 The following table shows the data for the last two full performance years (01/04/2019 – 31/03/2020, and 01/04/2020 – 31/03/2021), together with the performance data for the first two quarters of the current reporting year (1 April 2021 to 31 March 2022). Only the information relating to the second quarter is new information:

Planning Appeals	2019/20 Year	2020/21 Year	Q1 2021/22	Q2 2021/22	2021/22 Year to date
Planning Appeals allowed as a percentage of appeals determined	25%	31%	0%	25%	13%
	<b>9</b> <b>appeals</b> <b>allowed</b> <b>out of 36</b> <b>Appeals</b>	11 appeals allowed out of 35 appeals	0 appeals allowed out of 11 appeals	<b>3</b> <b>appeals</b> <b>allowed</b> <b>out of 12</b> <b>appeals</b>	3 appeals allowed out of 23 appeals

3.5 Thus far within 2021/22, there have been 3 appeals allowed from a total of 23 appeal decisions, all of which were within the second quarter, being a percentage of 13% of successful appeals. They are:

- APP/20/00756 – 2 Brancote Mount, Oxtun – Construction of a first-floor rear balcony;
- ANT/20/00893 – Corner of Church Road and Victoria Road, Tranmere – Proposed 20m telecommunications mast and ancillary development; and
- APP/20/01291 – 37 Allport Road, Bromborough – Retrospective application for the erection of a front porch

#### **4.0 FINANCIAL IMPLICATIONS**

4.1 There are no direct financial implications arising from this report.

#### **5.0 LEGAL IMPLICATIONS**

5.1 There are no direct legal implications arising from this report.

#### **6.0 RESOURCE IMPLICATIONS: STAFFING, ICT AND ASSETS**

6.1 There are no resource implications arising from this report.

#### **7.0 RELEVANT RISKS**

7.1 There is a risk of government intervention if performance falls below what is considered acceptable. This report seeks to monitor performance and manage the risk.

#### **8.0 ENGAGEMENT/CONSULTATION**

8.1 This report is factual so there has been no consultation on its contents.

#### **9.0 EQUALITY IMPLICATIONS**

9.1 Wirral Council has a legal requirement to make sure its policies, and the way it carries out its work, do not discriminate against anyone. There are no equality implications arising from the proposals within this report.

#### **10.0 ENVIRONMENT AND CLIMATE IMPLICATIONS**

10.1 The recommendations contained within this report are expected to have no impact on emissions of Greenhouse Gases.

#### **11.0 COMMUNITY WEALTH IMPLICATIONS**

11.1 There are no direct community wealth implications arising from this report.

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#### **APPENDICES**

None

## **BACKGROUND PAPERS**

**None**

## **SUBJECT HISTORY (last 3 years) Council**

<b>Council Meeting</b>	<b>Date</b>
<b>Planning Committee</b>	<b>11<sup>th</sup> February 2021</b>
<b>Planning Committee</b>	<b>15<sup>th</sup> July 2021</b>