

**PLANNING COMMITTEE****13 OCTOBER 2022**

<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.

**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 2022

3.4 The following table shows the data for the last three full performance years, together with the performance data for the first quarter of the current reporting year:

Planning Appeals	2019/20 Year	2020/21 Year	2021/22 Year	2022/23 Year to date (Q1)
Planning Appeals allowed as a percentage of appeals determined	25% 9 appeals allowed out of 36 Appeals	31% 11 appeals allowed out of 35 appeals	20% 10 appeals allowed out of 50 appeals	35% 5 appeals allowed out of 14 appeals

3.5 Thus far within the first quarter 2022/23, there have been 5 appeals allowed from a total of 14 appeal decisions. The appeals allowed within this first quarter were:

- APP/21/01998 – 122 Allport Road – Change of use from bakery to drinking establishment
- APP/21/02221 – 9 Radley Road – Conservatory

- APP/21/01986 – 16 Kings Lane – Single Storey Rear Extension
- APP/21/00991 – 837-839 Corporation Road – Change of use of service yard to storage of containers
- APP/21/01534 – 317 Hoylake Road – Fencing

#### **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>
<b>Planning Committee</b>	<b>14<sup>th</sup> October 2021</b>
<b>Planning Committee</b>	<b>10<sup>th</sup> February 2022</b>