

Statement of Community Involvement -**Public Consultation Exercise**

24th February 2016

PLANNING COMMITTEE

Linkage to Council Strate	Linkage to Council Strategy (2015-19)	
Strategic Theme	 Leadership and Champion Protect the environment in which we live 	
Outcome	 We will establish key relationships with Government agencies and potential strategic partners in Northern Ireland and external to it which helps us to deliver our vision for this Council Area. All environments in the area will benefit from pro-active decision making which protects the natural features, characteristics and integrity of the Borough; 	
Lead Officer	Sharon Mulhern	
Cost: (If applicable)	N/A	

For Decision

1.0 Background

1.1 Councils are required, under Section 4 of the Planning Act (NI) 2011 to prepare a Statement of Community Involvement (SCI).

2.0 Detail

- 2.1 A draft SCI document was produced under the guidance contained within the Department of the Environment's (DOE's) Development Plan Practice Note 02: Statement of Community Involvement (SCI), published in April 2015 to guide all new councils in the preparation of this document.
- 2.2 The contents of the draft SCI were presented and agreed at the Planning Committee on 24th June 2015. At the Planning Committee on 28th October 2015 Members opted to undertake a public consultation and seek comment on the contents of the draft SCI (under Section 5 of the SCI Regs).

- 2.3 The 8 week public consultation event commenced on 11th November 2015 with the publication of the draft SCI on Council's website. Adverts were also placed in The Chronicle on 12th and 19th November 2015. The public consultation event ended on 6th January 2016.
- 2.4 Council's Planning Section did not receive any comments in response to the published document. As such it is taken that the public are content with the proposed public consultation/engagement methods outlined in relation to both the Development Management and Development Plan functions of Council.
- 2.5 Some changes have been made to the draft document as a result of both internal and external discussions, particularly on lessons learnt by other Councils. Further explanatory text has also been added to aid public understanding of the new planning functions to be undertaken by Council and how people can become involved. The cover pages of the document have also been updated to reflect the new Council logo.
- 2.6 The final version of the SCI must now be approved by the DOE, who have a duty must respond within four weeks of receipt of the SCI (unless it has notified Council in writing that it requires more time). The DOE may make suggestions for change to the document or accept it as submitted.
- 2.7 Members will, in due course, be advised of the response received from DOE.

3.0 Financial Implications

3.1 None

4.0 Other Implications

4.1 None

5.0 Recommendation

5.1 **IT IS RECOMMENDED** that Members:

- Note the outcome of the public consultation event;
- Agree to the contents of the final version of the Statement of Community Involvement (attached at Appendix 1); and
- Agree to the submission of the SCI to the DOE for their agreement.



2016

Statement of Community Involvement in Planning

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1.0 Introduction

1.1 The transfer of the majority of planning functions from Central to Local Government represents the most significant change to the Northern Ireland Planning System since the early 1970's. This change brings with it a real opportunity for all citizens within this Borough to become fully involved in shaping the areas in which they live.

1.2 It is important to the Council that all local communities and other interested parties within the Borough are fully engaged in the planning system, including the early stages of both the Local Development Plan and Development Management processes.

2.0 What is the Statement of Community Involvement (SCI)?

Purpose

2.1 This Statement of Community Involvement (SCI) is an outline of how the Council proposes to engage with both the local community and key stakeholders in exercising its planning functions. This includes the preparation of its Local Development Plan and in the determination of planning applications within the Borough.

Legislative Context

2.2 Councils are required, under Section 4 of the Planning Act (Northern Ireland) 2011 (hereafter referred to as the "2011 Act") to prepare a SCI.

2.3 The Planning (Local Development Plan) Regulations (NI) 2015 lists the SCI as one of many "submission" documents to be submitted for Independent Examination throughout the Local Development Plan process.

2.4 The Planning (Statement of Community Involvement) Regulations (NI) 2015 set out the minimum requirements for the SCI; including its form, content and availability.

A Vision of Participation

2.5 The SCI presents a vision and strategy for involvement at various stages of the planning process and sets out the standards to be met by the Council.

2.6 "A sustainable society must be instilled with democratic values. Its citizens must share a sense of effective participation in the decision making process. They must feel they have a say in their society's development and the skills, knowledge and ability to assume responsibility for that development." Source: The Sustainable Development Strategy for Northern Ireland – First Steps towards Sustainability (Department of the Environment (DOE), 2006).

2.7 Council's vision for the Borough is to: *"Maximise the benefits of our unique location and landscape by providing ambitious, accessible, innovative and efficient services which fulfil customer expectations."* Source: Causeway Coast and Glens Borough Council, Council Strategy (2015-2019).

2.8 This SCI is a shared vision of participation in decision making and it is therefore aimed to ensure that:

(i) Everyone has an early and informed opportunity to express their views on the development of the Borough and have it considered before decisions are made; and

(ii) All groups in our community, regardless of religious belief, political opinion, racial group, age, sex, marital status, physical ability, sexual orientation, and those with and without dependents are enabled and empowered to participate.

2.9 It is intended to adopt a proactive and timely approach to community involvement through a process of providing clear information and encouraging participation during plan preparation and planning application submission, assessment and determination. The process will, therefore, be informative, user friendly, as inclusive as possible, and conducted in an open and transparent way. Every effort will be made to engage the community, record views and provide feedback.

Principles of Community Involvement

2.10 The Council is committed to upholding the following principles of community involvement in the Local Development Plan process; in the determination of planning applications; in planning enforcement; and in relation to other planning matters.

• Culture of Engagement

People should be aware of the opportunity to participate in the planning process, and be encouraged to take part in the knowledge that the Council is truly interested in all opinions.

• Early Involvement

We will adopt a pro-active approach to ensure that the community are given the opportunity to engage in the planning process at an early stage to facilitate the greatest potential benefit.

Continuing Involvement

Opportunities for ongoing involvement will be provided as part of a continuous process – both formal and informal.

• Open, Transparent, Inclusive and fit for purpose

Methods of engagement will be tailored to the experience and needs of the community, and to the type of Local Development Plan document or planning application being considered, but realistic in terms of available resources.

• Clarity

The planning process and timetables for producing or reviewing Local Development Plan documents will be clear to ensure that the community can avail of the opportunity to participate in a timely and effective manner. We will endeavour to use plain English in our publications and avoid jargon whenever possible.

THE LOCAL DEVELOPMENT PLAN (LDP)

3.0 Local Community Involvement in the Preparation of the Local Development Plan

Purpose

3.1 The purpose of a **Local Development Plan (LDP)** is to inform the general public, statutory authorities, developers and other interested parties of the policy framework and land use proposals that will guide development decisions in this Borough up to 2030.

3.2 Our new LDP will be prepared within the context of the Council's Strategy (2015-2019 and its subsequent versions) and will co-ordinate with the Community Planning process to enable us to plan positively for the future of our Borough. It will ensure that lands are appropriately zoned and that our infrastructure is enhanced to develop the Borough for future generations.

3.3 The LDP must take account of the regional policy context set by the Northern Ireland Executive and Central Government Departments. This includes, amongst others, The Sustainable Development Strategy; The Regional Development Strategy and The Strategic Planning Policy Statement.

3.4 The LDP will comprise two new and separate Development Plan Documents (DPD's) that will shape development within our Borough in the period to 2030. The first DPD is the **Plan Strategy (PS)** and this will be followed by the **Local Policies Plan (LPP)**.

3.5 The new Local Development Plan will, on adoption, replace the current development plan for the Borough (Northern Area Plan 2016) and any operational planning policies produced by the Department of the Environment.

3.6 Before the two DPD's are prepared Council will identify key planning issues and define a range of options for addressing these issues. This will culminate in the publication of a **Preferred Options Paper (POP).**

3.7 The Plan Strategy will define the strategic objectives for the future development of the Borough. It will include a range of strategic policies to facilitate and manage development and a spatial strategy that indicates, in broad strategic terms, locations where different types of development will be promoted.

3.8 Once the Plan Strategy is adopted, Council will prepare the Local Policies Plan. This document will include the more site-specific proposals, policy designations and land-use zonings that will be required to deliver Council's vision, objectives, spatial strategy and strategic policies outlined in our Plan Strategy.

3.9 At the same time we will undertake an ongoing process of **Sustainability Appraisal (SA) incorporating Strategic Environmental Assessment (SEA)** which will run parallel to the preparation of the Preferred Options Paper, Plan Strategy and Local Policies Plan. This appraisal process aims to ensure that the policies and proposals contained within the LDP are socially, economically and environmentally sustainable.

3.10 Relevant reports will be published at each of the key stages of the plan making process. This will include consultation on the scope of the Sustainability Appraisal at the Preferred Options Paper stage.

Who Can Get Involved?

3.11 Anyone who wishes to get involved in the preparation of this local development plan will be encouraged to do so at the opportunities provided (see Table 2 in Appendix 1).

3.12 In particular, the views of the following groups of people will be sought:

- People living within the Borough/neighbourhoods;
- Elected representatives;
- Voluntary groups;
- Community forums/groups/umbrella organisations, etc;
- Environmental groups;
- Residents groups;
- Business interests; and
- Developers/landowners.

3.13 Elected Members, forums and community and residents groups provide a voice for the local community. Other voluntary and interest groups also bring a special knowledge and can ensure that important concerns are raised and discussed.

Empowering Disadvantaged and Under-Represented Groups

3.14 The Northern Ireland Act 1998 requires a public authority, in carrying out its functions relating to Northern Ireland, to have due regard to the need to promote equality of opportunity between:

- persons of different religious belief, political opinion, racial group, age, marital status or sexual orientation;
- men and women generally;
- persons with a disability and persons without; and
- persons with dependants and persons without.

3.15 In addition, without prejudice to the above obligations, public authorities are required to have regard to the desirability of promoting good relations between persons of different religious belief, political opinion or race. The above, known as, "Section 75 groups" are important participants within the planning process and include people who traditionally have been under represented or disadvantaged. These groups will be targeted through the consultation process on the LDP in order to obtain their views and contribute to the consideration of equality issues under Section 75. Their views on any equality screening documents or draft Equality Impact Assessments (EQIA's) will also be sought within the specified period for comment along with the draft Plan Strategy and draft Local Policies Plan.

3.16 To ensure that all documents associated with the preparation of the LDP are accessible to everyone, they will be made available in different formats (upon request). A telephone, fax number and a text phone number will be stated on each document for people with hearing or speech impairments. If for any reason, a request for a document in a particular alternative format cannot be met, other possible solutions will be explored.

3.17 Planning officials will work to explore new and innovative ways to engage with our children and young people. This may involve the use of appropriate social media and other relevant e-based learning initiatives and possibly partnerships with other groups.

How and When Will the Community Be Involved?

3.18 The Local Development Plan process involves a number of key stages; each presenting opportunities for community involvement (see summary Table 2 at Appendix 1). The stages are explained in more detail in Table 1: Appendix 1.

3.19 Both tables outline the relevant actions to be taken to involve the community throughout the Local Development Plan Process. The actions will fulfil (and in some cases exceed) the statutory requirements for public consultation. The Plan Preparation Timetable (when agreed), will outline an indicative timeframe for each of the stages and will be available to view at the Council's Planning Office and published on the Council's website at: www.causewaycoastandglens.gov.uk.

Next Steps

3.20 Following the adoption of the Plan Strategy and Local Policies Plan, Council will identify its work priorities for the next five years in a new Timetable. It may also issue a new Statement of Community Involvement (if considered appropriate).

THE DEVELOPMENT MANAGEMENT PROCESS

4.0 Local Community Involvement in Council's Development Management Functions

Purpose

4.1 The Council, as the local planning authority for the Borough, has responsibility for determining the following:

- The majority of planning applications;
- Listed Building Consents;
- Conservation Area Consents;
- Works to protected trees;
- Hazardous Substance Consents; and
- Advertising Consents.

4.2 Development Management is the process through which such applications are considered. An important part of the process is to provide information and advice to applicants and to seek and take into account the views of the general public and statutory consultees on all planning applications. The statutory requirements for consultation on planning applications are set out in legislation. These requirements vary according to the type of proposal but include notification to specified bodies and general publicity.

4.3 Council receives a wide variety of planning applications and therefore needs to involve the community to differing degrees, according to the scale and complexity of the application.

4.4 All planning applications are now categorised on receipt as local, major or regionally significant. Council is responsible for the determination of the majority of local and major applications.

4.5 Regionally significant developments are those which are considered to have a critical contribution to make with regard to economic and social success of Northern Ireland as a whole or to a substantial part of the Region. Such proposals also include developments which have significant effects beyond Northern Ireland or involve a substantial departure from a Local Development Plan. Regionally significant applications are currently dealt with by the DOE and applicants will be required to enter into consultation with them. In certain circumstances the DOE (or its successor post May 2016) may determine that a proposal is not of significance and advise that a local Council should determine the planning application.

4.6 Major developments have important economic, social and environmental implications for the Council. Due to the potential for these proposals to deliver important benefits to the community, major applications are prioritised to avoid any undue delay. Examples include:

- A housing development involving the construction of over 50 units, or where the area of the site exceeds 2 hectares.
- A retail development involving 1,000 square metres of gross retail floor space outside town centres, or where the area of the site exceeds 1 hectare; and
- A wind or solar farm (or other types of electricity generating stations) where its capacity exceeds 5 megawatts.

4.7 Local applications are those which are not considered to be either regionally significant or major. The vast majority of applications are likely to fall within this category. These will include most commercial and housing proposals as well as minor schemes and householder developments.

4.8 This section looks at:

- how the public can become involved at the various stages of the application process; and
- how the level of community involvement will depend on the scale of the application.

Pre-Application Stage

Pre-Application Discussions (PADs)

4.9 Pre-application discussions are encouraged for a range of types of applications, both major and local. The objective of pre-application discussions should be to provide advice and information on the content, preparation and presentation of an application likely to satisfy current and relevant planning policies applicable to the proposed development. For major applications it will also enable the applicant to discuss with Council details of how the community should be involved in the decision-making process.

Pre-Application Community Consultation (PACC)

4.10 Council strives to inform and involve the wider community in helping to create better quality developments and place making. Applicants submitting **major** applications to Council (or as the case may be the DOE) must undertake community consultation before submitting their application. Council will require the following actions to be undertaken **before** the application is submitted:-

- Notify Council, by means of a Proposal of Application Notice (PAN) at least 12 weeks in advance that an application for a major planning application is to be submitted.
- Hold at least one public event where the community will be afforded the opportunity to make comment.
- Publish details of the proposal in agreed newspaper(s), outlining where further details can be obtained and the date, time and location of a public event.

4.11 Pre-application consultation is likely to be more successful if the applicant makes significant efforts to open lines of communication with, and provide feedback to, local communities and work with them to secure development proposals which are acceptable to everyone.

4.12 As previously stated Council would recommend all applicants considering submitting development proposals that fall within the definition of major development to seek a Pre-Application Discussion with planning officers. Where applicants fail to fully meet the pre-application community consultation requirements Council will decline to determine the planning application.

Application Stage

4.13 When a planning application is submitted for determination Council will involve the community in the decision making process. If you feel you will be affected by development proposals you will have an opportunity to consider what is proposed and how it will affect you. You will also have the opportunity to make your views known before a final decision is made on the application.

Advertising and Neighbour Notification

4.14 Council undertakes statutory publicity in accordance with current legislation. Government may change the statutory publicity requirements and our future approach will reflect any changes that are made.

Advertising

4.15 Council will advertise all new planning applications on a weekly basis in "The Chronicle" (in accordance with Section 41 of the 2011 Act). The weekly list of all applications received on the Council's website at www.causewaycoastandglens.gov.uk.

EIA Development

4.16 Environmental Impact Assessment (EIA) is a method for ensuring that the likely significant impact of new development on the environment are fully understood and taken into account before consent is given for the development to proceed. The Environmental Statement (ES) produced as part of an EIA, brings together (in a single or series of documents) information about a proposed development and its likely effects on the environment.

4.17 In most cases it will fall to Council to determine if the proposal is an EIA application. It should be noted that if a proposal is an EIA application it cannot be processed until the ES is received. When a developer submits an ES in support of a planning application, Council will publish a notice of its receipt in "The Chronicle" and indicate where it may be purchased and the address of the Planning Office where it may be inspected. Council will also allow 4 weeks (from the date the notice is first published) for representation to be made.

Neighbour Notification

4.18 The 2011 Act states that, upon receipt of a development proposal, the Council (or where relevant the Department of the Environment) shall serve notice of the application to any identified **occupier** on neighbouring lands.

4.19 In accordance with the statutory scheme, notification letters should be sent to the occupiers of neighbouring premises which fulfil **both** of the following criteria:

- The property in question is within 90 meters; and
- It directly adjoins the boundary of the application site, or would adjoin the boundary but for an entry road less than 20 metres wide.

4.20 When carrying out a site inspection the Case Officer will also check the accuracy of the neighbour notification details supplied on the application form and may add or amend details as considered appropriate.

4.21 The period for responding following receipt of a neighbour notification letter is 14 days, although any late representations received before a decision is made will still be considered.

Obtaining further information and getting involved in planning applications

4.22 Information on a range of planning applications may also be found within the following lists available to view on the Council's website at: <u>www.causewaycoastandglens.gov.uk</u>:

- Schedule of applications for Planning Committee
- Applications Received
- Applications Advertised
- Applications Decided
- Delegated decisions ready to issue (subject to review) weekly list

4.23 Planning applications (including supporting documents and corresponding plans) may also be viewed online at: <u>www.planningni.gov.uk</u> as well at the Council Planning offices during normal office hours. Planning Officers are available to give advice on current or proposed applications (however, you are advised to make an appointment if you wish to speak to a particular officer).

Public Register

4.24 Council will make the planning application, plans and any associated environmental statement available on a public register in accordance with Section 242 of the 2011 Act. Each register will contain the following information:

• a copy(which may be photographic) of each application together with copies of plans and drawings submitted in relation thereto;

• the decision notice, if any, in respect of the application, including details of any conditions subject to which permission or consent was granted;

• the reference number, the date and effect of any decision of the Planning Appeals Commission (PAC) in respect of the application; and

• brief details of any revocation or modification relating to any permission or consent, including date of issue.

File Inspection

4.25 Council will make the application file available for inspection, by appointment. Costs, if applicable, will be charged in line with the Council's agreed charging structure. The amount of information held on file will be dependent on the relevant stage at which the application is at within the planning process.

Submitting Comments

4.26 Individuals, groups and organisations can comment on a planning application even if they have not been neighbour notified by Council in relation to that proposal. All comments will be carefully considered. Care should be taken when making comments to Council to ensure that no personal data is included. 4.27 Only certain issues, referred to as "material planning considerations" are taken into account when determining a planning application. The basic question is not whether owners and occupiers of neighbouring properties would experience financial or other loss from a particular development, but whether the proposal would so unacceptably affect amenities and the existing use of land and buildings that ought to be protected in the public interest.

4.28 As such, any comments submitted must be genuine planning considerations and relate only to the proposal that is the subject of the planning application. Examples of material considerations include:

- Potential impact of a proposal on the environment;
- The design of a proposal and its relationship to its surroundings;
- Access and provision of infrastructure;
- Loss of sunlight and/or daylight;
- Loss of privacy
- Noise, disturbance and smells;
- Road Safety; and
- Landscaping

4.29 Generally, greater weight is attached to issues which are supported by evidence rather than solely by assertion. It should be noted, however, that if an identified problem can be dealt with by means of a suitable planning condition, Council is required to consider this as an alternative to refusing an application. However, planning conditions will only be attached to a decision where they are necessary, relevant to planning, relevant to the specific development to which they relate, enforceable, precise and reasonable.

You may make comment in either of the following ways*:

By email to: planning@causewaycoastandglens.gov.uk

By post to: Causeway Coast and Glens Borough Council Planning Section County Hall Castlerock Road Coleraine BT51 3HS

*(Please quote the application number at all times)

4.30 All representations received will be scanned and uploaded onto the Planning Portal for public viewing, once personal e-mail addresses and telephone numbers and hand written signatures have been removed (it should be noted that typed names and addresses remain visible). If a request is made in a representation for it not to be uploaded the Council is unable to consider that representation further. This is to ensure the transparency of the decision making process.

4.31 Any personal information contained within representations will be redacted, as will any comments or information deemed to be derogatory or offensive in nature. Comments relating to neighbour disputes or made for moral reasons are not relevant planning maters and cannot therefore be taken into account. Where representations are solely based on such matters and raise no material planning considerations, they may be returned.

4.32 Written representations will normally be acknowledged within five working days. Council may be unable to respond to each individual comment made due to the large number it receives, however, all comments will be summarised and fully considered within the Planning

Officer's report. The acknowledgement letter will set out who is dealing with the application and who to contact if there are any questions. Council will not normally contact the respondent again until after a decision is made by the Planning Committee, the proposal is significantly altered or is withdrawn.

4.33 Council may, if it considers it appropriate to do so, stage public exhibitions, issue press releases or arrange public meetings to provide information about major developments or proposals which it considers may have particular significance and/or wide-spread effects on communities.

4.34 Council will consult with a range of Statutory Consultees (see Appendix 3) to assist in the determination of an application. If a representation raises issues that are relevant to the responsibilities of the consultee (e.g. road safety) the representation will be copied to the appropriate consultee for consideration and comment. Council will carefully take any comments made into account before a decision is made.

4.35 Council may negotiate changes to applications where these are deemed expedient. Reconsultation (for 14 days) will take place on changes only if Council considers that they raise new issues that could lead to further comment. If any change is considered to be substantive, Council may decline to treat it as an amendment and a new application may be invited.

Community Involvement at the Planning Committee Stage

4.36 The Planning Committee meeting is normally held on the fourth Wednesday of every month in the Council Chamber at Cloonavin, Portstewart Road, Coleraine. The meeting commences at 2.00pm sharp (unless otherwise stated).

Scheme of Delegation

4.37 The majority of planning applications submitted to Council are determined by Council appointed planning officers using delegated powers (i.e. these "delegated" applications do not require to be brought before the Planning Committee for a decision to be taken). The circumstances under which an application can, or cannot, be determined using delegated powers are set out in Council's **Scheme of Delegation**. It should be noted that this document will be subject to regular review. The most up to date version of the document can be accessed at: <u>www.causewaycoastandglens.gov.uk</u>. A copy is also available for inspection at the Council Planning Office.

4.38 As well as determining planning applications, under this scheme Council will administer the Local Development Plan, enforcement of planning and the processing of other relevant planning consents.

Protocol for the Operation of the Planning Committee

4.39 Applications which do not fall within the Scheme of Delegation must be presented to the Council Planning Committee for decision. Council's **Protocol for the Operation of the Planning Committee** sets out the detailed procedures for this Committee (which are not already covered by Council's Standing Orders and Councillor's Code of Conduct). It should be noted that this protocol is also subject to change. The most up-to date version of the document can be accessed at: <u>www.causewaycoastandglens.gov.uk</u>. A copy is also available for inspection at the Council Planning Office.

4.40 The main role of the Planning Committee in relation to Development Management is to consider applications made to Council as detailed in the adopted Scheme of Delegation and decide whether they should be approved or refused. The decisions of the Planning Committee are taken under full delegated authority and therefore do not require to go before full Council for ratification.

Enforcement

4.41 The Planning Committee has an overseeing role in relation to Council's Enforcement functions. Decisions on enforcement cases are however delegated to appointed planning officers who present a quarterly report to the Council Planning Committee on performance, including; number of cases opened, cases closed, notices issued and convictions obtained. The Planning Committee may request a report from planning officers on any enforcement matter however they currently cannot take a decision in relation to it. It should also be noted that planning officers must exercise discretion when discussing sensitive enforcement matters at the Planning Committee to ensure that any future legal proceedings are not prejudiced.

Pre-determination hearings and speaking at the Planning Committee

4.42 There may be occasions when major planning applications will raise particularly complex planning issues or attract a significant level of objection. In such cases the Planning Committee may decide to hold a pre-determination hearing prior to making its decision at the scheduled monthly Planning Committee meeting.

4.43 A pre-determination hearing will provide the opportunity for the applicant and their agent, as well as those who may have made representations, to present their case to the Committee and for Members to ask questions and clarify matters. Key consultees may also be invited to report their expert views. Where the Planning Committee agrees to such a hearing, the applicant will be advised and the detailed arrangements will be advertised in "The Chronicle".

4.44 For those major applications that have been notified to the DOE but have been returned to Council for determination, the applicant will be afforded the opportunity of appearing and being heard by Council.

4.45 When any planning application goes before the Planning Committee, Council will also offer those who have made representations the opportunity to speak at the meeting and make direct representation to elected members. All parties wishing to address the Committee must register, in writing (which includes emails), in line with the protocol (available to view on the Council's website or at the local planning office).

4.46 It should be noted that late requests to speak will not be granted. Please also note that, whilst not presently carried out, future Planning Committee Meetings may be audio and/or video recorded and such recordings will be made available to the public.

4.47 In lieu of speaking, Elected Members and the public may submit representations in writing for consideration by the Committee. All written representations must be submitted in line with the protocol (available to view on the Council's website or at the local planning office). These will be reported to the Committee in an update report and circulated on the day of the meeting.

Community Involvement after a Planning Application has been determined (Post Application Stage)

4.48 Notification of decision is sent to the applicant/agent and all people who have responded to the consultation on the planning application, informing them of Council's decision and the reason for that decision. The decision is recorded on the Council website and in the statutory Planning Register. If it is a case that has been considered by the Planning Committee, it can be found either by contacting the Planning Development Management team the day after the Committee meeting, or by viewing the minutes of the committee meeting.

Involving the Community When an Appeal is made against a Planning Refusal/Granted Conditions/Enforcement Notice

4.49 Only applicants and those upon whom notices have been served have the right of appeal. There are no third party rights of appeal. Where an applicant is unhappy with Council's decision on an application or a condition attached to a permission, he/she may appeal to the Planning Appeals Commission (PAC). An applicant may also appeal to the PAC where Council has not determined an application within the relevant period prescribed by the Planning (General Development Procedure) Order (Northern Ireland) 2015. Where such an appeal is lodged, the application is deemed to have been refused. Appeals must be lodged with the PAC within four months from the date of notification of Council's decision, or expiry of the prescribed period as the case may be. Details on how to lodge an appeal are available on the PAC website at: www.pacni.gov.uk .

4.50 All those people who responded on the original planning application (that is the subject of the appeal) will be advised that an appeal has been received, and provided with an opportunity to make their views known. Copies of letters already submitted will be forwarded to the PAC. For hearings and public inquiries, the interested parties have the opportunity to make their views known verbally to the PAC.

Community Involvement in Planning Enforcement

4.51 Council encourages the community to report cases where they believe there has been a breach of planning control. A breach of planning control occurs when development or other certain activities take place without the necessary planning permission or consent from either Council or the DOE. This may also include, but is not limited to, the failure to carry out development in accordance with a grant of planning permission or the conditions attached thereto, or to the display of advertisements without the required consent.

4.52 Suspected breaches of planning control can be reported in the following ways:

- By e-mail: planning@causewaycoastandglens.gov.uk
- By post: Causeway Coast and Glens Borough Council Enforcement Planning Section County Hall Castlerock Road Coleraine BT51 3HS By phone: 0300 200 7830
- Text Phone: 028 7034 7056
- By Fax: 028 7034 1434

4.53 You may also wish to raise the matter with an Elected Member who can bring the matter to the attention of Planning Officers on your behalf.

4.54 Currently, anonymous complaints are not considered. However, all planning enforcement related complaints are treated confidentially and investigated. If the complaint results in a planning application being submitted, then this application will be publicised in the normal manner and adjoining neighbours and complainants notified in accordance with the required procedures.

4.55 Many initial complaints relate to non-enforcement issues in the Borough, such as householder permitted development type extensions or alterations to a dwelling house. In such cases, Council will provide the complainant with the guidelines for 'permitted development' which does not require planning permission.

4.56 Please note that due to data protection requirements the Council cannot provide updates on specific enforcement cases while the case is ongoing. However, complainants and alleged offenders will be updated when the case has concluded.

4.57 Council's priorities for enforcement action are contained within its Enforcement Strategy. Is should be noted that this Strategy is subject to review. The most up to date version is available to view on the Council's website at: www.causewaycoastandglens.gov.uk. A copy is also available for inspection at the Council Planning Office.

Community Involvement in Supplementary Planning Guidance (SPG)

4.58 Council may also prepare non-statutory planning guidance to support its LDP. Supplementary planning guidance (SPG) includes for example design guides and advice notes. These will be published for public consultation and comment prior to the publication of the final document. There will, however, be no opportunity for formal objection to this type of document. Any comments received through this process will be published for public viewing on the Council's website.

Community Involvement in Conservation Area Designation

4.59 A Conservation Area is an area of special architectural or historic interest, the character of which it is desirable to preserve or enhance. Council considers that consultation with, and the involvement of, local people is important when undertaking work associated with Conservation Areas. This will help encourage greater ownership of the concept and greater co-operation and commitment to achieving the aims of the designation. Council will involve the community in the designation, variation or cancellation of a Conservation Area. This will entail formal consultation with the Historic Buildings Council and Department for Regional Development (DRD) (or its successor), advertisement by way of a public notice in "The Chronicle" and public meetings to discuss and present proposals. Upon formal designation Council will publish a public notice in "The Chronicle" and may hold a public launch and exhibition.

Community Involvement in the Designation of a Simplified Planning Zone

4.60 Where Council proposes to commence work on a simplified planning zone it will undertake consultations with the neighbouring District Council (where relevant), the land owner and occupier, the Department for Social Development (DSD) and will notify the DOE (or their successors).

4.61 Once details of a scheme have been prepared Council will; make copies available for inspection at its Planning Office; give notice by way of an advertisement in "The Chronicle" and on the Council's website; and will serve a notice on those it has consulted with.

4.62 Following advertisement of the proposed planning zone(s) details, there will be an 8 week consultation period within which representations can be made to Council. Should Council subsequently decide not to proceed with the proposed planning zone, it will publish a further advertisement to that effect and will notify all those have made representation.

4.63 Council may cause an independent examination to be held to consider the representations received. Where it is proposed to hold an independent examination details including the time and place of the examination will be published in "The Chronicle". Where it is decided not to hold an independent examination Council will notify all those who have made representations.

4.64 Following the independent examination Council will produce a report and statement detailing its decision and outlining reasons for its decision. Notice of publication will be advertised in "The Chronicle" and the report and statement will be available for public inspection in Council offices.

5.0 APPENDICES

APPENDIX 1

Table 1: Local Development Plan – Detailed Action Plan

PLAN STRATEGY (PS) STAGE

STAGE 1:- Data Collection

	F
Detail	Council Actions
 Baseline data will be collected to establish; If a new plan is required Key issues to be addressed Options to address them If bespoke strategic policies are required 	 Set up a Steering Group: Comprising the Council; Planning Committee Chief Executive Head of Planning. This is the high-level co-ordinating body that will ensure overview and strategic input on behalf of the whole community, as well as from the planning professionals.
 based approach. By the end of this stage the following will be agreed; Timetable for Local Development Plan preparation Statement of Community Involvement The following will also have been prepared; A Preferred Options Paper (POP) Scoping Reports for the Sustainability Appraisal (including Strategic Environmental Assessment) and Equality Impact Assessment (EQIA). 	 Prepare the Statement of Community Involvement (SCI); This document lists key consultees; community groups; under-represented (Section 75) groups; and the general public as groups that will be actively encouraged to participate in the process. Set up a Project Management Team: Comprising; Senior Council Officers Principal Planning Officer Key statutory/government departments. The purpose of the team is to ensure key consultees cooperate in the plan making process. This team will be consulted on and act as the screening and scoping group for the Sustainability Appraisal (including SEA) and EQIA. Invite Key Consultees to participate by providing information on key strategic issues that the local development plan should address. Invite community groups to identify issues and policies which are likely to have a significant impact on the individuals they represent.

Invite the general public to identify issues that the local development plan should address. Where requested, this may be done through a face to face meeting with a planning official. Any comments received will be taken into account when screening and scoping the EQIA. These lists will be kept under review and written requests for inclusion from additional bodies will be considered on their individual merits. The Scoping Report of the Sustainability Appraisal (including SEA) and EQIA will be sent to the statutory consultation body.	Invite under-represented groups (Section 75) to identify issues and policies which are likely to have a significant impact on the individuals they represent.
 meeting with a planning official. Any comments received will be taken into account when screening and scoping the EQIA. These lists will be kept under review and written requests for inclusion from additional bodies will be considered on their individual merits. The Scoping Report of the Sustainability Appraisal (including SEA) and EQIA will be sent to the statutory 	
for inclusion from additional bodies will be considered on their individual merits. The Scoping Report of the Sustainability Appraisal (including SEA) and EQIA will be sent to the statutory	meeting with a planning official. Any comments received will be taken into account when screening and scoping the
(including SEA) and EQIA will be sent to the statutory	for inclusion from additional bodies will be considered on
	(including SEA) and EQIA will be sent to the statutory

STAGE 2:- Preparation

Detail	Council Actions
This stage represents the formal commencement of work on the Local Development Plan (LDP).	Issue a Public Notice for two consecutive weeks in "The Chronicle", the Belfast Gazette and on the Council's website of:
It commences with the publication of the Preferred Options Paper (POP) setting out the key plan issues and the preferred options available to address them.	 (i) The Intention to prepare an LDP, accompanied by a Sustainability Appraisal (including SEA) and EQIA; (ii) Publication of the Preferred Options Paper inviting comment (within 14 weeks); (iii) Community workshops and information sessions; (iv) Publication of the Screening and Scoping Papers for
The POP is a consultation paper to promote debate on issues of strategic significance which are likely to influence the shape of	the SEA and EQIA. Make Topic Papers available on the Council's website at:
future development within the Causeway Coast and Glens Borough Council area.	(<u>www.causewaycoastandglens.gov.uk</u>) and provide hard copies (at a specified price). Issue a Press Release regarding the intention to prepare
The intention is to stimulate a wide- ranging yet focused debate and	the new plan, drawing attention to the Preferred Options Paper and the public consultation.
encourage feedback from a wide variety of interests.	Hold a Launch and Exhibition to announce the publication of the Preferred Options Paper.
Any representations or views received as a consequence of its publication will be considered whilst formulating the Draft Plan Strategy.	Invite key consultees and hold Public Workshops . Write to key consultees and Elected Members providing them with a copy of the Preferred Options Paper and inviting them to; attend the Launch; provide comments

The POP will also be subject to a Sustainability Appraisal (including SEA) and EQIA.	(within 14 weeks); and inform them of the public meetings, exhibitions etc.
	Write to local community groups and under- represented (Section 75) groups; Provide them with a copy of the POP. Invite them to; comment (within 14 weeks); attend public meetings, exhibitions, etc; and offer the opportunity of a meeting with a planning officer.
	Present a Public Consultation Report to Elected Members (following the 14 week consultation period). This will contain a summary of issues raised and professional comment, recording where Members take a different view and the rationale for that view. This will be taken into account when formulating the Draft LDP.
	The Project Management Team will be given an opportunity to comment on emerging policy for inclusion in the Draft Plan Strategy and will be an integral part of testing emerging policy through the Sustainability Appraisal process (including SEA) and EQIA.

STAGE 3:- Publication

Detail	Council Actions
The draft Plan Strategy is a public consultation document. It is not the final plan.	 Issue a Public Notice for two consecutive weeks in "The Chronicle", the Belfast Gazette and on the Council's website of: (i) Publication of Draft Plan Strategy and accompanying Sustainability Appraisal (including SEA) and EQIA and
It is an indication of the Council's intention regarding the future development of the Borough, and is a key part of the public participation process.	how to view/obtain copies; (ii) The dates and locations of Public Exhibitions; (iii) The 8 week consultation period and closing date for receipt of representations to the Draft Plan Strategy and accompanying Sustainability Appraisal (including SEA) and EQIA.
	Make the Draft Plan Strategy; Sustainability Appraisal (including SEA) and EQIA; and Public Consultation Report available for inspection on the Council's website at: (www.causewaycoastandglens.gov.uk), and at the Council's Planning Office; and provide hard copies upon request (at a specified price).
	Hold a Launch and Exhibition to announce the publication of the Draft Plan Strategy and Issue Press Releases ;
	Hold Public workshops . Planning Officers will be available to answer any questions.

 informing them of; (i) Publication of the Draft Plan Strategy; (ii) Provide them a copy; (iii) Dates of the public workshops; (iv) The 8 week consultation period; and (v) Closing date for representations.
 Write to all who submitted a representation (at POP stage) to; (i) Inform them of the publication of the Draft Plan Strategy and accompanying documents, including the Public Consultation Report; (ii) Advise how they can view or obtain copies; (iii) Advise on dates of the public exhibitions; the 8 week consultation period and closing date for representations; Representations will be reported to Elected Members before being forwarded to DOE to determine whether and if appropriate, an <i>Independent Examination</i> is to be held.

STAGE 4:- Public Inspection of Representations

Detail	Council Actions
All representations will be made available for public inspection as part of the public consultation process. Interested parties may also comment on the representations that have been received (counter- representations). These will also be considered at the Independent Examination.	Make copies of representations available for inspection in the Council's Planning Office and on the Council's website; Write to key consultees and Elected Members informing them that representations are available for inspection and the places and times at which they can be inspected; Issue a Public Notice for two consecutive weeks in "The Chronicle", the Belfast Gazette and on the Council's website of; (i) Representations available for inspection; and (ii) The 8 week consultation period including closing date for counter- representations. Make all counter-representations available for inspection on both the Council's website and at the Council's Planning Office. Counter representations will be reported to the Elected Members before being forwarded to DOE.

STAGE 5:- Independent Examination

Detail	Actions
The purpose of the Independent Examination is to determine the "soundness" of the Draft Plan Strategy, taking into account representations and counter representations.	accompanying documentation available on the Council's website; Request Key Consultees to provide comment on the representations or consideration at the Independent
	Examination. Independent Examiner will: Advertise dates, times and venues for the Independent Examination (at least 4 weeks before the examination is to be held) indicating that representations and counter representations are available for inspection;
	Notify all persons who submitted representations and counter representations of the arrangements for the Independent Examination indicating that representations and counter representations are available for inspection.

STAGE (6):- Adoption

Detail	Council Actions
Following the completion of the Independent Examination DOE will issue a "Direction" to the Council, requiring it to adopt the Draft Plan Strategy, either as originally prepared or with modifications. The Council may also be directed to withdraw the Draft Plan Strategy. In either scenario, the DOE will be expected to give reasons for its	 Issue a Public Notice for two consecutive weeks in "The Chronicle", in the Belfast Gazette and on the Council's website of the: (i) Draft Plan Strategy adoption; (ii) Where to obtain copies of the adopted Plan Strategy, the DOE Direction and the accompanying Independent Examiner's Report. Make the Plan Strategy, DOE Direction and accompanying Independent Examiner's Report available on the Council website with hard copies available on request for a specified price.
decisions.	Write to key consultees and those who submitted representation advising of the adoption of the Plan Strategy, and where to obtain copies together with the DOE Direction and the Independent Examiner's Report. Also advise them of the commencement of work on the next stage of the process; the Local Policies Plan (see below).

LOCAL POLICES PLAN (LPP) STAGE

STAGE 1:- Data Collection

Detail	Council Actions	
Gathering of information required to inform the preferred locations for development in accordance with the Plan Strategy.	Invite Key Consultees to participate by providing information on key local issues that the local policies plan should address. Invite community groups to identify local issues and policies which are likely to have a significant impact on the individuals they represent.	
Establish if bespoke local policies are required.		
	 Invite under-represented groups (Section 75) to identify local issues and policies which are likely to have a significant impact on the individuals they represent. Invite the general public to identify issues that the local policies plan should address. Where requested, this may be done through a face to face meeting with a planning official. Any comments received will be taken into account when screening and scoping the EQIA. 	
	These lists will be kept under review and written requests for inclusion from additional bodies will be considered on their individual merits.	
	The Scoping Report of the Sustainability Appraisal (including SEA) and EQIA will be sent to the statutory consultation body.	

STAGE 2 & 3:- Preparation and Publication

Detail	Council Actions	
This stage represents the commencement of work on the Local Policies Plan (LPP). The Local Policies Plan is the second document comprising the Local Development Plan.	 Issue a Public Notice for two weeks in "The Chronicle", Belfast Gazette and on Council's web site of: (i) Draft Local Policies Plan publication; (ii) The dates and locations of Public workshops; (iii) The 8 week consultation period and closing date for receipt of representations; 	
•	Make the Draft Local Policies Plan and any supporting documentation available on the Council's website and at	

The Draft Local Policies Plan is a	the Council's Planning Office and provide hard copies		
public consultation document.	upon request at a specified price;		
It is not the final part of the plan.	Hold a Launch and Exhibition to announce the		
	publication of the Draft Local Policies Plan and Issue		
It will be consistent with the adopted	Press Releases;		
Plan Strategy and will be the			
Council's detailed land use	Hold Public Workshops . Planning Officers will be		
proposals regarding the future	available to answer any questions;		
development of the Borough.	Write to have concultance and Elected Membran		
This deaft de sum ant is an ath an have	Write to key consultees, and Elected Members		
This draft document is another key	informing them of; the publication of the Draft Local		
part of the public participation	Policies Plan and providing them a copy; the dates of the		
process.	public exhibitions; the 8 week consultation period and		
	closing date for representations;		
	Write to all who submitted representations informing them		
	of the publication of the Local Policies Plan and		
	accompanying documents advising how they can view or		
	obtain copies; the dates of the public exhibitions; the 8		
	week consultation period and closing date for		
	representations;		
	Representations will be reported to the Elected Members		
	before being forwarded to DOE to determine whether		
	and if appropriate, an Independent Examination is to be		
	held.		

STAGE 4:- Public Inspection of Representations

Detail	Council Actions	
All representations to the draft Local Policies Plan will be made available for public inspection.	Make copies of representations available for inspection in the Council's Planning Office and on the Council's website at: <u>www.causewaycosatandglens.gov.uk</u> .	
Interested parties may also comment on the representations that have been received (counter- representations).	Write to key consultees and Elected Members informing them that representations are available for inspection and the places and times at which they can be inspected;	
	Issue a Public Notice in "The Chronicle" for two weeks, Belfast Gazette, and on the Council's website of the availability of representations for inspection and the 8 week consultation period including closing date for counter representations;	
	Make the counter- representations available on the Council website and at the Planning Office for inspection;	
	Counter representations will be reported to Elected Members before being forwarded to DOE.	

STAGE 5:- Independent Examination			
Detail	Actions		
As with the previous Plan Strategy documents, the purpose of the Independent Examination at this next stage is to determine the "soundness" of the Local Policies Plan taking into account representations and counter representations.	Council will: Continue to make the Local Policies Plan, and all accompanying documentation available on the Council's website; Request Key Consultees to provide comment on the representations for consideration at the Independent Examination. Independent Examiner will; Advertise dates, times and venues for the Independent Examination (at least 4 weeks before Examination is to be held) indicating that representations and counter representations are available for inspection; Notify all persons who submitted representations and counter representations of the arrangements for the Independent Examination indicating that representations and counter representations are available for inspection.		

STAGE 6:- Adoption

Detail	Council Actions
Following the Independent Examination, DOE will issue a "Direction" to Council, requiring it to adopt the draft Local Policies Plan as originally prepared or with modifications.	Issue a Public Notice for two consecutive weeks in "The Chronicle", in the Belfast Gazette and on the Council's website of the; (i) adoption of the Local Policies Plan; and (ii) where to get copies of the Local Policies Plan, DOE Direction and accompanying Independent Examiner's Report.
Council may also be directed to withdraw the draft Local Policies Plan. In either scenario, DOE will be expected to give reasons for its decisions.	Make the Local Policies Plan and DOE Direction and accompanying Independent Examiner's Report available on the Council's website with hard copies available on request for a specified price;
	Write to key consultees and those who submitted representations advising them of the adoption of the Local Policies Plan, and where to obtain copies together with the DOE Direction and the Independent Examiner's Report.

Table 2: Community Consultation - Summary table

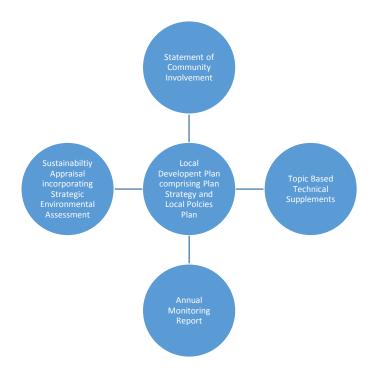
Stage in Plan Production	Parties to Notify (by email wherever possible)	Period of Consultation (minimum required and proposed)
 Data Collection; Identification of Issues; Possible Options for further investigation prior to the production of the Preferred Options Paper (POP) 	 Statutory Consultees Non statutory bodies, such as local community groups, specialist organisations Residents Businesses General public Under-represented groups (including Section 75 groups) 	LDP Regulations, Part 3, Section 9 requires engagement with the consultation bodies. No time scale required (suggested 12-16 weeks). Proposed : 12 weeks
Preferred Options Paper (POP) subject to a Sustainability Appraisal (inc SEA) & EQIA	As above	Not less than 8 weeks or more than 12 weeks Proposed : 8 weeks
Proposed Submission Documents – the Development Plan Documents (DPD's) – consisting of the Plan Strategy and Local Policies Plans, plus any other relevant supporting documents	As above Also, inform all parties who submitted responses to the Preferred Options Paper	LDP Regulations, Part 5, Section 16 - states a period of 8 weeks. Proposed : 8 weeks
Availability of representations to the Development Plan Document for Submission of "Counter Representations"	Consultation bodies Also, inform any person who has made a representation in accordance with the Regulations	LDP Regulations, Part 5, Section 17 - states a period of 8 weeks. Proposed : 8 weeks

APPENDIX 2

Figure 1: Local Development Plan link to SPPS & RDS 2035



Figure 2: Statement of Community Involvement link to Local Development Plan



APPENDIX 3

THE DEVELOPMENT MANAGEMENT PROCESS

Statutory Consultation Bodies:

Planning Officers frequently need to obtain specialist advice to enable them to consider the potential impacts of a development proposal before determining a planning application. This is referred to as the "consultation process". Consultation with statutory and non-statutory bodies should be carried out only when deemed necessary to inform a planning decision.

Statutory Consultees (listed below) are those government bodies or other organisations with whom the Council must liaise, and are dependent upon the individual nature of each planning application:

- The Department of the Environment;
- The Health & Safety Executive for Northern Ireland;
- The Department for Regional Development;
- The Department for Regional Development or other water undertaker as defined under Article 13 of The Water and Sewerage Services (NI) Order 2006;
- Licensed Aerodromes;
- The Department for Agriculture and Rural Development;
- The Department of Enterprise, Trade and Investment; and
- The Northern Ireland Housing Executive.

NB: It should be noted that the NI Departments (listed above) will be reconfigured in May 2016.

Where Council undertakes consultations on a planning application the consultee will be required to respond within 21 days, or any other date as agreed in writing, after which time Council may determine the application whether or not a response has been received.

In the case of those developments which are subject to an Environmental Impact Assessment (EIA) Council will not make a determination until 28 days have passed.

It should be noted that the above is not intended to be a definitive list of consultees nor does it cover all circumstances under which a consultation with a statutory consultee may be carried out.

Non-Statutory Consultees

Not all information required to process an application will be from statutory consultees. There will be occasions when non-statutory consultees, e.g. the Environmental Health section of Council, need to be consulted.

It may also include external organisations and bodies. These consultees are not bound by the 21 day response time, however, they are encouraged to respond in a timely manner so as not to delay the planning process.

Due to the wide range of development proposals submitted to Council each application will be carefully considered and consultations will be undertaken in line with statutory requirements.

The need for consultations will vary between applications depending on the nature and scale of the proposal.

Transboundary consultation may also be required with our neighbouring Councils;

- Mid and East Antrim Borough Council;
- Mid Ulster District Council; and
- Derry City and Strabane District Council.

APPENDIX 4

PREPARATION OF THE LOCAL DEVELOPMENT PLAN

Statutory Consultation Bodies:

- 1. Northern Ireland Government Departments:
- Office of the First Minister and Deputy First Minister (OFMDFM)
- Department for Agriculture and Rural Development (DARD);
- Department of Culture, Arts & Leisure (DCAL);
- Department of Education (DE);
- Department for Employment and Learning (DEL);
- Department of Enterprise, Trade and Investment (DETI); and
- Department of the Environment (DOE);
- Department of Finance and Personnel (DFP);
- Department of Health, Social Services and Public Safety (DHSSPS);
- Department of Justice (DOJ);
- Department for Regional Development (DRD);
- Department for Social Development (DSD);

NB: It should be noted that the NI Departments (listed above) will be reconfigured in May 2016.

2. Adjoining Councils/Planning Authorities with common boundaries;

- Mid and East Antrim Borough Council;
- Mid Ulster District Council; and
- Derry City and Strabane District Council.

3. Water or Sewerage Undertakers:

NIWater

4. Health & Safety:

Health & Safety Executive for Northern Ireland (HSENI);

5. Aviation:

Civil Aviation Authority (CAA)

6. Housing:

The Northern Ireland Housing Executive (NIHE).

- 7. Any Person to whom the electronic communications code applies by virtue of a direction given under Section 106(3) of The Communications Act 2003;
- 8. Any person to whom a licence has been granted under Article 10(1) of the Electricity (NI) Order 1992;
- 9. Any person to whom a licence has been granted under Article 8 of the Gas (NI) Order 1996.



Statement of Community Involvement in Planning