

Report To: **Planning Committee**

Date of Meeting: **12th October 2016**

Lead Member / Officer: **Cllr David Smith, Public Realm**
Angela Loftus, Strategic Planning & Housing Manager

Report Author: **Lara Griffiths Senior Planning Officer**

Title: **Deletion of Supplementary Planning Guidance Notes:**

- No. 3 Children's Day Care
- No. 5 Taxis
- No. 21 Retail Kiosks

1. What is the report about?

- 1.1. The report recommends deletion of three Supplementary Planning Guidance Notes as they are either now factually incorrect or not used by Development Management.

2. What is the reason for making this report?

- 2.1 Following the adoption of the Denbighshire Local Development Plan (LDP), in June 2013 all of the existing SPGs were rolled forward with the intention that they be reviewed. SPGs are used to provide further guidance for developers, Officers and Members and it is important that they are up to date and relevant.

3. What are the Recommendations?

- 3.1 That Planning Committee approves deletion of the following SPG notes:
- Children's Day Care
 - Taxis
 - Retail Kiosks

4. Report details

- 4.1 The LDP was adopted in June 2013 and all existing SPG notes were carried forward which enabled them to be used in conjunction with the LDP. New SPGs and site development briefs have been prepared and existing ones amended according to the agreed work programme that is brought to the LDP Steering Group at each meeting. The above SPG notes are recommended for deletion in accordance with the work programme. The report was submitted to the LDP Steering Group on 20th July 2016 and the three SPG were recommended for deletion. Copies of the SPGs recommended for deletion are attached as Appendix 1.

- 4.2 Children’s Day Care** – this SPG provided advice related to day nurseries and child minding. The regulations and legislation relating to child minding has changed considerably since the SPG was written and the document is now factually incorrect. Guidance has been issued by Welsh Government recently that provides up to date information and a template for prospective childminders to complete when approaching the Planning Authority to confirm if planning permission is required. It is proposed to replace the current SPG with links to this guidance on the DCC website.
- 4.3 Taxis** – the existing SPG effectively sets policy which is outside of the remit of SPGs. Applications for taxi offices are now less common and Development Management have reported that this SPG is not used. Taxi’s and their operating bases require licenses and there are cross checks between licensing and planning to ensure that correct permissions are obtained. It is considered that this regimen is sufficient to manage the negligible number of applications that are received.
- 4.4 Retail Kiosks** – this SPG provided guidance in relation to UDP Policy TSM 17 Rhyl Entertainment Zone. This policy was not carried forward into the LDP and the SPG has no current function. It is considered that the policies contained in the LDP can adequately deal with any applications for retail kiosks in the County. Development Management report that no applications for retail kiosks have been received since adoption of the LDP.
- 5. How does the decision contribute to the Corporate Priorities?**
- 5.1. The deletion of these SPGs will contribute to the corporate priority of “*modernising the council to deliver efficiencies and improve services for our customers*” by ensuring that planning guidance is up to date and relevant.
- 6. What will it cost and how will it affect other services?**
- 6.1. Agreeing the SPGs for deletion is not anticipated to create any additional cost.
- 7. What are the main conclusions of the Well-being Impact Assessment? The completed Well-being Impact Assessment report can be downloaded from the website and should be attached as an appendix to the report**
- 7.1 Effects are likely to be neutral or positive. Deletion of guidance notes likely to have very limited impacts.
- 8. What consultations have been carried out with Scrutiny and others?**
- 8.1 No formal consultation has been carried out, but internal consultation has been carried out with the LDP Members Steering Group and officers in the Development Management Section.

9. Chief Finance Officer Statement

- 9.1 Agreeing the SPGs for deletion is not anticipated to create any additional costs but if any arise they need to be contained within existing revenue budgets

10. What risks are there and is there anything we can do to reduce them?

- 10.1 Having guidance that is out of date or factually incorrect may lead to people submitting inaccurate planning applications and may damage the reputation of the Council as a reliable source of information.

11. Power to make the Decision

Planning & Compulsory Purchase Act (2004).

: