

- 1.15. Conferring honorary titles.
- 1.16. Making, amending, revoking, re-enacting and adopting byelaws and promoting and opposing the making of local legislation and personal bills in Parliament.
- 1.17. Any other function which, by law, must be reserved to the Full Council.

Full Council has delegated specific non-executive functions to the following bodies listed below.

2. Planning Committees

Western BCP and Eastern BCP Planning Committee comprising the following

Western BCP Planning Committee

Alderney & Bourne Valley
 Bearwood & Merley
 Broadstone
 Canford Cliffs
 Canford Heath
 Creekmoor
 Hamworthy
 Kinson
 Newtown & Heatherlands
 Oakdale
 Parkstone
 Penn Hill
 Poole Town
 Redhill & Northbourne
 Talbot & Branksome Woods
 Westbourne & West Cliff

Eastern BCP Planning Committee

Boscombe East & Pokesdown
 Boscombe West
 Bournemouth Central
 Burton & Grange
 Christchurch Town
 Commons
 East Cliff & Springbourne
 East Southbourne & Tuckton
 Highcliffe & Walkford
 Littledown & Iford
 Moordown
 Mudeford, Stanpit & West Highcliffe
 Muscliff & Strouden Park
 Queen's Park
 Wallisdown & Winton West
 West Southbourne
 Winton East

- 2.1. All matters relating to Town & Country Planning functions as set out in the planning and related Acts, are delegated to the relevant senior planning officer as set out in the Chief Executive's Scheme of Delegation to determine, other than those matters as set out below which shall be the responsibility of the respective area Planning Committee.
- 2.2. For the avoidance of doubt, applications falling within more than one Committee area shall be determined by the Committee in whose area contains the greater proportion of land within the red line application site boundary. In the event that the area within the red line application site boundary falls equally between the two committees, the relevant Chief Officer with responsibility for Planning (or any person nominated by them for such a purpose) shall determine, in consultation with both chairs, and having regard to the location of any impacts of the proposal that the Chief Officer (or any person nominated

by them for such purpose) considers relevant, to which of the two committees the report relating to the application will be taken for the determination to be made.

- 2.3. The Planning Committees are responsible for exercising, in accordance with the Council's Planning Committee Procedures, the Council's functions, powers and duties in relation to the determination of planning applications and any other planning matter referred to it by the Head of Planning Operations.
- 2.4. The Planning Committees have the following powers:
 - a) To hear pre-application or pre-determination presentations of developments by developers and for individual members of the Committee to ask questions and highlight issues that may require further consideration by the developer.
 - b) To determine the planning applications referred to it pursuant to the Regulations and the Constitution.
 - c) To consider, and where necessary determine, any other planning matter referred to it by the Head of Planning Operations.
 - d) To appoint and amend the appointment of the nominated member(s) under the Town and Country Planning (Discharge of Local Planning Authority Functions) (England) Regulations 2026.
- 2.5. The following planning applications must be determined by Planning Committee:
 - Those applications listed in Schedule 2 that the Nominated Member and the Nominated Officer agree that referral to and determination by Planning Committee is necessary.
 - An Own-Interest Application, as defined in the Regulations, that the Nominated Member and the Nominated Officer agree that referral to and determination by Planning Committee is necessary.
 - Any other planning matter that an officer of the authority with delegated powers considers that referral to and determination by Planning Committee is necessary.

Schedule 1 Applications

- 2.6. Schedule 1 - As provided for by the Regulations, this Schedule contains those application types that must be determined by officers.
- 2.7. Schedule 1 applications comprise:

1. An application made under section 17(1) of the Land Compensation Act 1961 (certificates of appropriate alternative development).
2. An application made under section 26H(1) of the Listed Buildings Act (certificate of lawfulness of proposed works).
3. A householder application.
4. A minor commercial application.
5. A minor residential application.
6. An application for permission in principle.
7. (1) An application made under section 73(1) of TCPA 1990 (application to develop land without compliance with conditions previously attached) in respect of which the original planning permission was a Schedule 1 planning permission.

(2) In this paragraph—

“original planning permission” means a planning permission which is the first in a sequence of two or more planning permissions, where the second and any subsequent planning permissions were granted under section 73(1) of TCPA 1990;

“Schedule 1 planning permission” means a planning permission granted pursuant to an application which is of a kind specified in this Schedule.

8. An application made under section 96A(4) of TCPA 1990 (non-material changes to planning permission or permission in principle).
9. (1) In respect of a planning obligation that the authority concerned considers is connected with a Schedule 1 approval—

(a) a request to agree to modify or discharge that obligation under section 106A(1)(a) of TCPA 1990 (modification and discharge of planning obligations);

(b) an application to modify or discharge that obligation under section 106A(3) of TCPA 1990 (modification and discharge of planning obligations).

(2) In this paragraph “1 approval” means any permission, agreement, consent or approval (other than a planning obligation) pursuant to an application which is of a kind specified in this schedule.

10. An application made under section 191(1) of TCPA 1990 (certificate of lawfulness of existing use or development).

11. An application made under section 192(1) of TCPA 1990 (certificate of lawfulness of proposed use or development).
12. The submission of a biodiversity gain plan under paragraph 13(2)(a) of Schedule 7A to TCPA 1990.
13. A reserved matters approval application in respect of an outline planning permission other than a large outline permission.
14. An application made under article 27 (1) of The Town and Country (Development Management Procedure) (England) Order 2015 (applications made under a planning condition).
15. An application pursuant to provision in Schedule 2 of the Town and Country Planning (General Permitted Development) (England) Order 2015 for—
 - (a) prior approval, or
 - (b) a determination as to whether prior approval is required.

2.8 However, the application will fall within Schedule 2 where:

- a Schedule 1 application for planning permission is connected to a Schedule 2 application for listed building consent or for the variation or discharge of a condition on a listed building consent
- an application would otherwise fall under Schedule 1 but is made under section 73A of the Town and Country Planning Act 1990
- an application would otherwise fall under Schedule 1 but is made by or on behalf of a local authority, a member or officer of that local authority or an entity owned or controlled (whether wholly or partly) by that authority or any of its members or officers

Schedule 2 Applications:

2.9 Schedule 2 application should be determined by officers, unless the Nominated Member and Nominated Officer agree to refer it to committee under the Gateway Test within 28 days of the date of the valid registration of the application. For valid planning applications received before 31 October 2026, this 28 day time limit will not apply.

2.10 Applications received before 31st October 2026 where 20 or more valid representations have been received before 31st October 2026 contrary to the Officers recommendation will still be honoured and those applications will go to Planning Committee.

2.10 Schedule 2 applications comprise:

1. An application for listed building consent made under section 10(1) of the Listed Buildings Act (making of applications for listed building consent).
2. An application made under section 19(1) of the Listed Buildings Act (variation or discharge of conditions of listed building consent).
3. An application for planning permission that the authority concerned considers is connected with an application of a kind specified in paragraph 1 or 2.
4. An application for planning permission that is not—
 - (a) a householder application,
 - (b) a minor commercial application, or
 - (c) a minor residential application.
5. (1) An application made under section 73(1) of TCPA 1990 (application to develop land without compliance with conditions previously attached) in respect of which the original planning permission was a Schedule 2 planning permission.

(2) In this paragraph—
“original planning permission” means a planning permission which is the first in a sequence of two or more planning permissions, where the second and any subsequent planning permissions were granted under section 73(1) of TCPA 1990;

“Schedule 2 planning permission” means a planning permission granted pursuant to an application which is of a kind specified in this Schedule.
6. An application made under section 73A(1) of TCPA 1990 (planning permission for development already carried out).
7. (1) In respect of a planning obligation that the authority concerned considers is connected with a Schedule 2 approval—

(a) a request to agree to modify or discharge that obligation under section 106A(1)(a) of TCPA 1990 (modification and discharge of planning obligations);

(b) an application to modify or discharge that obligation under section 106A(3) of TCPA 1990 (modification and discharge of planning obligations).

(2) In this paragraph, “Schedule 2 approval” means any permission, agreement, consent or approval (other than a planning obligation) pursuant to an application which is of a kind specified in this Schedule.
8. A reserved matters approval application in respect of a large outline permission.

9. An application made under regulation 9 (1) of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 (application for express consent to display advertisement).
10. An application made under regulation 16 (1) of the Town and Country Planning (Tree Preservation) (England) Regulations 2012 (application for consent under tree preservation order).

Triaged Applications:

- 2.11 The following categories of application should be determined by officers unless referred to the Planning Committee by the Nominated Member and Nominated Officer in accordance with paragraphs 2.12 and 2.13.

- 2.11.1 An application made under regulation 9(1) of the Town and Country Planning (Control of Advertisements) (England) Regulations 2007 (application for express consent to display advertisement).
- 2.11.2 An application made under regulation 16(1) of the Town and Country Planning (Tree Preservation) (England) Regulations 2012 (application for consent under tree preservation order).
- 2.11.3 An application for listed building consent made under section 10(1) of the Listed Buildings Act (making of applications for listed building consent).
- 2.11.4 An application made under section 19(1) of the Listed Buildings Act (variation or discharge of conditions of listed building consent).
- 2.11.5 An application for planning permission that relates to an application of a kind specified in paragraph 1 or 2.
- 2.11.6 An application for planning permission that is not—
 - (a) a householder application,
 - (b) a minor commercial application, or
 - (c) a minor residential application.
- 2.11.7 (1) An application made under section 73(1) of TCPA 1990 (application to develop land without compliance with conditions previously attached) in respect of which the original planning permission was a Schedule 2 planning permission.
(2) In this paragraph—

“original planning permission” means a planning permission which is the first in a sequence of two or more planning permissions, where the second and any subsequent planning permissions were granted under section 73(1) of TCPA 1990;

“Schedule 2 planning permission” means a planning permission granted pursuant to an application which is of a kind specified in this Schedule.

- 2.11.8 An application made under section 73A(1) of TCPA 1990 (planning permission for development already carried out).
- 2.11.9 (1) In respect of a planning obligation that the authority concerned considers is connected with a Schedule 2 approval—
- (a) a request to agree to modify or discharge that obligation under section 106A(1)(a) of TCPA 1990 (modification and discharge of planning obligations);
- (b) an application to modify or discharge that obligation under section 106A(3) of TCPA 1990 (modification and discharge of planning obligations).
- (2) In this paragraph, ‘Schedule 2 approval’ means any permission, agreement, consent or approval (other than a planning obligation) pursuant to an application which is of a kind specified in this Schedule.

Gateway Test Applications

- 2.12 The Gateway-Test must be applied to a Schedule 2 application, which is not a Triaged Application or is a Triaged Application which has been referred as per paragraph 2.11, to decide whether it needs to be reported to Planning Committee.
- 2.13 The application must meet at least one of the following statutory criteria as determined by the Nominated Member and Nominated Officer when deciding whether a Schedule 2 Application is referred to committee. It must be determined whether, or not, the application raises;
- a) one or more issues of economic, social or environmental significance to the local area; or
- b) one or more significant planning matters having regard to the development plan and any other material considerations.

Residual Schedule 2 Applications

- 2.14 Residual Schedule 2 Applications - The Gateway-Test must be applied to a Schedule 2 application, which is not a Triaged Application, to decide whether it needs to be reported to Planning Committee and a decision record placed on the public register, these include:
1. A reserved matters approval application in respect of a large outline permission.

Own Interest Applications

- 2.15 These are applications made by or on behalf of:

- a) the Council;
- b) a member of the Council;
- c) an officer of the Council; or
- d) the Council or any of its members or officers otherwise has an interest in the application.

2.16 In this context, category (c) Linked Persons is narrowed to only apply to:

- a Senior Officer of the Council; or
- an 'Officer of the Local Planning Authority'.

The first would be defined as Tier 3 level and above.

The second, would be defined as an Officer within the Council who, in the opinion of the Nominated Officer, is closely involved in the day-to-day work of the Council's planning function.

2.17 For any application:

- caught by the above category (c) 'Own-Interest applicant status' criteria; or
- an Own-Interest Application in categories (a), (b) and (d);

Such Own-Interest Applications should only be considered by the Nominated Member and Nominated Officer for referral to and determination by committee if one of the following criteria applies:

- the proposal has been advertised under Article 15 of the DMPO because it does not accord with the provisions of the development plan; or
- one or more material planning considerations are raised that have the potential to have a significant impact.

S106 Agreements

2.18 In the case of where the decision relates to S106 obligation falling outside of the context of a planning application, where connected to an application falling into either Schedule 1 or Schedule 2, the function of determining the agreement should fall into the same tier as the related application.

3 Licensing Committee

3.13 All matters relating to Licensing functions as set out in the relevant legislation are delegated to Officers pursuant to the Chief Executive's Scheme of Delegation to determine other than those matters set out below which shall be the responsibility of the Licensing Committee.

3.14 The Licensing Committee has responsibility for the following: