

APPEALS PERFORMANCE FOR 2008/9

1.0 INTRODUCTION

This report provides information on the current performance of the Council in respect of Planning Appeals.

The context for this information on Planning Appeals in Bury is as follows:-

- The former BVPI (204) recorded the percentage of appeals allowed against the refusal of planning applications. This has not been replaced in the new National Performance Indicators but a Local target of 35% is included within the Council's Best Value Performance Plan.
- The current National average of appeals allowed is 33% (and is consistently between 33% and 36%).

2.0 PLANNING APPEAL DECISIONS 1ST APRIL 2008 TO 31ST MARCH 2009

The number of appeals, in respect of planning applications and advertisements consents, which have been decided is 33 this year which considerably more than last year's figure of 17.

	Appeals lodged	Appeal decisions	No. of appeals allowed	No. W/drawn	% allowed
Committee decision	4	2	1	3	50%
Delegated decision	20	31	7	2	23%
All appeals	24	33	8	5	24%

The appeals "performance" has been above the standards set in the targets and a significant improvement upon last year (24% allowed compared 47%) and also significantly better than the national average.

There were no awards of cost against the Council on planning appeal decisions.

In respect of the Committee decisions, only one appeal concerned a proposal which was refused contrary to the officer recommendation, and this was allowed (see 49441 below).

3.0 COMMITTEE DECISIONS SUBJECT TO APPEAL

Allowed:

49441- 456-462 Bury Old Road, Prestwich (Hours of use for TESCO).

Dismissed:

49334 - Roach Packing, Scobell Street, Tottington (Residential development).

4.0 COMMENT:

The number of appeals lodged and decided has increased significantly on the previous year and the performance against established indicators has also improved significantly.