

CMR11.14 Development Committee motions to refuse an application

The Development Control Committee shall only have delegated power to refuse an application against the clearly expressed advice from the Director Development of Place, if it has acted in accordance with the following:

- (i) If any motion is put to refuse an Application and seconded against officer recommendation, the members proposing and seconding the motion shall set out the planning reason for the motion at the meeting and the rules detailed below at clause (ii), (iii), (iv), (v) and (vi) shall apply:
- (ii) If any such motion is put and seconded, the Chair or Vice-Chair shall before any vote is taken, inform the Committee and the public of these provisions.
- (iii) If the Committee is minded to refuse the application it must pass a resolution stating that on the basis of the consideration to date, it is minded to refuse the application and therefore defers making a decision pending the receipt and consideration of further information from officers clarifying the proposed reasons for refusal, taking into consideration the reasons given by Members.
- (iv) This vote must be recorded, and Members who support it must set out at the meeting, the planning reasons for their provisional view and the evidence that supports it.
- (v) The application shall be placed on the agenda for further consideration at the next meeting of that particular Development Control Committee. At this meeting the Committee shall have the power to determine the application, but, before doing so the Director; Development of Place, having assessed the information provided to them, shall inform the Committee through an update report whether, in their opinion, the reasons advanced are substantial enough for the authority to defend the decision. In light of this additional information members may then determine the application, without being fettered by their vote at the previous meeting.
- (vi) The second vote must also be recorded and any member who votes against the officer recommendation must be willing to appear for the authority and give evidence regarding the reasons for their decision if this is challenged.