

Appendix 2 – Procedure for Planning Applications where a Planning Obligation by Agreement is required

1. Planning Obligations should only be used if it is not possible to control the development by using Planning Conditions or negative Planning Conditions.
2. Where Planning Obligations by Agreement are required, the applicant must conclude this matter within six months of the date of approval of the Committee Report or Report of Handling, unless an alternative timescale is agreed for the Report or the application shall be refused on the basis that, without the planning control/developer contribution to be secured by the Planning Obligation, the proposed development would be unacceptable.
3. The Committee Report or Report of Handling shall include wording to this effect.
4. Alternatively if the applicant is progressing this matter, albeit slowly but is unable to conclude the Planning Obligation within the period required within the Committee Report or Report of Handling the applicant shall be offered the opportunity to enter into a Processing Agreement, if this has not already been taken up, to allow an alternative timescale to be agreed that is suitable to both the applicant and Council.