



# Report to Planning Committee

Key Decision – No

Public/Private – Public

Portfolio – Cumberland Policy and Regulatory Services

Directorate – Place, Sustainable Growth and Transport

Lead Officer – Jane Meek, Assistant Director of Thriving Place and Investment

Title – **SCHEDULE OF APPLICATIONS**

## **Purpose / Summary:**

This schedule contains six parts all of which contain full reports on each application proposal and concludes with a recommendation to the Planning Committee to assist in the formal determination of the proposal or, in certain cases, to assist Members to formulate the Council's observations on particular kinds of planning submissions.

## **Recommendations:**

Officer recommendations are made, and the Committee's decisions must be based upon, the provisions of the Development Plan in accordance with S38(6) of the Planning and Compulsory Purchase Act 2004 <http://www.legislation.gov.uk/ukpga/2004/5/contents> unless material considerations indicate otherwise.

The officer recommendations made in respect of applications included in the Schedule are intended to focus debate and discussions on the planning issues engendered and to guide Members to a decision based on the relevant planning considerations. The recommendations should not therefore be interpreted as an intention to restrict the Committee's discretion to attach greater weight to any planning issue when formulating their decision or observations on a proposal.

## SCHEDULE A – Applications of Strategic Significance.

The proposals within applications in this schedule may have impacts that are of wider significance for the Cumberland Council area as a whole and are therefore strategic by their very nature. In order to reach a recommendation the reports have been prepared having taken into account the following background papers:-

- relevant planning policy advice contained in Government Circulars, National Planning Policy Framework, [National Planning Policy Framework - GOV.UK \(www.gov.uk\)](http://www.gov.uk),
  - Planning Practice Guidance <http://planningguidance.planningportal.gov.uk/> and other Statements of Ministerial Policy;
  - Allerdale Local Plan (Part 1) [adopted allerdale local plan part 1 - final version 151014.pdf](#)
  - Allerdale Local Plan (Part 2) [Local Plan \(Part 2\) \(allerdale.gov.uk\)](http://allerdale.gov.uk)
  - Carlisle District Local Plan 2015-2030 <http://www.carlisle.gov.uk/planning-policy/Local-Plan/Carlisle-District-Local-Plan-2015-2030>;
  - Copeland Local Plan 2013 – 2028 (existing) [Core Strategy and Development Management Policies | Copeland Borough Council](#)
  - Copeland Local Plan 2021-2038 (emerging) Publication Draft [Publication Draft document | Copeland Borough Council](#)
  - Copeland Local Plan 2021-2038 Publication Draft Addendum
  - [Copeland Local Plan 2021-2038: Publication Draft Addendum | Copeland Borough Council](#)
  - Cumbria Minerals and Waste Local Plan 2015 – 30 - [Cumbria Minerals and Waste Local Plan \(MWLP\) | Cumberland Council](#);
  - Conservation Principles, Policies and Guidance – <https://historicengland.org.uk/advice/constructive-conservation/conservation-principles/>
  - Enabling Development and the Conservation of Significant Places <https://historicengland.org.uk/images-books/publications/enabling-development-and-the-conservation-of-significant-places/>
- Flood risk assessments: climate change allowances  
<https://www.gov.uk/guidance/flood-risk-assessments-climate-change-allowances>

- Consultee responses and representations to each application;
- [Search planning applications | Cumberland Council](#)
- Cumbria Landscape Character Guidance and Toolkit [Landscape Conservation | Cumberland Council](#)
- Natural Environment and Rural Communities Act (2006)  
<http://www.legislation.gov.uk/ukpga/2006/16/contents>
- Wildlife and Countryside Act 1981 <http://www.legislation.gov.uk/ukpga/1981/69>
- Community Infrastructure Levy Regulations 2010  
<http://www.legislation.gov.uk/ukdsi/2010/9780111492390/contents>
- EC Habitats Directive (92/43/EEC)  
[http://ec.europa.eu/environment/nature/legislation/habitatsdirective/index\\_en.htm](http://ec.europa.eu/environment/nature/legislation/habitatsdirective/index_en.htm)
- Equality Act 2010  
[http://www.legislation.gov.uk/ukpga/2010/15/pdfs/ukpga\\_20100015\\_en.pdf](http://www.legislation.gov.uk/ukpga/2010/15/pdfs/ukpga_20100015_en.pdf)
- Manual For Streets 2007  
[https://www.gov.uk/government/uploads/system/uploads/attachment\\_data/file/341513/pdfmanforstreets.pdf](https://www.gov.uk/government/uploads/system/uploads/attachment_data/file/341513/pdfmanforstreets.pdf)
- Where an application is recommended for approval, a condition on each application details the relevant application documents. Where an application is recommended for refusal an informative note will list the relevant application documents.

## **SCHEDULES B, C & D – Regional Applications**

There are 3 regions within the Cumberland Council area:

- Schedule B – Allerdale Region;
- Schedule C – Carlisle Region;
- Schedule D – Copeland Region.

For the initial reporting of planning applications, the three regional teams follow the local planning authority boundaries of the previous authorities and applications are reported where the proposed development may impact on the region as a whole or have specific circumstances which would require a committee decision rather than delegated to officers. The background documents for these applications are as detailed for Schedule A and in particular:

### **Schedule B:**

- Allerdale Local Plan (Part 1) [adopted allerdale local plan part 1 - final version 151014.pdf](#)
- Allerdale Local Plan (Part 2) [Local Plan \(Part 2\) \(allerdale.gov.uk\)](#)

### **Schedule C:**

- Carlisle District Local Plan 2015 – 30 -  
<https://www.carlisle.gov.uk/planning-policy/Adopted-Plans/Carlisle-District-Local-Plan-2015-2030>;

### **Schedule D:**

- Copeland Local Plan 2013 – 2028 (existing)  
[Core Strategy and Development Management Policies | Copeland Borough Council](#)
- Copeland Local Plan 2021-2038 (emerging) Publication Draft  
[Publication Draft document | Copeland Borough Council](#)
- Copeland Local Plan 2021-2038 Publication Draft Addendum
- [Copeland Local Plan 2021-2038: Publication Draft Addendum | Copeland Borough Council](#)

### **SCHEDULE E – Applications in respect of Public Footpaths**

In order to reach a recommendation the reports have been prepared having taken into account the following background papers:-

- Highways Act 1980
- Wildlife and Countryside Act 1981
- Town and Country Planning Act 1990 (as amended)

### **SCHEDULE F – Applications in respect of Commons Registrations**

In order to reach a recommendation the reports have been prepared having taken into account the following background papers:-

- Commons Act 2006.
- Commons Registration (England) Regulations 2014.
- Defra Part 1 of the Commons Act 2006: Guidance to Commons Registration Authorities and the Planning Inspectorate 2015.
- Commons Registration Act 1965.
- Common Land (Rectification of Registers) Act 1989.

### **SCHEDULE G – Applications determined by other authorities**

These applications have been determined by organisations outside of Cumberland Council e.g. determination of a planning appeal by the Planning Inspectorate or Secretary of State

If you are in doubt about any of the information or background material referred to in the Schedule you should contact the Head of Service for the regional team, or the Case Officer for the Planning Application.