

### SCHEMES OF DELEGATION OF FUNCTIONS RECORD OF DECISION

#### 1. Scheme Information:

- |    |   |                |
|----|---|----------------|
| a. | Decision Reference Number:  | CMM-PLG-15-372 |
| b. | Decision Type (Proposed or Actual):   | Actual         |
| c. | Scheme under which decision is to be made   | B2             |
| d. | Paragraph Number:   | 6.1            |
| e. | Does this Decision contain Exempt Information?<br>If so, provide details with reference to paragraph(s) 12 to 18, Part 4 and paragraphs 19 to 21, Part 5 Schedule 12A, Local Government Act 1972. | No.            |
| f. | Does this Decision contain "Confidential information":  | No.            |

#### 2. Details of Decision (including: Any public interest test undertaken in relation to Part 1(e) above; equalities implications and details of any assessment undertaken)

Application P/15/576/RLX requests the removal of an occupancy restriction imposed by a Section 52 Agreement attached by planning consent 82/482 - New Bungalow - Tirycoed, Heol Goedog, Cefn Cribwr

#### 3. Reason for Decision (including any reasons for urgency which led to the implementation of the decision before the preparation of this record or before the expiry of 3 working days after the publication of the decision to which call-in provisions apply):

Having regard to the information contained within the application, the circumstances that led to the granting of the bungalow in the first instance, and the unsuccessful attempts to find an eligible buyer, there is no compelling evidence to justify the retention of the occupancy restriction imposed by the legal agreement attached to 82/482. It is, therefore, concluded that there is no objection from a planning perspective to remove the restriction imposed by the Section 52 Deed.

In order to remove this Deed, there is a need to enter into another Deed which would be between the Council and the landowner(s), to the effect that the Section 52 Deed is of no further effect. Once such a deed is executed, the original entry can be removed from the

Local Land Charges Register. Rod Jones (BCBC Solicitor) has requested that this Form 4 is issued in connection (email received 28/10/2015)

**4. Details of Consultation undertaken prior to the decision or, if none reasons why none undertaken:**

Rod Jones (BCBC Solicitor)

**5. Details of any interest declared in relation to the decision:**

**a. by any Cabinet Member consulted in relation to the Decision:**

None.

**b. by any Cabinet Member who would have been the Decision maker except for the declaration of such an interest:**

None.

**c. details of any dispensation granted by the Standards Committee in respect of interest declared:**

None.

**6. Contact Details:**

**Case Officer**

**Decision-Maker**

**a. Name:**

Eilian Jones

Julie Jenkins

**b. Job Title/Role:**

Planning Officer

DC Team Leader

**c. Telephone Number:**

+3171

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**d. E-mail Address:**

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[Julie.jenkins@bridgend.gov.uk](mailto:Julie.jenkins@bridgend.gov.uk)

**e. Date Decision made: 29 October 2015**

**f. Signature:**

**Notes:**

1. Electronic copies of this form must be sent to Democratic Services - Committees (cabinet\_committee) & Member Services (membersbcbc).

**7. Decision Administration Information (Cabinet & Committee Services use only)**

a. **Date received**

b. **Confirmation of Urgency**

c. **Date published**

d. **End of Call - In period (Scheme A & B1 only)**

e. **Decision Called in.**

f. **Effective date of Decision.**

