

**PLANNING COMMITTEE**

6 February 2019

10.00 - 11.10 am

**Present:** Councillors Smart (Chair), Blencowe (Vice-Chair), Baigent, Green, Hipkin, McQueen, Nethsingha, Page-Croft, Thornburrow and Tunnacliffe

**FOR ADOPTION BY THE COUNCIL****19/26/Plan LGO Complaint Ref 17 003 486**

The Committee received a report from the City Development Manager stating the LGO had upheld a complaint relating to the Council referencing the wrong plans on the decision notice to a planning permission.

In Summary the Ombudsman's final decision was as follows:

The Council should have referenced revised plans submitted in association with a planning application. These plans indicated a transfer of land from the application site to the complainant, for the purpose of enlarging their existing garden. The Ombudsman recognised the complainant's strong feeling of injustice due to the Council's actions and that referencing the wrong plans was a significant administrative fault. The Ombudsman accordingly found injustice in the time and trouble taken by the complainant in pursuing their complaint.

The Committee:

**Resolved unanimously** to accept the officer recommendation to note that:

- i. The LGO had upheld a complaint relating to a private property.
- ii. In these circumstances the Head of Legal Practice as the Council's Monitoring Officer has an obligation to report the findings to Council and that Committee is satisfied with the action that has been taken (set out in Section 4 of the Officer's report).