

ANGUS COUNCIL

DEVELOPMENT STANDARDS COMMITTEE – 10 JUNE 2025

MEMBERSHIP OF THE DEVELOPMENT MANAGEMENT REVIEW COMMITTEE

REPORT BY THE ACTING DIRECTOR OF LEGAL, GOVERNANCE AND CHANGE

1. ABSTRACT

- 1.1 This Report details the remit and composition of the Development Management Review Committee (DMRC) and requests that appointments to the DMRC are made.

2. ALIGNMENT TO THE COUNCIL PLAN

- 2.1 The contents of this Report contribute to the achievement of all priorities set out in the Council Plan 2023 – 2028 and in particular:

- Angus Council is efficient and effective.

3. RECOMMENDATIONS

- 3.1 It is recommended that the Development Standards Committee:

- (i) notes the remit and composition of the Development Management Review Committee as detailed below in Section 6;
- (ii) considers the information provided at Section 7 and either:
 - appoints six members of the Development Standards Committee to the Development Management Review Committee; or
 - refers the matter to Angus Council to consider a change in membership to achieve political proportionality; and
- (iii) elects a Convener and Vice-Convener of the Development Management Review Committee from the six members, should members determine to appoint on the basis of 6 members at this meeting.

4. BACKGROUND

- 4.1 At a Special meeting of Angus Council held on 22 April 2025, a motion to form a new administration was considered. The motion was carried by 14 votes to 13 and therefore became the finding of the meeting.
- 4.2 As part of the motion, it was agreed that all political appointments, including those of the DMRC, would become vacant and the removal of existing appointments would be with immediate effect. It was agreed that a Special meeting of Angus Council be held as soon as practicable to consider the appointments to all Standing Committees including the appointment of Conveners and Vice-Conveners.

5. CURRENT POSITION

- 5.1 Following the Special meeting of Angus Council on 8 May 2025, where appointments to Standing Committees were agreed, the Development Standards Committee are now required, as per the Council's Scheme of Governance, to appoint members to the DMRC.

6. REMIT AND COMPOSITION OF THE DEVELOPMENT MANAGEMENT REVIEW COMMITTEE

- 6.1 As per the Council's Scheme of Governance, the following functions of the Council are delegated to the DMRC:-

Remit

The consideration and determination of appeals against a decision of the planning authority in relation to a planning application in accordance with the provisions of the Town & Country Planning (Scheme of Delegation and Local Review Procedure) (Scotland) Regulations 2013 and of the Town & Country Planning (Development Management Procedure) (Scotland) Regulations 2013.

Composition

The DMRC shall consist of 6 members to be drawn from the membership of the Development Standards Committee. Substitutes for the DMRC are to be drawn from the Development Standards Committee.

7. PROPOSALS

- 7.1 Standing Order 31(5) and 33(1) provide that in appointing members to Committees and Sub-Committees, the Council “shall, so far as possible, give effect to the principles regarding political balance set out in the 1989 Act”.
- 7.2 The Committee is advised that in applying the new allocations to the Development Management Review Committee, it is not possible to achieve political proportionality with the current membership of 6 members. Consequently, members are advised that if the Committee wish to consider a change to the membership of the Committee, the matter will require to be considered at the next meeting of Angus Council. The phrase “as far as possible” does provide some flexibility in appointments to Committees and Sub-Committees and the Committee may appoint on the basis on 6 members as provided for in the Scheme of Governance.

8. FINANCIAL IMPLICATIONS

- 8.1 There are no financial implications arising from the Report.

9. RISK MANAGEMENT

- 9.1 This Report does not require any specific risk issues to be addressed.

10. ENVIRONMENTAL IMPLICATIONS

- 10.1 There are no direct environmental implications arising from the recommendations of this Report.

11. EQUALITY IMPACT ASSESSMENT, HUMAN RIGHTS AND FAIRER SCOTLAND DUTY

- 11.1 A screening assessment has been undertaken and a full Equality Impact Assessment is not required for the following reason:

There are no direct equality implications in terms of this Report as its recommendations have no differential impact on those with protected characteristics.

12. CHILDREN’S RIGHTS AND WELLBEING IMPACT ASSESSMENT

- 12.1 A Children’s Rights and Wellbeing Impact Assessment has been undertaken and a full assessment is not required as the “General Principles” do not apply to this proposal.

13. CONSULTATION

- 13.1 The Director of Finance and the Chief Executive have been consulted in the preparation of this Report.

NOTE: No background papers, as detailed by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) were relied on to a material extent in preparing the above Report.

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