



# Use of Conditions: necessary, precise and enforceable?

## Event Details

*"The objectives of planning are best served when the power to impose conditions on a planning permission is exercised in a way that is clearly seen to be fair, reasonable and practicable." (PPG: Use of Conditions)*

This popular workshop is suitable for anyone involved in drafting conditions or in monitoring and enforcing them. It offers a unique opportunity for everyone involved with conditions to get together to discuss and understand the common issues and potential problems.

Efforts to front-load the application process with the introduction of local information lists were intended to reduce the need for back-loading applications with conditions, but this has not always been effective. NPPF2 stresses that planning conditions should be kept to a minimum and that if LPAs can agree conditions early in the process it will be beneficial to all parties, speed up decision making and avoid having to seek the agreement of the applicant to pre-commencement conditions. However, there can be issues with the scope and wording of conditions that consultees would like to see imposed and it is now Government policy that pre-commencement conditions should be avoided unless there is clear justification. This workshop will look at these topics as well as ensuring that the essential elements of "conditioning" and justifying conditions with sound planning reasons are thoroughly considered. There will be opportunities to look at a wide range of drafting, interpretation and enforcement issues and whether authorities are paying sufficient attention to the format of that most important document - the actual planning permission.

LPAs are now required to consider producing Local Enforcement Plans which include explaining how they will monitor the implementation of planning permissions, so this workshop will look at the problems involved in monitoring and securing compliance with conditions, including:

- What is a "genuine" pre-commencement condition? What are the implications if it is not complied with?
- some types of condition and the relevant "immunity" periods.
- tools to ensure compliance with conditions.

The workshop will conclude by looking at ways of all working together to improve effectiveness.

Techniques used will include presentations by the Workshop Presenter, group work and discussion sessions. Relevant case law will be considered throughout the day. The course group size is limited to allow maximum benefit and participation, and there will be ample opportunities to consider participants' questions and concerns.

9.15am - 4.15pm

26 September 2019

Venue

The Wesley, London

The Wesley is conveniently located very close to a range of underground stations and within easy reach of Euston and King's Cross mainline stations.

Presenter

Vivien Green

Vivien Green is a freelance Planning Consultant with an extensive range of clients. Prior to establishing her consultancy in 1992, she worked for a number of local authorities, focusing primarily on development control and development plan work. Vivien has extensive experience of presenting training workshops on an in-house and inter-authority basis, focusing in particular on front-end processes such as validation and on permitted development and enforcement. She is also known to many people involved in planning enforcement through TRA's certificated training programme in Planning Enforcement, originally developed in conjunction with Cambridge University.

Price

£ 300 + VAT

Prices include tuition, course documentation, teas/coffees and lunch.

## Bookings

Early booking is advised as numbers are limited. Provisional bookings can be made either by telephone on 01204 385678 or online at [www.tra-ltd.co.uk](http://www.tra-ltd.co.uk). Provisional bookings will be held for 14 days without written confirmation.

## Block booking scheme

A discount of between 10 and 15% is available for a block-booking of 2 or more places (split over any number of events in the inter-authority programme). Full details are available on our website.

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