

Short Form Unit Details

Unit Title	Planning Procedure and Law
Level	2
Reference No. (<i>showing level</i>)	LTP 2.159
Credit Value	15 CAT points
Student Study Hours	Contact hours: 45 Student managed learning hours: 105
Pre-requisite learning	Successful completion of all Level 1 units or equivalent
Co-requisites	None
Excluded combinations	None
Unit co-ordinator	Margaret Hollins
Faculty/Department	Arts and Human Sciences / Urban Environment and Leisure Studies
Short Description	The unit deals with the law relating to the planning control system and its associated procedures.
Aims	<p>The aim of this unit is to provide students with a ranging and stimulating introduction to the operation of the planning system focusing on the institutional and legal framework and process of decision-making, including the relationship between private sector applicants and the LPA.</p> <p>The unit aims to provide students with a knowledge and understanding of the legislation relating to land use planning and with the skills to find and interpret the law and apply it in practice.</p>
Learning Outcomes	<p>Knowledge and Understanding: At the end of this unit students should be able to demonstrate competence in the following areas:</p> <ul style="list-style-type: none"> • interaction of central government, local government (and other local planning authorities) on planning matters • appreciation of how the development plan system seeks to guide development decisions • knowledge of the main primary and subordinate legislation • understanding of the legal and administrative framework within which planning decisions are made and how the public can influence such decisions • understanding of the mechanics of the planning committee. <p>Intellectual Skills:</p> <ul style="list-style-type: none"> • ability to identify relevant planning issues related to forward planning, development control and enforcement and put forward convincing and well reasoned recommendations. <p>Practical Skills:</p> <ul style="list-style-type: none"> • be able to communicate understanding in both oral and written form • be able to read, understand and critically appraise relevant law and related policy. <p>Transferable Skills:</p> <ul style="list-style-type: none"> • legal analysis and interpretation • problem solving • written communication skills • research skills.
Employability	Student who complete this unit successfully will have acquired a good understanding of planning law and procedure that underpins the range of activities carried out by planning professionals.
Teaching and learning pattern	The unit is delivered through weekly lectures, classroom exercises and seminars. Lectures will be provided as a framework in which students will research issues both individually and in groups. Student activities may include workshops, discussions, problem-solving exercises and seminar

	<p>presentations.</p> <p>Students are also expected to attend a planning committee meeting of their choice.</p>
Indicative content	<p>Town and Country Planning Legislation in Britain; the Town and Country Planning Act 1990, Planning and Compensation Act 1991, the Use Classes Order 1987, General Permitted Development Order 1995, conservation and listed building controls, advertisement controls, environmental impact assessment; reforms introduced under the Planning and Compulsory Purchase Act 2004.</p> <p>Planning guidance of central government: PPSs and PPGs, RSSs and RPGs, circulars; relationship with legal framework. Planning policies of local government: legal mechanisms; local development frameworks, unitary development plans, structure plans, local plans,.</p> <p>The role of courts, central government, local government, professional planners and other experts in the planning system; impact of case law, relationship with legislation and policy.</p> <p>The day to day control of development; the need for planning permission, making recommendations and decisions, conditions and refusal reasons, enforcement, planning appeals, public inquiries, publicity for planning applications, Section 106 agreements and unilateral undertakings; planning contributions under the Planning and Compulsory Purchase Act 2004</p>
Assessment <i>Elements & weightings</i>	<p>Assessment is by coursework (50%) and exam (50%). The coursework may consist of an essay, case study or problem solving exercise or a combination of these elements, further details to be provided. Coursework will be marked by criteria previously communicated to the students and will include an appreciation of legal reasoning and analysis, and writing skills.</p> <p>Students sit a 2 hour exam paper answering two questions.</p>
Indicative Sources <i>(Reading lists)</i>	<p>MOORE, V., (2007), <u>A Practical Approach to Planning Law</u>, 10th edition, OUP (Oxford University Press)</p> <p>TELLING, & DUXBURY, (2006), <u>Planning Law and Procedure</u>, 13th edition, OUP</p> <p>DCLG, DEFRA, DTI, DoT, (2007) <u>Planning for a Sustainable Future</u> White Paper, Cm 7120, HMSO (downloadable from www.communities.gov.uk)</p> <p>PPS 1 (2005) Delivering Sustainable Development, TSO (The Stationery Office) (downloadable from www.communities.gov.uk)</p> <p>Morgan & Nott, 1995, <u>Development Control: Law, Policy and Practice</u>, 2nd edition, Butterworths</p> <p>Journal</p> <p>Journal of Planning and Environment Law</p> <p>Legal databases:</p> <p>Lawtel</p> <p>LexisNexis</p> <p>Westlaw</p>