

Our Ref.: RA/2015_AR_DCLG

28 May 2015

Mr Steve Quartermain
Chief Planner
Department for Communities and Local Government
Eland House
Bressenden Place
London SW1E 5DU



Dear Mr Quartermain,

The Theatres Trust Annual Return to the Department of Communities and Local Government

Background

Under the provisions within the Planning and Compulsory Purchase Act 2004 and in accordance with Article 23 of the Town and Country Planning (Development Management Procedure) (England) Order (DMPO) 2015, The Theatres Trust, as a statutory consultee, is required to:

- a) provide a *substantive response* to consultations on pre-planning and registered planning applications within 21 days upon receipt of the documentation forming the consultation; and
- b) submit a *report (Annual Return)* to the Secretary of State in compliance with the provisions under the Planning and Compulsory Purchase Act 2004 and the DMPO 2015.

Provide a substantive response

Under Section 54 of the Planning and Compulsory Purchase Act 2004, The Theatres Trust is required as a statutory consultee to provide a substantive response to planning consultations. A substantive response is one which:

- states that the consultee has no comment to make;
- states that, on the basis of information available, the consultee is content with the development proposed;
- refers the consultor to current standing advice by the consultee on the subject of the consultation' or
- provides advice to the consultor.

Theatres Trust consultee status

England: The Theatres Trust delivers statutory planning advice on theatre buildings and theatre use in England through The Town and Country Planning (Development Management Procedure) (England) Order 2015 (DMPO), Schedule 4, Para (x), that requires the Trust to be consulted by local authorities on planning applications which include 'development involving any land on which there is a theatre'.

Wales: The Theatres Trust delivers statutory planning advice on theatre buildings and theatre use through the Town and Country Planning (Development Management Procedure) (Wales) Order 2012, Article 14, Part 3 (Paragraph (r) of Schedule 4) definition, which states that the Trust should be consulted in relation to any 'development involving any land on which there is a theatre.'

Protecting theatres for everyone

Director Mhora Samuel **Chair** Tim Eyles
Trustees Nick Allott OBE, Dara Ó Briain, Ruth Eastwood, Tim Foster, Oliver Goodwin, Prof Gavin Henderson CBE, Jerry Katzman, Dame Penelope Keith DL, Judith Mellor OBE, Peter Roberts, Matthew Rooke, Simon Ruddick, Ann Skippers, Anna Stapleton

The National Advisory Public Body for Theatres
The Theatres Trust Charitable Fund co-operates with The Theatres Trust, has the same Trustees and is registered as a charity under number 274697

ANNUAL RETURN

The purpose of the Annual Return is to provide the Department of Communities and Local Government (DCLG) with The Theatres Trust's performance in meeting its statutory deadlines in terms of the number of consultation requests received at the pre-application and registered planning application stages and the number of such consultation requests which were responded to within 21 days or within an agreed time frame.

Set out below, therefore, are tables and statistics for the period between 01 April 2014 and 31 March 2015 demonstrating the number of pre-planning and registered planning application consultations in England and Wales received by The Theatres Trust and compliance within the 21 day or agreed extended deadline from the Local Planning Authority.

The number of pre-planning and registered planning application consultation requests within the reporting period: 01 April 2014 to 31 March 2015 received by The Theatres Trust.

Consultation Type	England	Wales
The number of consultation requests received from local planning authorities (England and Wales) on registered planning applications	115	2
Number of consultation requests from local planning authorities (England and Wales) at the pre-planning application stage	2	0
Number of consultation requests from developers (England and Wales) at the pre-planning application stage	5	0
Total	122	2

Statistics

During the period between 01 April 2014 to 31 March 2015 The Theatres Trust received a total of 124 pre-planning and registered planning application consultations in England and Wales. 122 were from England and 2 were from Wales. Pre-planning application consultations equated to 5.5% of the total number of consultations by The Theatres Trust during the period.

Timeliness of responses on registered pre-planning and planning application consultations

	Registered application		Pre-planning application		Total	Total
	No.	%	No.	%	No.	%
Total number of application consultations dealt within 21 days	113	96.6	7	100	120	96.8
Total number of application consultations dealt within an agreed extended deadline	3	2.6	0	0	3	2.4
Total number of application consultations in Non-compliance within 21 days or agreed deadline	1	0.8	0	0	1	0.8
Total	117	100%	7	100%	124	100%

Statistics

During the period between 01 April 2014 to 31 March 2015, The Theatres Trust provided a substantive response to 124 pre-planning and registered planning application consultations and responded to 120 consultations within the statutory deadline of 21 days. This equates to 96.8% of the total consultations received. The Theatres Trust also provided a substantive response to 3 consultations (equates to 2.4% of the total consultations) where the 21 day deadline had been extended by agreement of the local planning authority. Overall, The Theatres Trust provided a substantive response to a total of 123 pre-planning and registered planning application consultations either within the statutory deadline of 21 days or extended by agreement.

This equates to an overall response rate of 99.2% within the statutory deadline of 21 days or extended by agreement during the period between 01 April 2014 to 31 March 2015.

Local and Neighbourhood Planning

During the period between 01 April 2014 to 31 March 2015, The Theatres Trust provided a substantive response to 8 Local Plan consultations in Wales, 276 Local Plan consultations in England, and 5 Neighbourhood Plan consultations within the deadlines provided.

The Neighbourhood Planning (General) Regulations came into force on 6 April 2012. Provision within the regulations requires The Theatres Trust to be consulted on Neighbourhood Development Orders and Community Right to Build Orders because the Trust is a consultation body specified within Schedule 1 (b). The Trust does not wish to be consulted on all Development orders or Community right to build orders, only where there is an existing theatre or one is proposed. The Theatres Trust were not consulted on any Neighbourhood Development Orders and Community Right to Build Orders during the period between 01 April 2014 to 31 March 2015.

Please do not hesitate to contact us if we may be of further assistance.

Yours sincerely,



Ross Anthony
Planning Adviser