

HAMBLETON DISTRICT COUNCIL

Report To: Cabinet
18 March 2014

Subject: **HAMBLETON LOCAL DEVELOPMENT FRAMEWORK**

**All Wards outside North York Moors National Park
Portfolio Holder for Housing, Planning and Waste Management: Councillor Brian Phillips**

1.0 PURPOSE AND BACKGROUND:

- 1.1 The Planning and Compulsory Purchase Act 2004 placed a requirement on local planning authorities to produce a Local Development Scheme (LDS). The purpose of this is to provide a timetable for the preparation of Local Plan/Local Development Framework (LDF) documents.
- 1.2 The previous Local Development Scheme (March 2009) covered the preparation of the LDF. The full suite of LDF documents has been adopted by the Council, the last one being the Allocations Development Plan Document in December 2010.
- 1.3 On 8 October 2013 Cabinet agreed for a partial review of the LDF to be carried out, the initial scope and timetable of which was laid out in that report. A new Local Development Scheme is therefore required to cover this work. The Local Development Scheme can be maintained by updating it on our website as there is now no longer a requirement to submit it to the Secretary of State.

2.0 LINK TO COUNCIL PRIORITIES:

- 2.1 The relevant Council priorities which this Local Development Scheme relates to include the following:
- To meet the housing needs of all sections of the local community by providing an adequate amount and range of housing, including affordable housing
 - To ensure that the Planning Service supports the sustainable economic growth and development of the District

3.0 RISK ASSESSMENT:

- 3.1 There are no risks in approving the recommendation.
- 3.2 The key risk is in not approving the recommendation is as shown below:-

Risk	Implication	Prob*	Imp*	Total	Preventative action
The LDF Review is not prepared in accordance with the published Local Development Scheme, as required by section 15 of the Planning and Compulsory Purchase Act	The Review could fail legal compliance test at examination	3	5	15	Publish the revised Local Development Scheme

Prob = Probability, Imp = Impact, Score range is Low = 1, High = 5

3.3 Overall the risk of agreeing with the recommendation outweighs the risks of not agreeing it and is considered acceptable.

4.0 FINANCIAL IMPLICATIONS:

4.1 There are no financial implications associated with this recommendation.

5.0 LEGAL IMPLICATIONS:

5.1 Failure to prepare a Local Plan Development Plan Document in accordance with a published Local Development Scheme could result in a legal compliance failure at examination.

6.0 EQUALITY/DIVERSITY ISSUES:

6.1 None

7.0 RECOMMENDATION:

7.1 It is recommended that Cabinet approves the Local Development Scheme for publication and recommends this to Council.

MICK JEWITT

Background papers: Annex A, Local Development Scheme March 2014

Author ref: CS

Contact: Christopher Stanek
Author – Planning Policy Officer
Direct Line No – 01609 767150

HAMBLETON DISTRICT COUNCIL
LOCAL PLAN
LOCAL DEVELOPMENT SCHEME
MARCH 2014

Introduction

The Planning and Compulsory Purchase Act 2004 placed a requirement on local planning authorities to produce a Local Development Scheme (LDS). The LDS sets out a timetable for the production of Local Development Documents (LDDs) which make up the Council's Local Plan. The LDS must include certain types of LDDs, namely Development Plan Documents (DPDs) and a Statement of Community Involvement (SCI)

Current Local Development Documents

In the system which was brought in under the 2004 Act the Local Plan was known as the Local Development Framework (LDF). Under the LDF the Council has adopted a full suite of DPDs and a SCI. These documents are listed below:

- Core Strategy DPD – Adopted 2 April 2007
- Development Policies DPD – Adopted 26 February 2008
- Allocations DPD – Adopted 21 December 2010
- Proposals Map DPD – Adopted 21 December 2010
- Statement of Community Involvement – Adopted 23 July 2013

Under the LDF the Council has also produced the following additional LDDs known as Supplementary Planning Documents (SPDs):

- Affordable Housing SPD – Adopted 24 June 2008
- Sustainable Development SPD – Adopted 22 September 2009
- Domestic Extensions SPD – Adopted 22 December 2009
- Conservation Area Appraisals SPDs – Adopted 21 December 2010
- Open Space, Sport and Recreation SPD – Adopted 22 February 2011

The Council also produces annually the Authority Monitoring Report (AMR), which charts the performance of policies and programmes laid out in the adopted LDF documents, and the Strategic Housing Land Availability Assessment (SHLAA), which identifies a deliverable 5 year housing land supply.

National Planning Policy Framework (NPPF)

In March 2012 the Government published the National Planning Policy Framework (NPPF). This document refers to the scope for amending Plans and for the undertaking of partial Plan reviews, allowing local planning authorities to focus on specific issues in order to respond to changing circumstances (NPPF paragraph 153). In view of the NPPF and the need for an up to date Plan, the Council has decided to undertake a partial Plan review. This will officially be referred to as the Local Plan Focused Review DPD (LPFR) and is set to review certain policies of the adopted LDF.

Policy Areas for Review under the LPFR

- Sustainable Development (Policy CP1 and CP2)
- Settlement Hierarchy (Policy CP4)
- Affordable Housing and Rural Exception Sites (Policy CP9 and CP9A)

- Housing Mix (Policy DP13)
- Rural Economic Development (Policy DP25)
- Town Centre Uses (Policy DP21 and DP23)
- Sustainable Energy (Policy CP18 and DP34)

The LPFR, in conformity with the NPPF, will result in the replacement of these existing adopted LDF policies from the Core Strategy DPD and the Development Policies DPD, plus consequential changes to other policies. It is not intended to review policies contained within the Allocations DPD other than those contained within Annex 5; the Proposals Map, as this is a shared annex with the Development Policies DPD. The LPFR will therefore, along with the remaining adopted LDF policies, form the Development Plan for the area.

Other Policy Areas for Review

In addition to reviewing Core Policies and Development Policies within the adopted DPDs, for consistency and to assist Plan users the Council will also be producing/revising the following supporting Local Development Documents (LDDs):

- Community Infrastructure Levy - **NEW**
- Affordable Housing SPD - **REVISED**
- Public Open Space, Sport & Recreation SPD - **REVISED**
- Sustainable Development SPD – **REVISED**

Sustainability Appraisal/Strategic Environmental Assessment

All Development Plan Documents (DPDs) must be subject to a Sustainability Appraisal (SA) and Strategic Environmental Assessment (SEA); and all Supplementary Planning Documents must be Screened to see if they require SA/SEA. As part of this policy review work therefore, a SA/SEA will be carried out for the LPFR and Screening will be needed for the SPDs that are to be revised.

Evidence Gathering

The NPPF states that Plans should be based on an up to date and robust evidence base. Therefore to help inform the LPFR in its policy areas listed above, the Council has commissioned the following key technical evidence base work in addition to work in-house:

- Housing Needs Update
- Affordable Housing Viability
- Employment Land Review
- Economic Study
- Retail and Town Centre Uses Study

These studies, which will be published on the Council's website, are also expected to provide the Council with sufficient robust and objectively assessed evidence with which to support the continued application of certain existing policies, as well as in maintaining the delivery of sites in the adopted Allocations DPD.

Consultation/Community Engagement

The Council's Statement of Community Involvement (SCI), which was adopted in July 2013, sets out how people and organisations can get involved in planning. Part three of the SCI, titled 'Influencing the Local Plan and Planning Policy', sets out how and when the Council will engage with people and communities as part of the preparation of its Plans and Policies. Throughout the preparation of the LPFR the Council will consult with individuals, local communities, businesses and statutory bodies. The responses to these consultations will be reviewed by the Council and considered in full before the final version of the Plan is submitted to the Planning Inspectorate for independent examination. For more information on the SCI visit hambleton.gov.uk/sci.

Duty to Cooperate

The Localism Act 2011 placed a new duty to cooperate on local planning authorities, requiring them to cooperate with neighbouring authorities and other bodies with which they share strategic cross-boundary issues. This cooperation should be seen as a key collaborative thread running through the entire plan making process. Hambleton will continue to fulfil its duty in the following ways:

It will respond to consultations from other adjoining planning authorities on the preparation of their policy documentation and evidence base gathering.

It will consult with adjoining planning authorities on the preparation of its plans and policies from the initial stages and on studies which will form the evidence base that will underpin those plans.

It will continue to engage with other local planning authorities and statutory bodies through participation of the following strategic planning forums:

- Tees Valley Development Plans Forum
- North Yorkshire and York Spatial Planning and Transport Board
- North Yorkshire and York Development Plans Forum
- North Yorkshire Planning Officers Group
- York, North Yorkshire and East Riding Local Enterprise Partnership

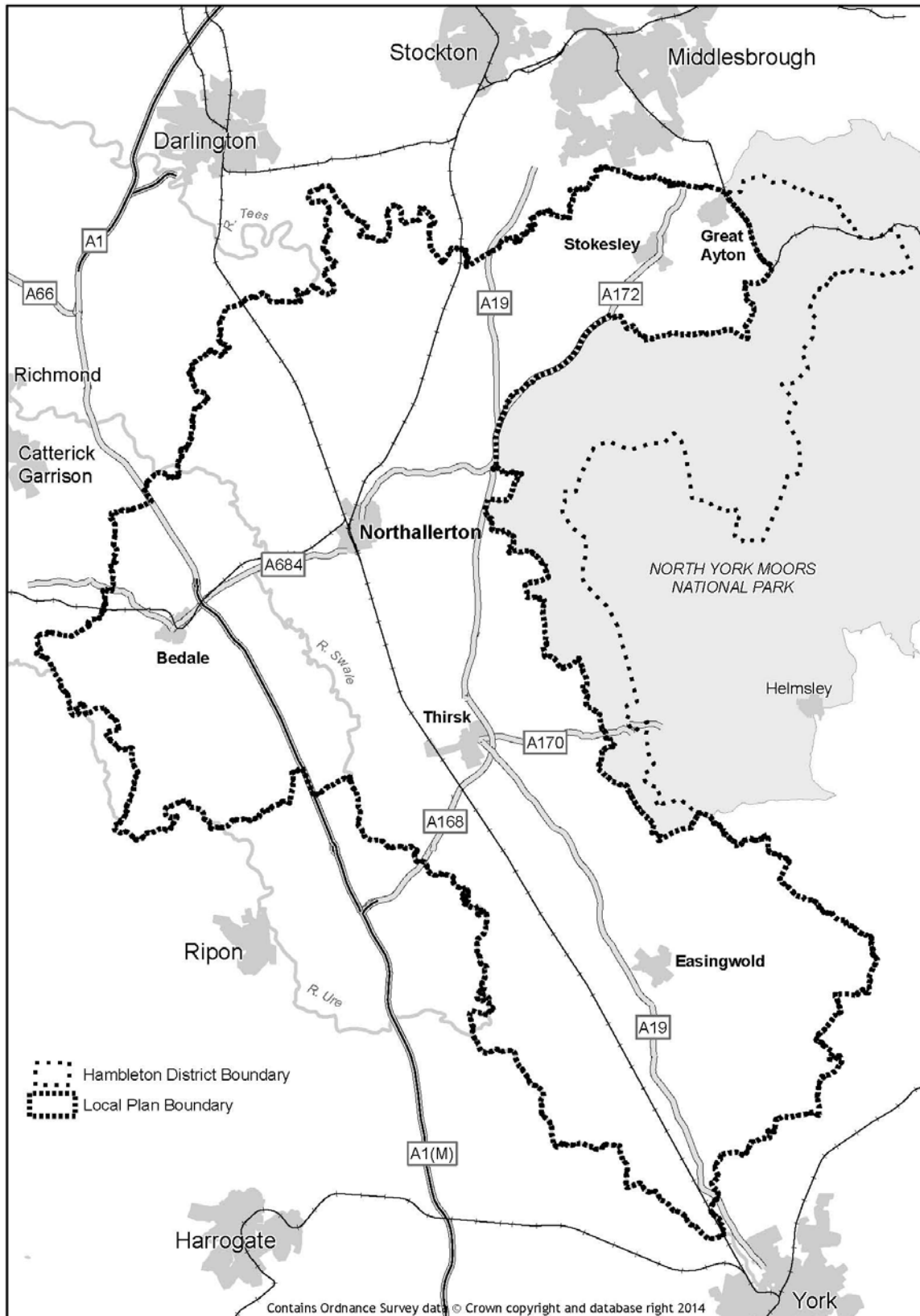
It will also continue to work in a collaborative way with other local planning authorities and statutory bodies through face to face meetings, telephone calls and email communication.

Neighbourhood Planning

The Council has a duty to assist and is committed to working with communities to bring forward Neighbourhood Plans which will help to deliver real benefits to those communities. The Council has been working with three Parish Councils which are at varying stages of preparing Plans for their areas.


- Appleton Wiske Neighbourhood Plan - **NEW**
- Huby Neighbourhood Plan - **NEW**
- Easingwold Neighbourhood Plan – **NEW**

Geographical Area Covered by the Local Plan:



Timetable for production of Local Development Documents/supporting documents – March 2014

Document	2014												2015									
	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT	NOV	DEC	JAN	FEB	MAR	APR	MAY	JUN	JUL	AUG	SEP	OCT
Local Plan Focussed Review DPD	Orange	Orange	Orange	Green	Green	Grey	Yellow	Yellow	Grey	Green	Green	Grey	Blue	Red	Red	Red	Red	Red	Red	Red	Red	Black
Community Infrastructure Levy	Green	Green	Green	Blue	Red	Red	Red			Grey	Black											
Affordable Housing SPD	Orange	Orange	Yellow	Green	Green	Yellow	Grey	Black														
Sustainable Development SPD				Orange	Yellow	Yellow	Green	Green	Grey	Black												
Public Open Space, Sport & Recreation SPD							Yellow	Green	Green	Grey	Black											
Appleton Wiske Neighbourhood Plan	Yellow	Yellow		Green	Green	Blue	Red	Red		Black												
Huby Neighbourhood Plan																						
Easingwold Neighbourhood Plan																						

Key:		Evidence gathering		Examination
		Drafting of policies		Adoption
		Consultation		Cabinet/Council Approval
		Submission		

The Local Development Scheme and especially this timetable of document production will be kept under constant review and will be modified and re-published as and when necessary. Please refer to the Council's website (hambleton.gov.uk/lds) for the latest version.

List of ACRONYMS:

AMR	Annual Monitoring Report	NPPF	National Planning Policy Framework
DPD	Development Plan Document	SA	Sustainability Appraisal
LDD	Local Development Document	SEA	Strategic Environmental Assessment
LDF	Local Development Framework	SHLAA	Strategic Housing Land Availability Assessment
LDS	Local Development Scheme	SPD	Supplementary Planning Document
LPFR	Local Plan Focussed Review		