

## **ADDINGHAM NEIGHBOURHOOD DEVELOPMENT PLAN 2018 -2030**

### **PLANNING AND COMPULSORY PURCHASE ACT 2004**

### **THE NEIGHBOURHOOD PLANNING (GENERAL) REGULATIONS 2012 (AS AMENDED)**

### **REGULATION 18 DECISION STATEMENT (PROCEED TO REFERENDUM)**

#### **1.0 SUMMARY**

- 1.1 At its meeting of the Executive Committee on 10<sup>th</sup> September 2019, City of Bradford Metropolitan District Council considered the Independent Examiners recommended modifications to the Addingham Neighbourhood Development Plan and accepted all of the proposed modifications in the Examiner's report. The modifications and reasons for acceptance are detailed in Table One below.
- 1.2 In accordance with legislation (Schedule 4B to the Town and County Planning Act 1990), the Local Planning Authority must decide what action to take in response to the examiner's recommendations, what modification to make to the Plan and whether the Plan should proceed to referendum.
- 1.3 The Council agreed that the Post Examination modified plan incorporating all of Examiner's recommended amendments does satisfactorily meet the required Basic Conditions and other relevant legal requirements and should proceed to referendum.

#### **2.0 BACKGROUND**

- 2.1 The formal Neighbourhood Area application was submitted to the CBMDC on 29<sup>th</sup> November 2012. The application which covered the entire Parish area was approved by Executive on 5<sup>th</sup> November 2013. Since then the Neighbourhood plan has been subjected to extensive community consultation as well as benefiting from input and assistance from Council Officers.
- 2.2 The Council engaged Andrew Freeman to undertake the Independent Examination of the Submission Draft of the Neighbourhood Plan as per Regulation 17 of the Neighbourhood Planning (General) Regulations 2012 (as amended).
- 2.3 The final report, issued by the Examiner in July 2019 recommended that, subject to a number of modifications, the plan should proceed to Referendum as, when modified, it would meet the basic conditions and comply with other relevant

legislation. The Examiner's report can be found on the Council's Website: [insert weblink]. The recommended modifications together with the Council's actions and reasons can be found in Table 1 below.

- 2.4 Hard copies of the Decision Statement, the Examiner's Report and the Referendum Draft Plan will be made available for inspection shortly.

### **3.0 DECISION AND REASONS**

- 3.1 The Council accepts proposed modifications PM1 to PM15 and reasons for them as set out in the Examiner's Report and Table 1.

### **4.0 NEXT STEPS**

- 4.1 The Council is satisfied that, subject to the modifications specified in Table 1, the Addingham Neighbourhood Development Plan meets the relevant Basic Conditions as set in Paragraph 8(1) of Schedule 4B to the Town and Country Planning Act 1990 (as amended), complies with matters prescribed in the Neighbourhood Planning (General) Regulations 2012 (as amended) including Regulation 32, is compatible with the Human Rights Convention and is compliant with provisions made by or under Sections 38A and 38B of the Planning and Compulsory Purchase Act 2004 (as amended) and should proceed to Referendum.
- 4.2 Accordingly preparations are underway for the Referendum to be held on 28<sup>th</sup> November 2019.
- 4.3 In accordance with statutory requirements, the referendum question will ask "***Do you want City of Bradford Metropolitan District Council to use the Neighbourhood Plan for Addingham to help it decide planning applications in the neighbourhood area?***"

**THIS STATEMENT IS DATED: 17 OCTOBER 2019**

**Table 1: Modifications to Meet Basic Conditions (and other legal requirements)**

<b>Proposed modification number (PM)</b>	<b>Page no./ other reference</b>	<b>Modification</b>	<b>CBMDC's Decision</b>
PM1	Page 33	In Policy ANDP1 a), delete the words "that maximise the re-use of previously developed land" and insert "(particularly those that maximise the re-use of previously developed land)".	Agree to incorporate modification
PM2	Page 33	In Policy ANDP1 b), after "open", insert "land within the settlement".	Agree to incorporate modification
PM3	Page 33	In Paragraph 7.4, substitute the following for the words "open space": "open land within the settlement (see Figure 4 above)".	Agree to incorporate modification
PM4	Page 33	In Policy ANDP1 c), substitute the following for the words "valued views into or out of the village": "the views and vistas shown on Policies Map 1".	Agree to incorporate modification
PM5	Page 33	In Policy ANDP1 e), insert the words "for example," in front of "listed".	Agree to incorporate modification
PM6	Page 68	Show the full Conservation Area boundary on Policies Map 1.	Agree to incorporate modification
PM7	Page 35	In the first paragraph of Policy ANDP2, replace "conserved and" with "preserved or".	Agree to incorporate modification
PM8	Page 35	At the end of Policy ANDP2 c), insert the words "yet safeguard highway safety".	Agree to incorporate modification
PM9	Page 35	In Policy ANDP2 f), replace "areas of open space" with "open space within the settlement".	Agree to incorporate modification

PM10	Page 36	In Policy ANDP2 j), replace “valued views into and out of the village” with “the views and vistas shown on Policies Map 1”.	Agree to incorporate modification
PM11	Page 36	In the second paragraph of Policy ANDP3, replace “conserve and” with “preserve or”.	Agree to incorporate modification
PM12	Page 38	In Policy ANDP4 h), replace “Secure” with “Secured”. Add a reference to show where guidance on Secured by Design features is to be found.	Agree to incorporate modification
PM13	Page 40	In Policy ANDP5 f), after “historic water management systems”, add the words “(rivers, becks and streams)”.	Agree to incorporate modification
PM14	Page 58 and Appendix 2	For the final sentence of Paragraph 7.56, substitute the following: “The analysis is set out in the document “Green Space Assessment”, Addingham Parish Council, March 2018.”  Delete Appendix 2.	Agree to incorporate modification
PM15	Page 68 (Policies Map 1)	Correct, as necessary, the boundaries and numbering of the areas designated as Local Green Space.	Agree to incorporate modification