



Council

Monday 2 March 2020

Subject: Adoption of the Sudbrooke Neighbourhood Plan

Report by:	Executive Director for Economic and Commercial Growth, Chief Executive
Contact Officer:	Nev Brown Senior Neighbourhood Planning Policy Officer nev.brown@west-lindsey.gov.uk
Purpose / Summary:	To make the Sudbrooke Neighbourhood Plan

RECOMMENDATION(S): To make the Sudbrooke Neighbourhood Plan in accordance with the Neighbourhood Planning Regulations 2012.

IMPLICATIONS

Legal: This work is a duty under the Localism Act 2011 and the Neighbourhood Planning Regulations 2012.

Financial: FIN-184-20

For every completed neighbourhood plan the Council receives a grant of £20k from the Ministry for Housing, Communities and Local Government (MHCLG) to help support its neighbourhood planning role in the district.

Staffing: Internal resources in place to deal with neighbourhood planning.

Equality and Diversity including Human Rights: The Plan has been examined under the Neighbourhood Planning Regulations for any issues relating to equality and diversity.

Data Protection Implications : n/a

Climate Related Risks and Opportunities : n/a

Section 17 Crime and Disorder Considerations : n/a

Health Implications: n/a

Title and Location of any Background Papers used in the preparation of this report:

<https://www.west-lindsey.gov.uk/my-services/planning-and-building/neighbourhood-planning/all-neighbourhood-plans-in-west-lindsey/sudbrooke-neighbourhood-plan/>

Risk Assessment : n/a

Call in and Urgency:

Is the decision one which Rule 14.7 of the Scrutiny Procedure Rules apply?

i.e. is the report exempt from being called in due to urgency (in consultation with C&I chairman)

Yes

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No

X

Key Decision:

A matter which affects two or more wards, or has significant financial implications

Yes

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No

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1. Introduction

- 1.1 This report seeks Members' approval to adopt (make) the Sudbrooke Neighbourhood Plan (SNP) as part of the West Lindsey Development Plan. The report follows the SNP's successful referendum which was held recently.

2. Background

- 2.1 Sudbrooke Parish Council (SPC), as the qualifying body, received Council approval in January 2016 for the parish to be designated as a neighbourhood area for the purposes of preparing a neighbourhood plan. The SNP was submitted to the Council for examination in February 2019 and comments were invited from the public and stakeholders.

3. Decision & Reasoning

- 3.1 The Council in agreement with SPC appointed an independent examiner, Mr Patrick T. Whitehead, to examine whether the SNP met the basic conditions required by legislation and if it should proceed to referendum.

- 3.2 The Examiner's Report concluded that the SNP met the basic conditions, and that subject to the modifications proposed in the report, the SNP should proceed to a referendum. The report was considered under the Council's delegated powers and it was agreed that the SNP should proceed to referendum and in the outcome of a successful referendum result it should be made by the Council.

- 3.3 The SNP referendum met the requirements of the Localism Act 2011. It was held on 13 February 2020 in Sudbrooke and posed the question:

'Do you want West Lindsey District Council to use the Neighbourhood Plan for Sudbrooke to help it decide planning applications in the neighbourhood area'.

- 3.4 At the referendum 95% of those that voted were in favour of the SNP. Legislation requires that the Council must make the neighbourhood plan if more than half of those voting have voted in favour of the plan. Greater than 50% of those who voted were in favour of the SNP being used to help decide planning applications in the plan area.

The results of the referendum were:	Votes recorded	Percentage
Number of votes cast in favour of 'yes'	321	95%
Number of votes cast in favour of 'no'	16	5%

- 3.5 The duty of making the SNP would not apply if the SNP was found to breach, or would otherwise be incompatible with any EU obligation or Convention rights. The Council has assessed that the SNP has been prepared in accordance with these requirements.

- 3.6 In making the SNP, planning applications in Sudbrooke parish area should be considered against the plan as well as existing planning policy, such as the Central Lincolnshire Local Plan and the National Planning Policy Framework and Guidance.

4. Recommendation:

- 4.1 That Members formally agree to make the Sudbrooke Neighbourhood Plan in accordance with the Neighbourhood Planning Regulations 2012.**