



Hinckley & Bosworth
Borough Council

A Borough to be proud of

FORWARD TIMETABLE OF CONSULTATION AND DECISION MAKING

Scrutiny Commission
Council

11 August 2016
6 September 2016

WARDS AFFECTED: All Wards

Local Development Scheme 2016-19

Report of Deputy Chief Executive (Community Direction)

1. PURPOSE OF REPORT

- 1.1 The purpose of this report is to set out the requirements for and to seek approval to a revised Local Development Scheme (LDS) for the period 2016 - 2019.

2. RECOMMENDATION

2.1 That Scrutiny:

1. Endorse the recommendations to Council below
2. Forward comments and recommendations on the draft documents to officers for consideration before presentation to Council for final approval.

2.2 That Council:

1. Note the requirements for a review of the existing Local Development Scheme
2. Approve the revised Local Development Scheme 2016 - 2019

3. BACKGROUND TO THE REPORT

- 3.1 A Local Development Scheme (LDS) is essentially each Local Planning Authority's project plan for the preparation of a Local Plan in accordance with the requirements of the Planning and Compulsory Purchase Act 2004.

- 3.2 The current Local Plan for Hinckley and Bosworth covers the period from 2006 – 2026 and comprises the following documents:
- i. Core Strategy (2009)
 - ii. Hinckley Town Centre Area Action Plan (2011)
 - iii. Earl Shilton and Barwell Area Action Plan (2014)
 - iv. Site Allocations and Development Management Policies document (2016)
 - v. Supplementary Planning Documents
- 3.3 The Planning and Compulsory Purchase Act (PCPA) 2004 requires the Council, as the Local Planning Authority (LPA), to prepare and maintain its LDS and to revise it at such time as it considers appropriate.
- 3.4 The Localism Act 2011 and the National Planning Policy Framework (NPPF) have introduced changes which need to be reflected in the Council's LDS.
- 3.5 The existing Local Development Scheme was approved by Council and published in February 2015. The 2015 LDS programme sets out the key dates for the preparation and adoption of the remaining LDDs:

Table 1: Key dates in the LDS 2015

Local Development Document	Programmed date for Submission	Programmed date for Adoption
Site Allocations and Development Management Policies DPD	April 2015	January 2016
Gypsy and Traveller Allocations DPD	February 2017	October 2017
Local Plan Review	November 2017	August 2018

REVIEWING THE 2015 LDS PROGRAMME

- 3.6 Against the existing key dates set out in Table 1, a summary of the progress for each of the documents is set out below.
- i. **The Site Allocations and Development Management Policies DPD** was submitted to the Secretary of State in line with the LDS in late March 2015. Following an Examination in Public, including Hearing Sessions in September and October 2015, the Council received the Inspector's Report in May 2016. The document was adopted in July 2016
 - ii. **The Gypsy and Traveller Allocations DPD** was programmed to begin in September 2015, with an initial consultation on a scoping document in early 2016. Due to changes to the definition of gypsies and travellers by Central Government, significant changes are needed to the Borough Council's evidence to support the development of this document. The timescales have therefore not been met and due to the slippage, it is considered appropriate to include allocations for gypsy and traveller provision in the Local Plan review where relevant.

- iii. The **Hinckley and Bosworth Local Plan Review** was programmed to commence in September 2015, following the projected dates of the hearing sessions into the Site Allocations and Development Management Policies DPD. Due to the delay in the holding of the hearing sessions, the consultation on Main Modifications and subsequent delay in adoption of the Site Allocations, progress on the Local Plan review did not commence in 2015. However, early engagement in the Plan took place in early 2016.

REVISED LOCAL DEVELOPMENT SCHEME PROGRAMME

- 3.7 Appendix 1 sets out the draft Local Development Scheme, including the programme for the completion of an updated Local Plan. It is considered that a review of the Local Plan could be adopted by spring 2019. The NPPF states that a Local Plan should be drawn up over an appropriate time scale, preferably over a 15-year period. It is therefore proposed that the Local Plan look forward to the period to 2036. This will align with work being undertaken and the evidence base being compiled at the county wide level on the Strategic Growth Plan for Leicester and Leicestershire. The timetable for the production for the Strategic Growth Plan is as follows:

Timescale	
Summer 2016	Consultation on the Strategic Growth Statement
	Continue to develop the evidence base
	Initial consideration of spatial options
Autumn 2016	Consideration of consultation responses on the Strategic Growth Statement
	Continue to develop the evidence base
	Further consideration of spatial options
Winter 2016	Finalise housing numbers and employment land requirements – new Memorandum of Understanding
Summer 2017	Draft Strategic Growth Plan
	Consultation on Draft Strategic Growth Plan
Autumn 2017	Consideration of consultation responses on Draft Strategic Growth Plan

- 3.8 The inclusion of Neighbourhood Development Plans within the Local Development Scheme timetable is not necessary as they are prepared by the community who dictate the timetable for preparation, they are however referenced within the Local Development Scheme document as a critical element of the Council's Development Plan.
- 3.9 The LDS contains detail on any Supplementary Planning Documents which could be produced if resources allow. As with Neighbourhood Development Plans, it is not necessary to include these documents within the LDS timetable.

4. EXEMPTIONS IN ACCORDANCE WITH THE ACCESS TO INFORMATION PROCEDURE RULES

- 4.1 This report will be taken in open session.

5. FINANCIAL IMPLICATIONS [TF]

5.1 The Local Development Plan has a reserve of £676K at 31 March 2016. This reserve has been created for the purpose of expenses based on the timetable in the report

6. LEGAL IMPLICATIONS [MR]

6.1 Set out in the body of the report.

7. CORPORATE PLAN IMPLICATIONS

7.1 The LDS sets out the programme for the preparation of the Borough Council's Local Plan. The documents comprising the Local Plan will contain policies and objectives contributing to the following aims of the Corporate Plan, which will be specified through individual reporting on each document.

- Creating a vibrant place to work and live.
- Empowering communities.
- Supporting individuals

8. CONSULTATION

8.1 The Local Plan would be prepared in accordance with the Town and Country Planning (Local Planning) (England) Regulations 2012.

9. RISK IMPLICATIONS

9.1 It is the Council's policy to proactively identify and manage significant risks which may prevent delivery of business objectives.

9.2 It is not possible to eliminate or manage all risks all of the time and risks will remain which have not been identified. However, it is the officer's opinion based on the information available, that the significant risks associated with this decision / project have been identified, assessed and that controls are in place to manage them effectively.

9.3 The following significant risks associated with this report / decisions were identified from this assessment:

Management of significant (Net Red) Risks		
Risk Description	Mitigating actions	Owner
The Local Plan is not considered legally compliant.	Ensure the publication and submission dates conform to the LDS.	Chief Planning and Development Officer

10. KNOWING YOUR COMMUNITY – EQUALITY AND RURAL IMPLICATIONS

10.1 To set out a programme for the preparation of Local Plan for the Borough, identifying key stages for future consultation on the emerging and future planning framework.

11. CORPORATE IMPLICATIONS

11.1 By submitting this report, the report author has taken the following into account:

- Community Safety implications
- Environmental implications
- ICT implications
- Asset Management implications
- Procurement implications
- Human Resources implications
- Planning implications
- Data Protection implications
- Voluntary Sector

Background papers: Draft Local Development Scheme 2016 – 2019

Contact Officer: Andy Killip - 5732
Executive Member: Councillor M Surtees