



Bromsgrove District Council

Neighbourhood Planning (General) Regulations 2012 (as amended) Regulation 18 Decision Statement

Catshill and North Marlbrook Parish Neighbourhood Plan 2011-2030

1. INTRODUCTION

- 1.1 Under the Town and Country Planning Act 1990, local planning authorities have a statutory duty to assist local communities in the preparation of neighbourhood development orders or plans, including the process of a plan or order being independently examined and taken to referendum.
- 1.2 This decision statement confirms that following an independent examination into the Catshill and North Marlbrook Parish Neighbourhood Plan, the District Council accept the examiner's proposed modifications, and consequently consider that a modified Neighbourhood Plan be able to proceed to referendum within the designated neighbourhood area.

2. BACKGROUND

- 2.1 Following an application by Catshill and North Marlbrook Parish Council (the 'qualifying body'), a neighbourhood area for the purposes of producing a neighbourhood development plan was designated by Bromsgrove District Council on 20th October 2016. This area was coterminous with the boundaries of Catshill and North Marlbrook Parish.
- 2.2 Catshill and North Marlbrook Parish Council publicised a draft neighbourhood plan for a pre-submission consultation between 21st September and 2nd November 2020, in line with Regulation 14 of the Neighbourhood Planning (General) Regulations 2012 (as amended).
- 2.3 The Catshill and North Marlbrook Parish Neighbourhood Plan was then formally submitted by the Parish Council to Bromsgrove District Council in January 2021, in line with Regulation 15 of the Neighbourhood Planning (General) Regulations 2012 (as amended).
- 2.4 The District Council invited representations on the plan, in line with Regulation 16 of the Neighbourhood Planning (General) Regulations 2012 (as amended),

during a six week period from 25th February 2021 to 8th April 2021. A total of 14 representations on the plan were received during this period.

- 2.5 Mr David Kaiserman was appointed by the District Council, with the support and agreement of the neighbourhood plan steering group, to undertake an independent examination into the neighbourhood plan as submitted to Bromsgrove District Council. The examination was carried out by written representations based on those received during the Council's statutory (Regulation 16) representation period.
- 2.6 The examiner's report was received by the District Council and the Parish Council on 3rd June 2021. The report concluded that subject to a series of modifications, the Catshill and North Marlbrook Parish Neighbourhood Plan met the basic conditions and should proceed to a referendum.

3. DECISION

- 3.1 The Neighbourhood Planning (General) Regulations 2012 (as amended) require the local planning authority to outline what action to take in response to the recommendations of an examiner made in a report under paragraph 10 of Schedule 4B to the 1990 Act (as applied by Section 38A of the 2004 Act) in relation to a neighbourhood development plan.
- 3.2 Bromsgrove District Council has considered each of the recommended modifications in the examiner's report, and the reasons for these, and in conjunction with Catshill and North Marlbrook Parish Council has decided to accept all of the proposed modifications to the draft neighbourhood plan. A table setting out the examiner's modifications is included at Annex 1 to this decision statement.
- 3.3 The Catshill and North Marlbrook Parish Neighbourhood Plan will therefore be modified in accordance with the table at Annex 1, and it is the modified version of the plan that will proceed to referendum.

4. CONCLUSION

- 4.1 This decision statement confirms that Bromsgrove District Council consider the Catshill and North Marlbrook Parish Neighbourhood Plan 2011-2030, as modified according to the proposed modifications in the examiner's report, to comply with the basic conditions set out in paragraph 8(2) of Schedule 4B to the Town and Country Planning Act 1990, as well as legal requirements in Sections 38A and 38B of the Planning and Compulsory Purchase Act 2004 (as amended).

- 4.2 It is therefore recommended that the neighbourhood plan should proceed to referendum based on the neighbourhood area of Catshill and North Marlbrook Parish, as designated in October 2016. The examiner's report considered whether the referendum area should extend beyond the designated area and concluded that it should not.
- 4.3 This decision statement, and a copy of the examiner's report into the Catshill and North Marlbrook Parish Neighbourhood Plan, can be viewed online at the following locations:
- Bromsgrove District Council website at <http://www.bromsgrove.gov.uk/cnmnp>
 - Catshill and North Marlbrook Parish Neighbourhood Plan website at <https://catshillandnorthmarlbrookplan.org.uk/>

ANNEX 1

Examiner's Report – Summary Table of Recommendations

EXAMINER'S REPORT PARAGRAPH	NP REFERENCE	RECOMMENDATION
17	Title	<ul style="list-style-type: none">• make Plan period explicit in Plan title
46-48	Chapter 8: Housing	<ul style="list-style-type: none">• move contextual material on housing requirement to an appendix to the Plan• in its place, insert suggested text after para 8.3.3• make consequential minor amendments to text as necessary
52	Policy H1	<ul style="list-style-type: none">• delete criteria 1 and 2 of policy
54	Policy H1	<ul style="list-style-type: none">• delete first three paragraphs of policy justification and relocate to new appendix
57	Policy H2	<ul style="list-style-type: none">• reword preamble to policy as suggested
62	Policy H4	<ul style="list-style-type: none">• reword policy justification as suggested
68	Policy COM1	<ul style="list-style-type: none">• delete policy and its justification
69	Policy COM2	<ul style="list-style-type: none">• note suggested policy title
71	Policy COM5	<ul style="list-style-type: none">• reword policy as suggested
72	Policy COM6 Policy COM7	<ul style="list-style-type: none">• replace policies with suggested wording
74	Policy ENV1 Policy ENV3	<ul style="list-style-type: none">• reword policies• make consequential changes to Policies Map
82-84	Policy ENV4	<ul style="list-style-type: none">• reword policy as suggested• add further paragraph to policy justification• make consequential changes to Policies Map
89	Policy ENV6	<ul style="list-style-type: none">• delete policy
90	Policy ENV7	<ul style="list-style-type: none">• name the significant views within the policy
92	Policy ENV9	<ul style="list-style-type: none">• reword first sentence of policy
96	List of Policies	<ul style="list-style-type: none">• update to reflect the changes recommended above