

# Beyton Neighbourhood Plan 2018 - 2037

## Post-Examination Decision Statement

**Dated: 28 September 2023**

**Regulation 18 of the Neighbourhood Planning (General) Regulations 2012 (as amended)**



### Summary

Regulation 18 of the Neighbourhood Planning (General) Regulations 2012 (as amended) requires the relevant local planning authority to decide what action to take in response each recommendation made by the Independent Examiner in their report and to publish their decision on its website. This Decision Statement fulfills that purpose.

The submission draft 'Beyton Neighbourhood Plan 2018 - 2037' has been independently examined by Ann Skippers BSc (Hons) MRTPI FHEA FRSA AoU. In summary, the Examiner notes that this Plan covers a variety of topics and local aspirations through its objectives and policies. The most significant modification sees the deletion of policy BTN 5 which had allocated a site for around eight dwellings, the reason being that this site was no longer available following commencement of a prior permission. Consequential amendments to other policies and the Policies Map follow on from this. Other modifications are also made to ensure that policy wording is clear and precise, and to ensure that local green space boundaries are correctly mapped.

Having considered the report, it is the District Councils recommendation that:

'Beyton Parish Council make all the necessary modifications to their Neighbourhood Plan in accordance with the Independent Examiner's Report and, subject to the satisfactory completion of that task, this Plan will be advanced to a local referendum covering the parish of Beyton.'

### Background

The Beyton Neighbourhood Plan has been prepared in accordance with the relevant regulations. The key stages are set out below:

- In March 2019, designation of the whole parish as a Neighbourhood Plan Area, enabling the Parish Council (the 'qualifying body') to prepare its Plan
- Publication by the Parish Council of a Regulation 14 Pre-submission draft Plan for consultation between 27 February and 23 April 2021
- In late January 2023, submission of the draft Plan to Mid Suffolk District Council. The Plan was made available for consultation between 6 March and 26 April 2023
- Commencing in June 2023, independent examination. This including a focused consultation on two matters, the first relating to the Special Landscape Area Appraisal, the other to minor discrepancies between some Local Green Spaces boundary maps. The final Examination Report was issued on 11 September 2023



The 'Basic Conditions' are set out in Paragraph 8(2) of Schedule 4B of the Town & Country Planning Act 1990 (as amended). In order to satisfy them a Plan must:

- have regard to national policies and advice contained in guidance issued by the Secretary of State,
- contribute to the achievement of sustainable development,
- be in general conformity with the strategic policies contained in the Development Plan for the area of the authority, *and*
- not breach and be otherwise compatible with EU obligations and human rights requirements.

Regulation 32 of the Neighbourhood Planning (General) Regulations 2012 (as amended) also prescribes the following basic condition:

- The making of the neighbourhood development plan does not breach the requirements of Chapter 8 of Part 6 of the Conservation of Habitats and Species Regulations 2017(7).

A draft version of the Plan has been independently screened. This concluded that it was not predicted to have any Likely Significant Effect on any Habitats Site, either alone or in combination with other plans and projects, and therefore, that Appropriate Assessment was not required. After consulting Natural England; who agreed with this outcome, the Council issued its formal Determination Notice in May 2021.

## **Decision**

The Beyton Neighbourhood Plan 2018 - 2037 as modified to incorporate all of the recommendations set out in the Independent Examiners Report dated 11 September 2023 complies with the Basic Conditions as set out in Paragraph 8(2) of Schedule 4B of the Town & Country Planning Act 1990 (as amended) and should proceed to a local referendum.

The date of the referendum will be announced separately.

A Referendum Version of this Plan (i.e., a version incorporating all the required modifications) will be published either on the day the referendum is announced or sooner if it is practical to do so.

## **References:**

1. Independent Examiners Report on the Beyton Neighbourhood Plan:  
<https://prod-babergh.baberghmidsuffolk.dp.placecube.com/documents/d/mid-suffolk/beyton-np-exam-report>
2. Beyton Neighbourhood Plan Examination Correspondence:  
<https://prod-babergh.baberghmidsuffolk.dp.placecube.com/documents/d/mid-suffolk/beyton-np-exam-correspondence>
3. Beyton Neighbourhood Plan Focused Consultation Letter:  
<https://prod-babergh.baberghmidsuffolk.dp.placecube.com/documents/d/mid-suffolk/beyton-np-sla-lgs-consultation>