

# Drinkstone Neighbourhood Plan

## Post-Examination Decision Statement

Dated: 17 June 2020



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

### Summary

The submission draft Drinkstone Neighbourhood Plan has been independently examined by Ann Skippers BSc (Hons) MRTPI FHEA FRSA AoU. In her final report dated 24 April 2020, she sets out small number of modifications and advises that, subject to those being made, the Plan meets the Basic Conditions and can proceed to referendum. The Examiner also concluded that the referendum area should be the same as the Plan Area.

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 of the recommendations made by the Examiner and to publish its decision on its website. This Decision Statement fulfills that purpose.

Following consideration of the Independent Examiners Report at its meeting on 9 June 2020, Mid Suffolk District Council Cabinet agreed to accept all of the modifications proposed. It further resolved, in light of the fact that the Parish Council had already modified their Plan in accordance with the Examiner's recommendations to the satisfaction of the Corporate Manager for Strategic Planning, that:

1. This Neighbourhood Plan be advanced to a local referendum covering the parish of Drinkstone and that that referendum be held as soon as the relevant regulations allow.

### Background

The Drinkstone Neighbourhood Plan has been prepared in accordance with the Neighbourhood Planning (General) Regulations 2012 (as amended). The key stages are set out below:

- In June 2018, designation of the whole parish as a Neighbourhood Plan Area by the District Council, enabling the Parish Council, as the 'qualifying body', to prepare its Plan
- Publication by the Parish Council of their Regulation 14 Pre-submission draft Neighbourhood Plan for public consultation between 10 August and 4 October 2019
- In November 2019, formal submission of the draft Plan to the District Council, which was checked for compliance with the relevant requirements prior to being made available for public consultation between 16 December 2019 and 7 February 2020
- Between March and April 2020, independent examination of the Plan by Ann Skippers BSc (Hons) MRTPI FHEA FRSA AoU. The Final Exam Report was issued on 24 April 2020



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

- have regard to national policies and advice contained in guidance issued by the Secretary of State,
- be in general conformity with the strategic policies contained in the Development Plan for the area,
- contribute to the achievement of sustainable development; *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 - *that the making of the neighbourhood plan should not have a significant effect on a European site or a European offshore marine site either alone or in combination with other plans or projects.*

The Drinkstone Neighbourhood Plan was subject to independent screening. This concluded that the need to undertake a Habitats Regulation Assessment was 'screened-out' and, therefore, the making of the Plan is not likely to have any likely significant effects on a European site or a European offshore marine site. Following consultation with the statutory bodies, the Council issued its formal Determination Notice on this matter in October 2019.

## **Decision**

The Drinkstone Neighbourhood Development Plan as modified to incorporate all of the modifications set out in the Independent Examiners Report dated 24 April 2020 complies with the 'Basic Conditions' as set out in Paragraph 8(2), Schedule 4B the Town and Country Planning Act, 1990 and should proceed to a local referendum.

The date of the Local Referendum will be announced separately.

A copy of the 'Referendum Version' Drinkstone Neighbourhood Plan (i.e. the version incorporating all of the required modifications) is published at the same time as this notice because it is both practical and sensible to do so.

## **References:**

1. Independent Examiners Report on the Drinkstone Neighbourhood Plan:

<https://www.midsuffolk.gov.uk/assets/Neighbourhood-Planning/Drinkstone-NP-Exam-Report.pdf>

2. Report to and Minutes of Mid Suffolk Cabinet Meeting held on 9 June 2020 [Report number MCa/19/59 Drinkstone Neighbourhood Plan refers]:

<https://baberghmidsuffolk.moderngov.co.uk/ieListDocuments.aspx?CId=522&MIId=2718>