



Report to Council

19 OCTOBER 2011

LEADER

Councillor Stephen Greenhalgh

**LOCAL DEVELOPMENT FRAMEWORK:
PROPOSED SUBMISSION DEVELOPMENT
MANAGEMENT DEVELOPMENT PLAN
DOCUMENT**

**WARDS
All**

SYNOPSIS

This report seeks approval to the proposed submission Local Development Framework Development Management Development Plan Document (DM DPD) with a view that public consultation on the documents is carried out for a six week period commencing in early November 2011.

The report notes that after consideration of representations received during public consultation, the DM DPD will be submitted to the Secretary of State along with a number of other submission documents identified in the Regulations for independent examination expected in Spring 2012.

CONTRIBUTORS

EDTTS
EDFCG
ADLDS

RECOMMENDATION

**HAS A EQIA
BEEN COMPLETED**

YES

1. That approval is given to the proposed submission Local Development Framework Development Management Development Plan Document (see Appendix 1), with a view that the document and other associated submission documents required by the Town and Country Planning Regulations are made available for 6 weeks for public consultation commencing on 4 November 2011 or as soon thereafter.
2. That the Director of Environment in conjunction with the Cabinet Member for Environment, is authorised to approve any technical and other minor amendments to

the proposed submission documents:

- a) before public consultation; and
- b) after, or in response to, public consultation, and before submission to the Secretary of State for independent examination.

1 BACKGROUND

- 1.1 The Local Development Framework (LDF) is part of the Government's Planning system introduced under the Planning and Compulsory Purchase Act 2004. When adopted, the LDF will replace the borough's Unitary Development Plan (UDP) and will be used, together with the London Plan, to help shape the borough and to determine individual planning applications and deliver development. The LDF will consist of the Core Strategy, the Development Management Development Plan Document (DM DPD) and Supplementary Planning Documents.
- 1.2 In November 2009, the Council carried out consultation on Local Development Framework Generic Development Management Options. After consideration of the representations received, undertaking further evidence gathering and consideration of national and London wide policy, the Options document has been redrafted as the proposed submission DM DPD. When this document is adopted it will sit alongside the Core Strategy which sets out the Council's long term vision for the borough.
- 1.3 The next stage in the LDF process is publication of the proposed submission DM DPD for public consultation, followed by submission to the Secretary of State for examination by an independent Planning Inspector.
- 1.4 The DM DPD programme envisages that the Examination Hearing will be in Spring 2012 and adoption of the DM DPD document will be in late 2012.

2 THE DEVELOPMENT MANAGEMENT DPD

- 2.1 The DM DPD (see Appendix 1) should be read alongside the Core Strategy. Its policies aim to ensure that development within the borough accords with the spatial vision and strategic objectives set out within the Core Strategy.
- 2.2 The preparation of the document has been carried out in accordance with the Council's statement of community involvement and the Town and Country Planning Regulations, and the policies whilst taking into account issues and opportunities facing the borough must be in conformity with national and London wide policy as well the Core Strategy.
- 2.3 The DM DPD includes policies on issues such as housing supply and quality, the local economy and employment, design and conservation and tackling and adapting to climate change and other environmental matters. These expand upon the borough wide strategic policies set out in the Core Strategy. There is also a background report that sets out how earlier consultation has been undertaken and summarises the main issues raised in representations and how these have been addressed in the DM DPD.
- 2.4 The proposed submission DM DPD has been subject to sustainability appraisal (SA) and an SA report will accompany the proposed submission DM DPD when it is published.

- 2.5 The policies in the DM DPD will be supported by a number of Supplementary Planning Documents (SPDs) on matters too detailed for the DPD. These will include topics such as residential standards, conservation area character profiles, lightwells, access and energy conservation. The DM DPD and SPDs when adopted will, together with the Core Strategy, replace all the policies and standards in the UDP.

3 EQUALITY IMPLICATIONS

- 3.1 An Equality Impact Analysis has been undertaken which will be a background document to the DM DPD. No significant adverse impacts on protected characteristics were identified, and many DM DPD policies will have positive benefits. However, consultation on the proposed submission DM DPD will allow people and specific groups to consider the policies, and if there are comments that question the policies on equality issues these will be considered accordingly by officers and submitted to the independent Examination.

4 CONSULTATION

- 4.1 The Regulations require a minimum 6 week public consultation to be carried out prior to submission of the DM DPD to the Secretary of State. The DM DPD and other submission documents must be accompanied with copies of any representations made during consultation and a summary of the main issues raised. The consultation needs to be announced by a notice included in a local newspaper, and in this case this will be the Gazette. It is proposed that the consultation period runs from 4 November until 16 December 2011.
- 4.2 It is proposed that any minor or technical changes to the DM DPD that are required before or after consultation or for other reasons are made by the Director of Environment in conjunction with the Cabinet Member for Environment. However, the Council cannot make further substantive changes to the DM DPD without a further period of consultation.
- 4.3 As part of the consultation process the Council needs to request the Mayor of London's opinion as to the general conformity of the DM DPD with the London Plan. The Mayor must send his opinion to the Secretary of State within the 6 week consultation period.

5 COMMENTS OF THE EXECUTIVE DIRECTOR OF FINANCE AND CORPORATE GOVERNANCE

- 5.1 The costs of public consultation and printing are met from within the planning budget. The Examination in Public (EIP) will incur more significant one-off costs including appointment of the Inspector, programme officer, Counsel's advice, possibly specialist consultants and EIP running costs. Much will depend on the length of the EIP but this could amount to £100,000 or more (mostly in 2012/13). It is suggested that these costs are initially met from within existing revenue budgets in Environment Services. A review will be undertaken at year end with funding available from central contingency, if required.

6. COMMENTS OF THE ASSISTANT DIRECTOR (LEGAL AND DEMOCRATIC SERVICES)

- 6.1. Preparation of the DM DPD is governed primarily by the Planning and Compulsory Purchase Act 2004 and regulations made by the Secretary of State and are set out in the body of the report.

LOCAL GOVERNMENT ACT 2000
LIST OF BACKGROUND PAPERS

No.	Description of Background Papers	Name/Ext of holder of file/copy	Department/ Location
1.	Proposed Submission Local Development Framework DM DPD	Pat Cox/ext 5773	EnvD/THE
2.	Representations from earlier consultation exercises	Pat Cox/ext 5773	EnvD/THE
3.	Sustainability Report and Equality Impact Analysis	Pat Cox/ext 5773	EnvD/THe
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