

# Chichester District Council

THE CABINET

20 September 2016

## Making the Chidham and Hambrook Neighbourhood Development Plan

### 1. Contacts

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### 2. Recommendations

- 2.1. **That the Cabinet recommends to the Council that it makes the Chidham and Hambrook Neighbourhood Development Plan part of the Development Plan for Chichester District (excluding the area within the South Downs National Park).**

### 3. Background

- 3.1. At its meeting on 3 May 2016 Cabinet approved the Chidham and Hambrook Neighbourhood Plan Examiner's recommendations that the Plan should proceed to referendum subject to modifications and approved the Decision Statement. The Plan has now subsequently proceeded to referendum on 13 September 2016. The referendum met the requirements of the *Localism Act 2011* and the *Neighbourhood Planning (Referendums) Regulations 2012*. This report has been prepared in anticipation of a favourable referendum result. Should this not be the case this item will be withdrawn. A verbal update on the referendum results will be available at the meeting. Provided that more than 50% of those who voted in the parish were in favour of the plan being used to help decide planning applications in the plan area, then the neighbourhood plan can be 'made'.
- 3.2. Accordingly, subject to a favourable referendum result, it is recommended that the Chidham and Hambrook Neighbourhood Plan is made part of the Development Plan for Chichester District (excluding the area within the South Downs National Park). A copy of the Neighbourhood Plan has been placed in the Members' Room and is available on the Council's website.
- 3.3. Chichester District Council will publish a formal decision statement as required under the *Neighbourhood Planning (General) Regulations 2012*.

### 4. Outcomes to be Achieved

- 4.1. A community based statutory plan that can be used to identify local features of importance and to guide future development in the plan area.

## 5. Proposal

- 5.1. That the Chidham and Hambrook Neighbourhood Plan be made so that it forms part of the Development Plan for Chichester District (excluding the area within the South Downs National Park).

## 6. Alternatives Considered

- 6.1. Paragraph 38A (4) (a) of the *Planning and Compulsory Purchase Act 2004* requires that Chichester District Council must make the neighbourhood plan if more than half of those voting have voted in favour of the plan being used to help decide planning applications in the plan area. Chichester District Council is not subject to this duty if (and only if) the making of the plan would breach or would otherwise be incompatible with any EU obligation or any of the Convention rights (within the meaning of the *Human Rights Act 1998*).

## 7. Resource and Legal Implications

- 7.1. None.

## 8. Consultation

- 8.1. Chidham and Hambrook Parish Council, the local community and local members have been involved throughout the process of preparation of the neighbourhood plan.

## 9. Community Impact and Corporate Risks

- 9.1. There has been strong community involvement throughout the development of the Neighbourhood Plan. There are no additional corporate risks to making the plan.

## 10. Other Implications

Are there any implications for the following?		
	Yes	No
<b>Crime and Disorder</b>		X
<b>Climate Change</b>		X
<b>Human Rights and Equality Impact</b>		X
<b>Safeguarding and Early Help</b>		X
<b>Other</b> (please specify) eg biodiversity		X

## 11. Background Papers

- 11.1 None

## 12. Appendices

- 12.1 None