

Chichester District Council

THE CABINET

3 July 2018

Making the Petworth Neighbourhood Development Plan

1. Contacts

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2. Recommendations

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

3. Background

- 3.1. The South Downs National Park Authority (SDNPA) is the lead authority for the Petworth Neighbourhood Development Plan. At its Planning Committee meeting on 8 February 2018 the SDNPA made a recommendation to note recommendations made by the Examiner; to 'agree the proposed Decision Statement, with the exception of proposed Policy H8'; and to 'invite representations on proposed Policy H8 for a period of six weeks from the 8 February to 22 March 2018'.
- 3.2. Following the completion of the further period of public consultation, on 19 April 2018 the SDNPA agreed the Final Decision Statement through delegated powers. This included recommending that the site proposed by Policy H8 (south of Rothermead) be allocated in accordance with the Examiner's recommendations, that the settlement boundary is amended to reflect this site and that additional supporting text is added to accompany Policy H8. The Petworth Neighbourhood Development Plan was approved by the SDNPA to proceed to referendum which was held on 7 June 2018.
- 3.3. In accordance with the Neighbourhood Planning (General) and Development Management Procedure (Amendment) Regulations 2016 a local planning authority must then 'make' the neighbourhood plan within eight weeks of the date of the referendum. A successful referendum requires more than 50% of those who voted in the parish being in favour of the plan before it can then be 'made'. On 7 June 2018, with a referendum turnout of 853, 662 people voted in favour and 191 voted against. This led to an overall referendum result of 77% voting in favour of the neighbourhood plan. The neighbourhood plan can now move forward to be 'made'.

- 3.4. A copy of the referendum version of the Petworth Neighbourhood Development Plan has been placed in the Members' Room and is available on the South Downs National Park website: <https://www.southdowns.gov.uk/wp-content/uploads/2016/05/Petworth-NDP-Referendum-Version-FINAL.pdf>
- 3.5. 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 Petworth Neighbourhood Development 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. Petworth Town 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
Crime and Disorder		X
Climate Change		X
Human Rights and Equality Impact		X
Safeguarding and Early Help		X
General Data Protection Regulations (GDPR)		X

11. Background Papers

11.1 None

12. Appendices

12.1 None