

Chichester District Council

Cabinet

7 September 2021

Making the Westbourne Neighbourhood Development Plan

1. Contacts

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2. Recommendations

2.1. That Cabinet recommends to the Council to:

Make the Westbourne 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 4 May 2021 Cabinet approved the Westbourne Neighbourhood Plan Examiner's recommendations that the Plan should proceed to referendum subject to modifications and approved the Decision Statement which was subsequently corrected and re-published in June. A referendum on the Westbourne Neighbourhood Plan was therefore held on 29 July 2021. The referendum was held in accordance with the requirements of the *Localism Act 2011* and the *Neighbourhood Planning (Referendums) Regulations 2012*. There were 330 votes in favour of the neighbourhood plan which represents 94% of those who voted and a turnout of 19.35%. As 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, on the basis of the favourable referendum result, it is recommended that the Westbourne 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 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 Westbourne 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. The referendum incurred appropriate costs in line with the Council's duties and procedures. These costs will be met through existing budgets and Government grant money.

8. Consultation

- 8.1. Westbourne Parish Council, the local community and the local member 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 and Biodiversity		x
Human Rights and Equality Impact		x
Safeguarding and Early Help		x
General Data Protection Regulations (GDPR)		x
Health and Wellbeing		x
Other		x

11. Appendices

- 11.1 None.

12. Background Papers

- 12.1. None.