

Birdham Neighbourhood Development Plan

The Neighbourhood Planning (General) Regulations 2012

Regulation 20: Publicising a Neighbourhood Development Plan

1. Introduction

- 1.1 Under the Town and Country Planning Act 1990 (as amended), the Council has a statutory duty to assist communities in the preparation of Neighbourhood Plans and Orders to take plans through a process of examination, referendum and adoption. The Localism Act 2011 (Part 6 Chapter 3) sets out the local planning authority's responsibilities for Neighbourhood Planning.
- 1.2 This report confirms that at the Full Council meeting on 19 July 2016, Chichester District Council resolved to 'make' the Birdham Parish Neighbourhood Plan. This means that the Birdham Parish Neighbourhood Plan has been brought into legal force and it now forms part of the statutory development plan for Birdham Parish. Consequently decisions on whether or not to grant planning permission in Birdham Parish will need to be made in accordance with Birdham Parish Neighbourhood Plan, unless material considerations indicate otherwise.

2. Background

- 2.1 The neighbourhood area for Birdham covers the whole of the Parish of Birdham.
- 2.2 The Birdham Parish Neighbourhood Plan was examined by Janet Cheesley BA (Hons) DipTP MRTPI who, in October 2015, recommended that the Birdham Parish Neighbourhood Plan as modified by her recommendations should proceed to referendum. Following this the Examiner's modifications were agreed by Birdham Parish Council and Chichester District Council.
- 2.3 On 9 February 2016, the Decision Statement, a report that outlines all the Examiner's modifications and confirms acceptance by all parties, was agreed by Cabinet.
- 2.4 On 5 May 2016, the Birdham Parish Neighbourhood Plan successfully passed its referendum with 90% of the votes agreeing that Birdham Parish Neighbourhood Plan be used in Development Management decision making.

- 2.5 On 19 July 2016 Chichester District Council resolved that the Birdham Parish Neighbourhood Plan, Submission Plan (incorporating Examiner's modifications and all modifications as per the Decision Statement) be 'made' and become part of the Development Plan for Birdham Parish.

3. Conclusion

- 3.1 It is therefore confirmed that the Birdham Parish Neighbourhood Plan, Submission Plan (incorporating Examiner's modifications and all modifications as per the Decision Statement), complies with the legal requirements and basic conditions set out in the Localism Act 2011, and as a result of Full Council resolution of 19 July 2016 has been 'made'.
- 3.2 In accordance with Regulation 20 of the 2012 Regulations, Chichester District Council has published the Birdham Parish Neighbourhood Plan on its website together with details of when and where it can be inspected and has requested that Birdham Parish Council publish the Neighbourhood Plan on the Parish website. The Parish Council will place a copy of the Birdham Parish Neighbourhood Plan in the Village Hall, Crooked Lane and in St James Church, Church Lane. Copies of the Plan will also be available from the Parish Clerk on request. Notices identifying where the Plan may be seen will be placed on the Parish Council's Noticeboards at the Village Hall in Crooked Lane and at the Church in Church Lane. The Council has also notified all persons who asked to be notified of the making of the plan and when and where it can be inspected.