

## **Greetham Neighbourhood Plan**

### **Decision Statement**

**published pursuant to Section 38A(9) of the Planning and Compulsory Purchase Act 2004 and Regulation 19 of the Neighbourhood Planning (General) Regulations 2012**

#### **1. Summary**

- 1.1 This document is the Decision Statement required to be prepared under section 38A(9) of the Planning and Compulsory Purchase Act 2004 (as amended) and Regulation 19 of the Neighbourhood Planning (General Regulations) 2012 (As amended). It sets out the Council's considerations and formal decision in bringing the Greetham Neighbourhood Development Plan into legal force.
- 1.2 Following an independent examination and positive referendum, held on 7th September 2017 Rutland County Council decided to make the Greetham Neighbourhood Development Plan under section 38A(4) of the Planning and Compulsory Purchase Act 2004 ('the Act').

#### **2. Background**

- 2.1 In February 2014, Greetham Parish Council, as the qualifying body, submitted proposals to Rutland County Council to designate the boundary of the Greetham Neighbourhood Plan Area.
- 2.2 The designated plan area covers the entire Parish comprising the village of Greetham and surrounding area.
- 2.3 The Neighbourhood Area application was approved by Rutland County Council (the Council) in April 2014 in accordance with the Neighbourhood Planning (General) Regulations 2012 (As amended).
- 2.4 Following initial consultation stages from June to August 2014 and January to April 2015, a revised Second Draft Plan was subsequently

publicised and representations were invited. The consultation period closed on 2nd May 2016.

- 2.5 The final draft neighbourhood plan was submitted to Rutland County Council in November 2016. A final stage of publicity and consultation was undertaken over a 6-week period up to 14th April 2017 to determine if there are any unresolved objections to the plan.
- 2.6 Rutland County Council, with the agreement of Greetham Parish Council, appointed an independent Examiner, to review whether the Plan met the “Basic Conditions” required by legislation and proceed to referendum.
- 2.7 The Examiner’s report was published in May 2017. This concluded that the plan met the basic conditions, and that subject to the modifications proposed in his report the plan should proceed to a Neighbourhood Planning referendum.
- 2.8 The modifications agreed to the neighbourhood plan made by Rutland County Council under delegated authority are set out in the Greetham Neighbourhood Plan Decision Statement published on 23rd June 2017.

### **3. Decision and Reasons**

- 3.1 With the Examiner's recommended modifications the Greetham Neighbourhood Plan meets the basic conditions set out in paragraph 8(2) of Schedule 4B of the Town and Country Planning Act 1990, is compatible with EU obligations and the Convention rights and complies with relevant provision made by or under Section 38A and B of the Planning and Compulsory Purchase Act 2004 (As amended).
- 3.2 A local referendum was held in Greetham on 7th September 2017 to decide whether the local community were in favour of the Greetham Neighbourhood Plan. From the votes recorded, 225 out of 248 (91%) of those who voted were in favour of the plan. The turnout of electors was 45%.
- 3.3 Section 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 (As amended) requires that the County Council must ‘make’ the neighbourhood plan if more than half of those voting have voted in favour of the plan.

- 3.4 Rutland County Council has assessed that the plan, including its preparation, does not breach, and would not otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).
- 3.5 In accordance with the Neighbourhood Planning (General) Regulations 2012 (As amended), Greetham Neighbourhood Development Plan is 'made' and planning applications in the parish must be considered against the Greetham Neighbourhood Development Plan, as well as existing planning policy, such as the County Council's Core Strategy Development Plan Document (DPD), the Site Allocations & Policies DPD and the National Planning Policy Framework.

Statement published 10th October 2017.