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completion by DS
officers

EXECUTIVE DECISION RECORD

A1 Service Area	Planning Policy
A2 Title	To agree the appointed Examiner's changes to the 'Made' Rolleston on Dove revised Neighbourhood Plan and that the plan proceed to referendum.
A3 Decision Taken By	Deputy Leader
A4 Chief Officer	Please print name: Sal Khan Please sign name:
A5 Leader / Deputy Leader	Please print name: Cllr George Allen Please sign name:
A6 Date of Decision	[4/3/20]

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Confidentiality

A7 Is this Decision confidential by containing exempt information as described in Schedule 12A of the Local Government Act 1972?	No
A7.1 If yes, please state relevant paragraph from Schedule 12A LGA 1972.	N/A

Scrutiny

A8 Which Scrutiny Committee should this decision be submitted to?	<i>(Please tick as appropriate)</i> ✓	
Scrutiny (Audit & Value for Money Council Services) Committee		
Scrutiny (Community Regeneration, Environment and Health and Well Being) Committee		✓

<p>B1 What is the Decision?</p>	<p>To agree the revised changes and that the Rolleston on Dove Neighbourhood Plan proceed to referendum</p> <ul style="list-style-type: none"> a) The Rolleston on Dove Neighbourhood Plan was ‘made’ in August 2015 and forms part of the local development plan. The decision to ‘make’ was based on the outcome of the independent examination and supporting referendum. b) Neighbourhood Planning group have agreed further amendments to the plan (2019). The amendments are focused on Polices H1, H2, D1, D2, D3, D4, D5, OS1, OS2, NE1, and NE2. The revisions to the plan will serve to alter the aims and nature of the existing Rolleston on Dove Neighbourhood Plan. c) Neighbourhood Planning legislation allows for Neighbourhood Plans to be modified without having to review or rewrite the whole plan. However unless they are minor modifications (PPG, Para 85), all amendments require consultation, submission to the Local Planning Authority and independent examination. In addition, significant changes will require a formal referendum. d) The view for the plan to proceed to referendum is supported by the independent examination, which also concludes that the proposed changes are significant and a referendum will be required. e) Therefore, all parties to the revision are in agreement that the Rolleston on Dove Neighbourhood Plan should proceed to a formal ‘Referendum’ in accordance with the Town and Country Planning Act, 1990 (para 10 Schedule 4B).
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B2 What are the reasons for the Decision?	That the revised Rolleston on Dove Neighbourhood Plan proceed to referendum
B3 What are the contributions to Corporate Priorities?	The adoption of a revised Rolleston on Dove Neighbourhood Plan meets the corporate plan objective <i>Implementation of the Neighbourhood Fund</i> , targets (CR18, CR19, and CR20), which support the completion of all existing projects started in 2018/19 and at least 5 new projects for 2019/20. In addition, providing clear guidance for applicants, at the parish level, will meet the 'value for money and community regeneration' corporate priorities.
B4 What are the Human Rights considerations?	There are no Human Rights issues arising from this decision

Financial Implications

B5 What are the financial implications?	<p>The main financial issues arising from this Report are as follows:</p> <p>4.2.1 There is a cost associated with Neighbourhood Plan Reviews, which is the cost of advice and assistance to qualifying bodies and the cost of the examiner. In addition, there will be a cost associated with the referendum process. However as the duty to support Neighbourhood Plans is considered a 'burden' the Local Planning Authority can claim monies to cover some costs.</p> <p>4.2.2 For more substantive modifications (requiring an examination and new referendum because the nature of the plan has changed), LPAs will be eligible to claim £20,000 after the setting of a new referendum date following a successful examination. It should be noted that once such a claim is made, claims for further updates to that specific neighbourhood plan will be restricted to one every 5 years.</p> <p>4.2.3 It is not anticipated that the additional costs will exceed the £20k provided no substantive modifications are required in the next 5 years.</p>
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The finance section has been approved by the following member of the Financial Management Unit:	Please print name: <p style="text-align: center;">ANYA MURRAY</p> Please :
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Policy Framework

B6 Is the Decision wholly in accordance with the Council's policy framework?	Yes
B6.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B6.2 Has it got the appropriate approvals under those provisions?	Yes
B7 Is the Decision wholly in accordance with the Council's budget?	Yes
B7.1 If No, does it fall within the urgency provisions (Part 3 of the Constitution)?	NA
B7.2 Has it got the appropriate approvals under those provisions?	Yes (to be agreed at the relevant Leader/Deputy Leader meetings)

Equalities Implications

B8 What are the Equalities implications:
B8.1 Positive (Opportunities/Benefits):
B8.2 Negative (Threats):
B8.3 The subject of this decision is not a policy, strategy, function or service that is new or being revised. An equality impact assessment is not required.
B8.4 [The equality impact assessment identified the following actions to be carried out:]

Risk Assessment

B9 What are the Risk Assessment implications:
B9.1 Positive (Opportunities/Benefits): Bringing the Rolleston on Dove NP in line with the revised NPPF (February 2019). Also, the modifications to will assist with decision making.
B9.2 Negative (Threats) Not adopting the Rolleston on Dove NP could cause delay to decision making at both Local Authority and Parish levels.
B9.3 The risks do not need to be entered in the Risk Register.

Legal Considerations

B10 What are the Legal Considerations:	
B10.1 The main legal issues arising from this decision are as follows: That notification of the referendum stages and dates for the Rolleston on Dove NP will need to be published on both the Council and Parish Council website, prior to the referendum being held.	
This section has been approved by the following member of the Legal Team:	Please print name: ANGELA WATKINS Please sign name: _____

Sustainability Implications

B11 What are the Sustainability implications: N/A
B11.2 Positive (Opportunities/Benefits): A revision of the Rolleston on Dove NP policies have sustainability benefits, in that the associated policy areas of Housing and Design are meant to support the delivery of the Local Development Plan and relevant Neighbourhood Plans.
B11.3 Negative (Threats): Viability issues (with identified sites) could mean that the supporting infrastructure cannot be provided.

Health & Safety Implications

B12 What are the Health & Safety implications:
B12.1 A Risk Assessment has not been carried out and entered into Harriet for all significant hazards and risks because there are no significant hazards or risks arising from this decision.
B12.3.1 Positive (Benefits): To secure the necessary policies to support new and existing development in the borough.
B12.3.2 Negative (Threats): Inadequate policies could mean that new development is not sustainable. In addition there could be an increase in decisions being made through the planning appeals process (rather than through the development plan process).

Key Decision

B13 Is this a Key Decision?	No
Note: A Key Executive Decision is one where:	
<ol style="list-style-type: none"> 1. REVENUE – Any contract or proposal with an annual payment or saving of more than £100,000 2. CAPITAL – Any capital project with a value in excess of £150,000 3. A decision which significantly affects communities living or working in an area comprising two or more wards. 	
B13.1 If this is a Key Decision, is this an urgent decision such that a delay caused by use of the Call-in Procedure would <u>seriously</u> prejudice the public interest?	<i>No (unless the grant is time limited)</i>
B13.2 If yes, has the Mayor or in his/her absence the Deputy Mayor or in his/her absence the Chair of the relevant Scrutiny Committee agreed that the decision will be exempt from Call-in?	No

NOTE: If this decision is subject to the Call-in Procedure it will come into force, and may then be implemented, on the expiry of 3 working days after publication – unless 10 Members of the Council call in the decision.

Please send the original signed document to andrea.davies@eaststaffsbc.gov.uk

