

SOUTH SOMERSET DISTRICT COUNCIL

DRAFT NEIGHBOURHOOD PLAN SUBMISSION REQUIREMENTS

Castle Cary and Ansford



Legislation (See Key)	Requirement	SSDC Comment	Complies with Submission Requirements
NPR Reg 15	A <b>Map</b> which identifies the area to which the proposed Neighbourhood Plan relates.	A Map showing the area of the Parish - the Neighbourhood Plan Area - is included in the Neighbourhood Plan.	Y
NPR Reg 15	A <b>Consultation Statement</b> , which must include the following: <ul style="list-style-type: none"> <li>- details of who was consulted on the proposed neighbourhood plan (including consultation bodies)</li> <li>- an explanation of how they were consulted</li> <li>- a summary of the main issues and concerns raised through consultation</li> <li>- a description of how these issues were considered, and where relevant, addressed in the proposed neighbourhood development plan.</li> </ul>	A Consultation Statement was received on 6 <sup>th</sup> November 2018.	Y
NPR Reg 15	The final version of the <b>Proposed Neighbourhood Development Plan</b>	The Planning Authority received the Neighbourhood Plan on 6 <sup>th</sup> November 2018	Y
TCPA Schedule 4B p8	A <b>Statement</b> explaining how the proposed neighbourhood plan meets the requirements – the <b>basic conditions and other tests</b> – set out in the legislation:-	The Planning Authority received a Basic Conditions Statement on 6 <sup>th</sup> November 2018.	Y

(a)	<ul style="list-style-type: none"> <li>having regard to <b>national policies and advice</b> contained in guidance issued by the Secretary of State it is appropriate to make the neighbourhood plan</li> </ul>	The Basic Conditions Statement sets out how each of the Neighbourhood Plan policies have regard to the NPPF 2012; and confirms that paragraph 214 of the 2018 NPPF states that, for plans submitted before 24 <sup>th</sup> January 2019, the 2012 NPPF will apply.	<b>Y</b>
(b)	<ul style="list-style-type: none"> <li>having special regard to the desirability of preserving any <b>listed building or its setting or any features of special architectural or historic interest</b> that it possesses, it is appropriate to make the order.</li> </ul>	No Neighbourhood Development Order is proposed.	<b>n/a</b>
(c)	<ul style="list-style-type: none"> <li>having special regard to the desirability of preserving or enhancing the character or appearance of any <b>conservation area</b>, it is appropriate to make the order.</li> </ul>	No Neighbourhood Development Order is proposed.	<b>n/a</b>
(d)	<ul style="list-style-type: none"> <li>the 'making' of the Neighbourhood Plan contributes to the achievement of <b>sustainable development</b></li> </ul>	The Basic Conditions Statement includes a table setting out how each of the Neighbourhood Plan policies perform against the economic, social and environmental roles of sustainable development.	<b>Y</b>
(e)	<ul style="list-style-type: none"> <li>the 'making' of the neighbourhood plan is in general conformity with the strategic policies contained in the <b>development plan</b> for the area of the authority (or any part of that area)</li> </ul>	The Basic Conditions Statement seeks to illustrate how each of the Neighbourhood Plan policies are in general compliance with the strategic policies of the Local Plan, although the District Council does have reservations about several Neighbourhood Plan policies and sections, as set out in the separate schedule of comments.	<b>Y</b>

(f)	<ul style="list-style-type: none"> <li>the 'making' of the neighbourhood plan will not breach, and is otherwise compatible with <b>EU Obligations</b></li> </ul>	A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report has been prepared and is available.	<b>Y</b>
NPR Schedule 2	<ul style="list-style-type: none"> <li>prescribed conditions are met in relation to the neighbourhood plan and <b>prescribed matters</b> have been complied with in connection with the proposal for the neighbourhood plan</li> </ul> <p>[The prescribed condition is that the 'making' of the neighbourhood plan is not likely to have a significant effect on a European site (as defined in the <b>Conservation of Habitats and Species Regulations 2012</b>) or a European offshore marine site (as defined in the <b>Offshore Marine Conservation (Natural Habitats, &amp;c.) Regulations 2007</b>) (either alone or in combination with other plans or projects).</p>	<p>A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report has been prepared and is available.</p> <p>Consideration of marine sites is not applicable.</p>	<b>Y</b>
EAPPR Part 2	<p>In order for the public and the independent examiner to know whether the plan is likely to have <b>significant environmental effects</b>, one of the following must be submitted:</p> <ul style="list-style-type: none"> <li>a screening opinion confirming that the plan proposal is unlikely to have significant environmental effects; or</li> <li>an environmental report prepared in accordance with the Environmental Assessment of Plans and Programmes Regulations 2004</li> </ul> <p>It is recommended that this information is also included as an appendix to the basic conditions statement.</p>	A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report has been prepared and is available.	<b>Y</b>
LA p61F	<p>The plan is being submitted by a <b>Qualifying Body</b>. In a neighbourhood area that covers the whole or any part of the area of a parish / town council only a parish / town council can submit the neighbourhood plan. If the plan is for an area that includes the whole or part of the area of another parish or town council (a multi-parish plan), consent must be obtained from all of the parish / town councils whose area is included. Elsewhere the plan must be submitted by a designated neighbourhood forum.</p>	The Castle Cary and Ansford Neighbourhood Plan is being submitted by Castle Cary Town Council and Ansford Parish Council. The Neighbourhood Area was designated in June 2015.	<b>Y</b>

PCPA s38A	The draft Neighbourhood Plan <b>sets out policies in relation to the development and use of land</b> in the whole or any part of a neighbourhood area. A neighbourhood plan must include land use planning policies that can be used in the determination of planning applications. It must also relate to a designated neighbourhood area.	The Neighbourhood Plan does not contain policies which are not related to the use and development of land.	Y
PCPA s38B	The proposed Neighbourhood Plan <b>states the period in which it is to have effect</b> . This should be clearly shown on the front of the plan.	The Plan is intended to cover the period 2016 to 2028.	Y
PCPA s38B	The <b>policies do not relate to excluded development</b> . For example county matters (mineral extraction and waste development) and Nationally Significant Infrastructure Projects	The Draft Policies do not relate to excluded development.	Y
PCPA s38B	The proposed Neighbourhood Plan <b>does not relate to more than one neighbourhood area</b> .	The Draft Plan relates only to the Parishes of Castle Cary and Ansford.	Y
PCPA s38B	There have been <b>no other Neighbourhood Plans</b> produced for the Neighbourhood Area	There have been no other Neighbourhood Plans produced for Castle Cary and Ansford	Y

Key:

NPR - The Neighbourhood Planning (General) Regulations 2012 As Amended

TCPA – Town and Country Planning Act 1990 As Amended

LA - Localism Act 2011

PCPA – Planning & Compulsory Purchase Act 2004

EAPPR - Environmental Assessment of Plans and Programmes Regulations 2004