

SOUTH SOMERSET DISTRICT COUNCIL - STATEMENT THAT THE COUNCIL IS SATISFIED THAT THE NEIGHBOURHOOD PLAN MEETS THE BASIC CONDITIONS

North Cadbury and Yarlington Neighbourhood Plan 2018 to 2033

Legislation (See Key)	Requirement	SSDC Comment	Complies with Submission Requirements
NPR Reg 15	A Map which identifies the area to which the proposed Neighbourhood Plan relates.	A Map showing the area of the Parishes - the Neighbourhood Plan Area - is included in the Neighbourhood Plan.	Y
NPR Reg 15	A Consultation Statement , which must include the following: <ul style="list-style-type: none"> - details of who was consulted on the proposed neighbourhood plan (including consultation bodies) - an explanation of how they were consulted - a summary of the main issues and concerns raised through consultation - a description of how these issues were considered, and where relevant, addressed in the proposed neighbourhood development plan. 	A Consultation Statement was received on 13 th December 2021	Y
NPR Reg 15	The final version of the Proposed Neighbourhood Development Plan	The Planning Authority received the Neighbourhood Plan on 13 th December 2021	Y
TCPA Schedule 4B p8	A Statement explaining how the proposed neighbourhood plan meets the requirements – the basic conditions and other tests – set out in the legislation:-	The Planning Authority have received a Basic Conditions Report.	Y
(a)	<ul style="list-style-type: none"> • having regard to national policies and advice contained in guidance issued by the Secretary of State it is appropriate to make the neighbourhood plan 	Relevant sections of the NPPF are referred to in respect of Neighbourhood Plan Policies. How	Y

		the Plan relates to sections of the NPPF is also included.	
(b)	<ul style="list-style-type: none"> having special regard to the desirability of preserving any listed building or its setting or any features of special architectural or historic interest that it possesses, it is appropriate to make the order. 	Policy 1 seeks to protect local heritage assets from harmful and/or insensitive development.	Y
(c)	<ul style="list-style-type: none"> having special regard to the desirability of preserving or enhancing the character or appearance of any conservation area, it is appropriate to make the order. 	The local Conservation Areas are referred to in Section 5 of the Neighbourhood Plan and Policy 1 seeks to protect local heritage assets from harmful and/or insensitive development.	Y
(d)	<ul style="list-style-type: none"> the 'making' of the Neighbourhood Plan contributes to the achievement of sustainable development 	The Basic Conditions Statement includes statements seeking to set out how the Neighbourhood Plan Policies comply with the relevant paragraphs within the National Planning Policy Framework.	Y
(e)	<ul style="list-style-type: none"> the 'making' of the neighbourhood plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area) 	The Neighbourhood Plan is in general conformity with the strategic policies contained in the Local Plan.	Y
(f)	<ul style="list-style-type: none"> the 'making' of the neighbourhood plan will not breach, and is otherwise compatible with EU Obligations 	A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report has been prepared.	Y

(g) NPR Schedule 2	<ul style="list-style-type: none"> prescribed conditions are met in relation to the neighbourhood plan and prescribed matters have been complied with in connection with the proposal for the neighbourhood plan <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 Conservation of Habitats and Species Regulations 2012) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007) (either alone or in combination with other plans or projects).</p>	<p>A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report have been prepared and are available.</p> <p>Consideration of marine sites is not applicable.</p>	Y
EAPPR Part 2	<p>In order for the public and the independent examiner to know whether the plan is likely to have significant environmental effects, one of the following must be submitted:</p> <ul style="list-style-type: none"> a screening opinion confirming that the plan proposal is unlikely to have significant environmental effects; or an environmental report prepared in accordance with the Environmental Assessment of Plans and Programmes Regulations 2004 <p>It is recommended that this information is also included as an appendix to the basic conditions statement.</p>	<p>A Strategic Environmental Assessment and Habitats Regulations Assessment Screening Report have been prepared and are available.</p>	Y
LA p61F	<p>The plan is being submitted by a Qualifying Body. 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>	<p>The North Cadbury and Yarlinton Neighbourhood Plan is being submitted by North Cadbury and Yarlinton Parish Council. The Neighbourhood Area was designated in July 2019.</p>	Y
PCPA s38A	<p>The draft Neighbourhood Plan sets out policies in relation to the development and use of land in the whole or any part of a</p>	<p>The Neighbourhood Plan does not contain policies which are not</p>	Y

	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.	related to the use and development of land.	
PCPA s38B	The proposed Neighbourhood Plan states the period in which it is to have effect . This should be clearly shown on the front of the plan.	The Plan is intended to cover the period 2018 to 2033.	Y
PCPA s38B	The policies do not relate to excluded development . For example county matters (mineral extraction and waste development) and Nationally Significant Infrastructure Projects	The Policies do not relate to excluded development.	Y
PCPA s38B	The proposed Neighbourhood Plan does not relate to more than one neighbourhood area .	The Plan relates only to the Parishes of North Cadbury and Yarlington.	Y
PCPA s38B	There have been no other Neighbourhood Plans produced for the Neighbourhood Area	There have been no other Neighbourhood Plans produced for North Cadbury and Yarlington.	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