

## Local Plan Committee

Item  
**8**

4 February 2019

<b>Report of</b>	Assistant Director Policy & Corporate	<b>Author</b>	Bethany Jones 01206 282541
<b>Title</b>	Local Development Scheme		
<b>Wards affected</b>	NA		

### 1. Executive Summary

- 1.1 The plan making process is regulated by the Planning and Compulsory Purchase Act 2004, as amended by the Localism Act 2011 (part 6, Planning, section 111 Local Development Schemes) which governs the production of development plan documents including the Local Development Scheme (LDS) through the Town and Country Planning (Local Planning) (England) Regulations 2012.
- 1.2 The LDS is an essential tool used to keep the Local Plan up to date and provide details of consultation periods, public examinations and expected dates of adoption and publication for each document. The Council has previously reviewed the LDS on a number of occasions with the last update being in November 2017. This reflected changes to the timetable of the Local Plan and Community Infrastructure Levy as well as several changes to Neighbourhood Plan preparation.
- 1.3 The LDS now requires updating to reflect further consultation and timetable variations for the Local Plan and the Strategic Development DPDs as well as the addition of a new Supplementary Planning Document on the Recreational Disturbance Avoidance and Mitigation Strategy.

### 2. Recommended Decision

- 2.1 To agree changes to the Local Development Scheme (LDS).

### 3. Reason for Recommended Decision

- 3.1 The Council is required under the Localism Act 2011 and the Town and Country Planning (Local Planning) (England) Regulations 2012 to publish up to date information for the public on the preparation and revision of Development Plan Documents.

### 4. Alternative Options

- 4.1 The Committee could decide not to update the Local Development Scheme or to make amendments to it. The Council however is required under the Localism Act 2011 and the Town and Country Planning (Local Planning) (England) Regulations 2012 to publish up to date information for the public on the preparation and revision of development plan documents through the LDS.

## **5. Background Information**

- 5.1 A Local Development Scheme is required under section 15 of the Planning and Compulsory Purchase Act 2004 (as amended by the Planning Act 2008, the Localism Act 2011 and the Housing and Planning Act 2016). This must specify (among other matters) the local development documents which are to be development plan documents, the subject matter and geographical area to which each development plan document is to relate, and the timetable for the preparation and revision of the development plan documents. It must be made available publicly and kept up-to-date. It is important that local communities and interested parties can keep track of progress. Local planning authorities should publish their local development scheme on their website.
- 5.2 Colchester Borough Council first adopted a LDS in May 2005, with various revisions published at regular intervals to reflect changes in governing regulations and work programmes. The LDS was last reviewed by Local Plan Committee in November 2017.
- 5.3 The LDS sets out which documents will form part of the Colchester Local Plan along with the timetable for the preparation and review of each document. The LDS is also reviewed annually as part of the Council's Authority Monitoring Report.
- 5.4 The revised LDS (which can be found in Appendix A) provides the scope and further details with regards to each document and includes the Project Chart which outlines the timescales proposed and shows how each document will be progressed over the next 3 years. Below is a summary of the key dates for planning documents which are further explained within the LDS itself:
- Local Plan
    - Submission – October 2017
    - Examination of Section 1 - January and May 2018, Autumn 2019
    - Examination Section 2 – Spring/Summer 2020
    - Adoption of Section 1 – Spring 2020 (if adopted independently)
    - Adoption of Full Plan – Winter 2020/21
  - Planning Obligations SPD, 2019
  - Recreational Area Disturbance and Mitigation (RAMs) SPD 2019
  - Joint Development Plan Documents for Garden Communities;
    - Issues and Options consultation – Nov 2017- Jan 2018
    - Preferred Options consultation- Winter 2020/21
    - Submission version consultation –Winter 2021/22
    - Submission – Spring 2022
    - Examination –Summer 2022
    - Adoption – Winter 2022/23
  - Neighbourhood Planning;
    - Boxted – NP Adopted December 2016
    - Myland – NP Adopted December 2016
    - Wivenhoe – Adoption expected in summer 2019
    - West Bergholt – Adoption expected in autumn 2019
    - Eight Ash Green – Adoption expected in autumn 2019
    - Great Tey – Adoption in Summer 2020
    - Tiptree – Adoption in winter 2019/20
    - Marks Tey – Adoption in Summer 2020

- West Mersea – Adoption in spring/summer 2020
- Copford – Adoption in spring/summer 2020
- Evidence base documents and updates which will be necessary to support the Local Plan Review
- Changes to the text of the LDS to reflect the range of documents outlined above.

5.5 In earlier versions of the LDS, the Council was required to specify details of each Supplementary Planning Document (SPD) intended to be produced. Changes to the Regulations no longer require Supplementary Planning Documents to be included in an LDS, but the Council has chosen to show them to demonstrate the links between all the documents which contribute to the Colchester Local Plan. There are two SPDs programmed for the next three year period, a Planning Obligations SPD and an SPD providing detail on how the Council will address the requirements for a Recreational Disturbance Avoidance and Mitigation Strategy. Future additional SPDs as well as further guidance notes and development brief documents may however be produced by the Spatial Policy Team without formal modification of the LDS because of their non-statutory status in the decision making process.

## **6. Equality, Diversity and Human Rights Implications**

6.1 An Equality Impact Assessment has been prepared for the Local Plan and is available to view by clicking on this link:- <https://www.colchester.gov.uk/info/cbc-article/?catid=equality-impact-assessments&id=KA-01528>

6.2 There are no particular Human Rights implications.

## **7. Strategic Plan References**

7.1 Effective strategic planning supports the Strategic Plan Action Plan which includes a commitment to make Colchester a vibrant, prosperous, thriving and welcoming place.

## **8. Consultation and Publicity**

8.1 Public consultation on the LDS is not specifically required by the Regulations. Each document highlighted in the LDS will be subject to specific public consultation in line with the statutory regulations at the appropriate time. Attention could well be focused on plans listed in the LDS resulting in publicity for the Council.

## **9. Financial, Community Safety, Health and Safety and Risk Management Implications**

9.1 None.

## **10. Disclaimer**

10.1 The information in this report was, as far as is known, correct at the date of publication. Colchester Borough Council cannot accept responsibility for any error or omission.

## Appendix A – LDS Timetable

