

CABINET ITEM COVERING SHEET PROFORMA

AGENDA ITEM

REPORT TO CABINET

22 NOVEMBER 2007

**REPORT OF CORPORATE
MANAGEMENT TEAM**

CABINET DECISION/KEY DECISION

Regeneration and Transport – Lead Cabinet Member – Councillor Cook

**STOCKTON-ON-TEES BOROUGH LOCAL DEVELOPMENT FRAMEWORK
ANNUAL MONITORING REPORT 2006/2007**

1. Summary

This report informs Cabinet Members of the completion of the third Local Development Framework Annual Monitoring Report (AMR), prior to it being submitted to the Secretary of State before the end of December 2006. The AMR also reports on which of the existing Local Plan policies will be saved beyond September 2007.

2. Recommendations

That Cabinet note and endorse the third Local Development Framework Annual Monitoring Report

3. Reasons for the Recommendations/Decision(s)

There is a statutory duty for all local planning authorities to adopt and keep under review the development plan for their respective areas. The preparation of an annual monitoring report is a vital part of this process, to assess whether policies are performing as intended and whether targets are being met.

This report is presented to Cabinet to endorse the findings of the AMR which may influence policy development and the any amendments to the Local Development Scheme.

4. Members Interests

Members (including co-opted Members with voting rights) should consider whether they have a personal interest in the item as defined in the Council's code of conduct (**paragraph 8**) and, if so, declare the existence and nature of that interest in accordance with paragraph 9 of the code.

Where a Member regards him/herself as having a personal interest in the item, he/she must then consider whether that interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to

prejudice the Member's judgement of the public interest (**paragraphs 10 and 11 of the code of conduct**).

A Member with a prejudicial interest in any matter must withdraw from the room where the meeting considering the business is being held -

- in a case where the Member is attending a meeting (including a meeting of a select committee) but only for the purpose of making representations, answering questions or giving evidence, provided the public are also allowed to attend the meeting for the same purpose whether under statutory right or otherwise, immediately after making representations, answering questions or giving evidence as the case may be;
- in any other case, whenever it becomes apparent that the business is being considered at the meeting;

and must not exercise executive functions in relation to the matter and not seek improperly to influence the decision about the matter (**paragraph 12 of the Code**).

Further to the above, it should be noted that any Member attending a meeting of Cabinet, Select Committee etc; whether or not they are a Member of the Cabinet or Select Committee concerned, must declare any personal interest which they have in the business being considered at the meeting (unless the interest arises solely from the Member's membership of, or position of control or management on any other body to which the Member was appointed or nominated by the Council, or on any other body exercising functions of a public nature, when the interest only needs to be declared if and when the Member speaks on the matter), and if their interest is prejudicial, they must also leave the meeting room, subject to and in accordance with the provisions referred to above.

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SUMMARY

This report informs Cabinet Members of the completion of the third Local Development Framework Annual Monitoring Report (AMR), prior to it being submitted to the Secretary of State before the end of December 2006. The AMR also reports on which of the existing Local Plan policies will be saved beyond September 2007.

RECOMMENDATIONS

That Cabinet note and endorse the third Local Development Framework Annual Monitoring Report

DETAIL

1. Review and monitoring are key aspects of the Government's "plan, monitor and manage" approach to the planning system. They are crucial to the successful delivery of the spatial vision and objectives of the Local Development Framework and should be undertaken on a continuous, pro-active basis. By identifying outputs and trends, these techniques will enable local planning authorities to build a comprehensive evidence base against which local development document policies and implementation mechanisms can be assessed. Regulation 48 of the Town and Country Planning (Local Development) (England) Regulations 2004 requires local authorities to produce an Annual Monitoring Report to assess:
 - the implementation of the Local Development Scheme
 - the extent to which policies in Local Development Documents are being achieved.
2. Annual Monitoring Reports must be based upon the period from 1 April to 31 March, and submitted to the Secretary of State no later than the end of the following December. This report deals with Annual Monitoring Report for 2006/07, which needs to be submitted by the end December 2007.

Monitoring

3. Planning Policy Statement 12: Local Development Frameworks gives guidance to local authorities as to the content of the Annual Monitoring Report. This should include an assessment of:

- whether policies and related targets and milestones in Local Development Documents have been met or progress is being made towards meeting them or, where they are not being met or not on track to being achieved, the reasons why;
 - what impact the policies are having in respect of national, regional and local policy targets and any other targets identified in Local Development Documents;
 - whether the policies in the Local Development Document need adjusting or replacing because they are not working as intended
 - whether the policies need changing to reflect changes in national and regional policy; and
 - if policies or proposals need changing, the actions needed to achieve this.
4. Regulation 48 specifically requires information to be provided on net additional dwellings. As a means of assessing policy implications, authorities should use trajectories to demonstrate past and likely future performance, and demonstrate how housing policies will deliver housing provision in their area.

Core Output Indicators

5. Under the Local Development Framework guidance, a set of core indicators are included which local authorities are required to address in their Annual Monitoring Report. These indicators have to be collected within a consistent timeframe using a clearly identified set of definitions. Detailed definitions are set out to assist local authorities with this task.

Third Annual Monitoring Report

6. Attached for Members' information is Stockton Borough's third Annual Monitoring Report. This covers the period from April 2006 – March 2007. In the absence of new Local Development Documents which will make up the Local Development Framework, this monitoring report still focuses on the performance of policies in the existing Stockton-on-Tees Local Plan.
7. This Annual Monitoring Report will enable the Council to:
- assess progress towards meeting the targets set out in the Local Development Scheme, and provide a basis for amendments in timetabling, as necessary.
 - strengthen baseline data against which to monitor performance in the future.
 - identify further gaps in the knowledge base, to enable systems to be put in place to collect information required for monitoring.
 - look at the existing Local Plan policies to assess their effectiveness.

Key findings of the 2006/07 Annual Monitoring Report

8. Some key findings of the Annual Monitoring Report are:
- The key milestone in the Local Development Scheme, the issues and options consultation on the Core Strategy, was achieved
 - Three Supplementary Planning Documents were adopted (Boathouse Lane Planning and Design Brief, Parking Provision for New Developments, and the Conservation and Historic Environment Folder)
 - Disposal of waste via landfill is one of the best records in the country, with high levels of re-use, recycling and recovery of waste
 - Nearly 10 hectares of employment land has been taken up (mainly at Preston Farm Industrial Estate and Wynyard)
 - 563 new homes were completed (net) – 920 gross but 357 demolitions
 - 58% of housing was built on brownfield land (compared with 40% or less during previous years).

The Next Steps

9. The Annual Monitoring Report needs to be submitted to the Secretary of State by the end of December 2007.

FINANCIAL AND LEGAL IMPLICATIONS

Financial

10. Failure to meet the agreed deadlines for submission of the Annual Monitoring Report could impact adversely on the amount of Planning Delivery Grant received by the Council.

LEGAL

11. The Planning and Compulsory Purchase Act 2004 states that every local planning authority must make an annual report to the Secretary of State. This report must be submitted within 9 months of the end of the monitoring period. Failure to produce an AMR would mean that the Council would not have met BVPI 200c, and this would have performance implications for the Planning Service.

RISK ASSESSMENT

12. This (subject matter of report) is categorised as low to medium risk. Existing management systems and daily routine activities are sufficient to control and reduce risk.

COMMUNITY STRATEGY IMPLICATIONS

13. Planning policy is part of the framework which enables the Community Strategy to be implemented

CONSULTATION INCLUDING WARD/COUNCILLORS

14. Not applicable.

Name of Contact Officer: Jane Elliott
Post Title: Principal Planning Officer
Telephone No.: 01642 526053
Email Address: jane.elliott@stockton.gov.uk

Background Papers Planning and Compulsory Purchase Act 2004
Town and Country Planning (Local Development) (England)
Regulations 2004

Ward(s) and Ward Councillors: N/A

Property: N/A