

CABINET ITEM COVERING SHEET PROFORMA

AGENDA ITEM

REPORT TO CABINET

4th September 2013

**REPORT OF CORPORATE
MANAGEMENT TEAM**

CABINET DECISION

Regeneration & Transport – Lead Cabinet Member – Councillor Mike Smith

Stockton-on-Tees Local Plan: Local Development Scheme (LDS)

1. Summary

The Council is required to prepare and maintain an up-to-date LDS, a document which identifies and provides details of the planning policy documents (Local Development Documents or LDDs) it intends to produce as part of its local plan (formerly Local Development Framework or LDF) either individually or jointly with other local planning authorities (LPAs), together with the timetables for their production or review. The LDS accompanying this report contains the details of and timetables for the production or completion of the remaining LDDs the Council intends to produce to complete its local plan; the Regeneration & Environment LDD and the Gypsy Traveller and Travelling Show-people Site Allocations LDD, as well as a timetable for the production of the Community Infrastructure Levy (CIL) Charging Schedule.

2. Recommendations

Members are recommended to:-

- i) Note the contents of this report.

3. Reasons for the Recommendations/Decision(s)

To agree the timetable for the remaining stages of the preparation of the Regeneration & Environment Local Development Document (LDD), the commencement and completion of the Gypsy, Traveller and Travelling Show People Site Allocations LDD and the CIL Charging Schedule.

4. Members' Interests

Members (including co-opted Members) should consider whether they have a personal interest in any item, as defined in **paragraphs 9 and 11** of the Council's code of conduct and, if so, declare the existence and nature of that interest in accordance with and/or taking account of **paragraphs 12 - 17** of the code.

Where a Member regards him/herself as having a personal interest, as described in **paragraph 16** of the code, in any business of the Council he/she must then, **in accordance with paragraph 18** of the code, 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 and the business:-

- affects the members financial position or the financial position of a person or body described in **paragraph 17** of the code, or

- relates to the determining of any approval, consent, licence, permission or registration in relation to the member or any person or body described in **paragraph 17** of the code.

A Member with a personal interest, as described in **paragraph 18** of the code, may attend the meeting but must not take part in the consideration and voting upon the relevant item of business. However, a member with such an interest may make representations, answer questions or give evidence relating to that business before the business is considered or voted on, provided the public are also allowed to attend the meeting for the same purpose whether under a statutory right or otherwise (**paragraph 19** of the code)

Members may participate in any discussion and vote on a matter in which they have an interest, as described in **paragraph 18** of the code, where that interest relates to functions of the Council detailed in **paragraph 20** of the code.

Disclosable Pecuniary Interests

It is a criminal offence for a member to participate in any discussion or vote on a matter in which he/she has a disclosable pecuniary interest (and where an appropriate dispensation has not been granted) **paragraph 21** of the code.

Members are required to comply with any procedural rule adopted by the Council which requires a member to leave the meeting room whilst the meeting is discussing a matter in which that member has a disclosable pecuniary interest (**paragraph 22** of the code)

AGENDA ITEM

REPORT TO CABINET

4th September 2013

**REPORT OF CORPORATE
MANAGEMENT TEAM**

CABINET DECISION

Stockton-on-Tees Local Plan: Local Development Scheme (LDS)

SUMMARY

The Council is required to prepare and maintain an up-to-date LDS, a document which identifies and provides details of the planning policy documents (Local Development Documents or LDDs) it intends to produce as part of its local plan (formerly Local Development Framework or LDF) either individually or jointly with other local planning authorities (LPAs) together with the timetables for their production or review. The LDS accompanying this report contains the details of and timetables for the production or completion of the remaining LDDs the Council intends to produce to complete its local plan; the Regeneration & Environment LDD and the Gypsy Traveller and Travelling Show-people Site Allocations LDD, as well as a timetable for the production of the Community Infrastructure Levy (CIL) Charging Schedule.

RECOMMENDATIONS

Members are recommended to:-

- i) Note the contents of this report.

DETAIL

1. As a LPA, the Council is required to prepare and maintain a LDS under section 15 of the Planning and Compulsory Purchase Act 2004 as amended by section 111 of the Localism Act. The LDS contains details of the LDDs the Council intends to produce as part of its local plan and timetables for the production and completion of those LDDs.
2. The LDS is a public statement of Stockton's programme for the production of its development plan up to 2015. Stockton's first LDS was produced in March 2005 and there have been a number of updates since then; the last being in January 2012. Originally, as the 2004 Act required a Council resolution to bring the LDS into effect, it was referred to Cabinet and Full Council for approval, but in 2008, Council delegated decisions for agreeing future amendments to the scheme to the Head of Planning and Chairperson of the LDF Member Steering Group. Formerly it was also necessary for the schemes to be sent to and agreed by the Secretary of State but the Localism Act 2011 removed this requirement.
3. Many of the documents identified in earlier LDS have been completed and this latest one contains the details of the two remaining documents required to complete Stockton's Local Plan (formerly referred to as the Local Development Framework); the Regeneration & Environment Local Development Document (LDD) and the Gypsy Traveller and Travelling Show-people Site Allocations LDD. Although it is not strictly part of the local plan, a

timetable for the completion of work on the Community Infrastructure Levy is also included for completeness.

4. The full LDS is available in the members' library, a summary timetable is attached at Appendix 1 and the full LDS is attached at Appendix 2.
5. The Local Plan Members' Steering Group was consulted on the LDS at its meeting on 3rd September and a delegated decision signed by the Head of Planning and the Chair of the Steering Group to bring the scheme into effect from that date. The scheme can now be published on the Council's website and information about progress against the timetable can be published on a regular basis.

FINANCIAL IMPLICATIONS

The work identified in the LDS will be carried out under existing financial provisions.

LEGAL IMPLICATIONS

The Council is required to produce and maintain a LDS under section 15 of the Planning and Compensation Act 2004 as amended by section 111 of the Localism Act 2011.

RISK ASSESSMENT

“This LDS is categorised as low to medium risk. Existing management systems and daily routine activities are sufficient to control and reduce risk.”

SUSTAINABLE COMMUNITY STRATEGY IMPLICATIONS

Economic Regeneration and Transport

The LDS contains the timetable for the final stages in the production of the Regeneration & Environment LDD which allocates sites to support the economic regeneration of the borough and for associated transport schemes.

Safer Communities

The documents contained in the LDS seek to support the creation and maintenance of safer communities by providing the homes, employment, community facilities and other infrastructure to create inclusive sustainable mixed communities which reduce the opportunities for crime.

Children and Young People

The documents contained in the LDS will contain policies which acknowledge the needs of children and young people and support the provision of the appropriate homes, educational facilities, environment, job opportunities, leisure and recreational facilities for them to learn and achieve in a safe and healthy environment.

Healthier Communities and Adults

The documents in the LDS will contain policies which will support healthier communities and adults by providing high quality homes in a high quality environment close to the health facilities, open space and other recreational facilities to enable the pursuit of healthy lifestyles.

Environment and Housing

The documents in the LDS will contain policies which will identify sites for new housing development and which will support the maintenance and creation of high quality environments in the borough.

**Supporting Themes:-
Stronger Communities**

The documents in the LDS support the creation of inclusive sustainable mixed communities.

Older Adults

The documents in the LDS will contain policies which address the development needs of older adults.

Arts Leisure and Culture

The documents in the LDS will contain policies to support the provision of arts, leisure and cultural facilities in the borough.

EQUALITIES IMPACT ASSESSMENT

- This report is not subject to an Equality Impact Assessment because it is not seeking approval for a new policy, strategy or change in the delivery of a service.

CONSULTATION INCLUDING WARD/COUNCILLORS

Consultation has been undertaken with the Local Plan Members' Steering Group on 3rd September. Ward Councillors have not been consulted as the contents of the report are not geographically specific.

Name of Contact Officer: Rosemary Young

Post Title: Spatial Planning Manager

Telephone No. 01642 526054

Email Address: rosemary.young@stockton.gov.uk

Education related? No

Background Papers

Planning and Compensation Act 2004 section 15

Localism Act 2011 section 111.

Ward(s) and Ward Councillors:

N/A

Property

The contents of the report do not affect Council property or the Capital Programme and Asset Management Plan.

APPENDIX 1: Summary of LDS Timetables

Regeneration & Environment LDD

Publication documents through democratic process April 2014*
Publication consultation 5th May – 16th June 2014
Submission to Secretary of State 26th August 2014.
Examination-in-Public begins 24th November for 2 weeks
Inspector's report 9th March 2015
Democratic process & adoption March 2015

Community Infrastructure Levy

Preliminary Draft Charging Schedule through democratic process April 2014
Preliminary Draft Charging Schedule consultation 5th May – 16th June 2014
Draft charging schedule consultation 1st September to 13th October 2014
Submit charging schedule for examination jointly with R&E LDD 26TH August 2014
CIL Examination 15th December 2014
Examiner's report 9th March 2015
Democratic process & CIL adoption March 2015

Gypsy and Traveller Site Allocations LDD

Sustainability Appraisal Scoping report through democratic process October/ November 2013
Targeted consultation on SA scoping report December 2013/January 2014
Draft Gypsy & Traveller LDD document through democratic process January 2014
Draft Gypsy and Traveller LDD (Regulation 18) consultation 3rd February to 17th March 2014

(If possible the proposed sites and policies will be incorporated into the Regeneration & Environment LDD and follow the timetable from *). Otherwise a separate document will follow this timetable:

Publication documents through democratic process June 2014
Publication consultation 1st July to 12th August 2014
Submit to Secretary of State for examination 29th September 2014
Examination-in-public commences 6th January 2015
Inspector's report 13th April 2015
Democratic process and adoption May 2015