

DECISION ITEM



REPORT OF	MEETING	DATE	ITEM NO
DEVELOPMENT SERVICES	DEVELOPMENT MANAGEMENT COMMITTEE	18 NOVEMBER 2015	4

LOCAL DEVELOPMENT SCHEME

PUBLIC ITEM

This item is for consideration in the public part of the meeting.

SUMMARY

A Local Development Scheme (LDS) is a document that councils are required to produce under the Planning and Compulsory Purchase Act 2004 (as amended by the Localism Act 2011). It must be available publicly and kept up to date.

The present LDS was last updated in March 2007, and is out of date. Since its original publication in 2005 there have been numerous changes to planning legislation and policy, in particular:

- the Localism Act 2011;
- the National Planning Policy Framework (NPPF) which saw the transition from Local Development Frameworks to Local Plans and the introduction of neighbourhood planning;
- the Town and Country Planning (Local Planning) (England) Regulations 2012;
- the Neighbourhood Planning (General) (Amendment) Regulations 2015; and
- the Town and Country Planning (Development Management Procedure) (England) Order 2015.

The proposed updated LDS 2015 takes account all of the above changes, and sets out a timetable for the production of the new single Local Plan to 2032, which is at the Revised Preferred Option stage. It also lists a number of Supplementary Planning Documents which will be commenced during the later stages of Local Plan production.

RECOMMENDATION

1. That the Development Management Committee recommend Council to adopt the updated Local Development Scheme, as attached in Appendix A of this report.

CORPORATE PRIORITIES

To Promote the Enhancement of The Natural & Built Environment (Place)	√	To Encourage Cohesive Communities (People)	√
To Promote a Thriving Economy (Prosperity)	√	To Meet Expectations of our Customers (Performance)	√

SUMMARY OF PREVIOUS DECISIONS

Cabinet 26 March 2014 – Local Plan Part 1 – Progress Update

Cabinet agreed to accept the reasons given for the delay against the agreed timetable. The cabinet agreed the revised timetable and the assumptions that have been made in association with it.

The Cabinet approved the re-phasing of the delivery plan and associated budgets for development of the local plan.

Cabinet 27 November 2013 – Local plan Progress Update report and Funded Budget Increase Request

Cabinet resolved to agree the revised Local Plan progress update report and funded budget increase request.

Cabinet 16 September 2011 – Core Strategy Timetable and Budget

Cabinet agreed the revised timetable and resource plan as detailed in that report. That the timetable be used for project managing the Core strategy and is posted on the council's website.

Full Council 26 March 2007 – Local Development Scheme

Council agreed to adopt the amended Local Development Scheme for the purposes of submission to the Government Office North West.

REPORT

UPDATED LOCAL DEVELOPMENT SCHEME

1. The Planning and Compulsory Purchase Act 2004 introduced the requirement for councils to prepare and maintain a Local Development Scheme (LDS). An LDS sets out a timetable for the production of new or revised Development Plan Documents (such as a Local Plan or Supplementary Planning Documents). It also sets out the various stages these documents should be at and potential risks to these stages and possible solutions to these risks.
2. Fylde Borough Council prepared its first LDS in March 2005, which was submitted to and approved by the Secretary of State. The LDS was subsequently updated in 2006 and 2007. The 2007 version is available to view on our website at <http://www.fylde.gov.uk/council/planning-policy--local-plan-/local-development-framework/local-development-scheme/>. It is a legal requirement for all local planning authorities to keep the LDS up to date and published on the council's website.
3. The LDS serves two purposes, firstly it provides a starting point for members of the public and other stakeholders to see what the council's Development Plan consists of for the area in which they live; and secondly it sets out a programme for the preparation of documents as part of the Development Plan over a minimum period of three years, including timetables which will inform members of the public and other stakeholders about where plan production is up to and when the various documents are likely to be formally adopted.
4. The LDS includes references to both Development Plan documents which are subject to independent examination (local inquiry/hearing) and Supplement Planning Documents, which are not subject to independent examination but are consulted on with relevant bodies.
5. Following a decision by Fylde Council's Cabinet on the 26 November 2014, it was agreed that the previous decision to produce a Part 1 (containing Strategic Allocations and Development Management policies) and Part 2 Local Plan (containing Non-Strategic Allocations and town centre boundaries) be changed in favour of a combined single plan approach, and as such this updated LDS version takes this into account.

6. The LDS sets out an updated timetable for the delivery of the Fylde Local Plan to 2032, along with risks to that timetable. The timetable is set out below:

Revised timetable for the Fylde Local Plan to 2032 – Revised Preferred Option

Revised preferred Option out for consultation	15 October – 03 December 2015
Consultation on Publication Version (soundness of the document)	Minimum 6 week consultation as set out in SCI – plan on deposit from August – September 2016
Submission of all documents and Responses to Secretary of State	December 2016
Examination in Public (EiP)	January 2017
Adoption by Fylde Council	March 2017

CONCLUSION

- The LDS is an important tool to aid consultation on the emerging Fylde Local Plan to 2032, and any Supplementary Planning Documents, as it sets out a timetable which the council is committed to follow, in preparing and consulting on documents within the Development Plan, thereby giving the general public and other stakeholders advance warning of when consultations on the Development Plan are expected to take place.
- It is a legal requirement for the council to keep its LDS up to date and approval of this November 2015 LDS will ensure the council meets this requirement.
- A revised LDS can only be adopted by a resolution of the council, so the committee is asked to recommend that the council resolve to adopt the revised LDS at its next available meeting.

IMPLICATIONS	
Finance	There are no financial implications as a result of the LDS.
Legal	Production of a LDS is a legal requirement.
Community Safety	There are no community safety implications arising directly from this report.
Human Rights and Equalities	None arising directly from this report.
Sustainability and Environmental Impact	None arising directly from this report.
Health & Safety and Risk Management	There are no health and safety implications arising from this report

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LIST OF BACKGROUND PAPERS		
Name of document	Date	Where available for inspection
Local Development Scheme	March 2007	http://www.fylde.gov.uk/council/planning-policy--local-plan-/local-development-framework/local-development-scheme/

Attached documents

1. Appendix A: Draft updated Local Development Scheme (November 2015)