

## Decision Statement

### Bury Village Neighbourhood Plan

#### Draft Decision Statement

Following an independent examination Huntingdonshire District Council's Cabinet confirmed on the 23 January 2020 that the Bury Village Neighbourhood Plan will proceed to a Neighbourhood Planning Referendum.

#### Background

The Bury neighbourhood area was designated on 7 October 2015 under the Neighbourhood Planning (General) Regulations (2012). The plan area covers the parish of Bury and is contiguous with the Parish council's administrative boundary.

Bury Parish Council, as the qualifying body, submitted the Bury Village Neighbourhood Plan and its supporting evidence to Huntingdonshire District Council on 5 September 2019. The statutory six-week submission consultation was held from 19 September 2019 to 31 October 2019.

Huntingdonshire District Council, in discussion with Bury Parish Council, appointed an independent examiner, Mr David Hogger BA MSc MRTPI MCIHT, to review whether the submitted Neighbourhood Plan met the Basic Conditions as required by legislation. Mr Hogger issued his report on 19 December 2019 which recommended that the Neighbourhood Plan, subject to the modifications proposed in his report, met the Basic Conditions and should proceed to referendum.

Following discussions with the qualifying body it was decided that the Examiner's recommendations would be accepted in full.

The Basic Conditions are:

- Having regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood plan;
- The making of the neighbourhood plan contributes to the achievement of sustainable development;
- 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 making of the neighbourhood plan does not breach, and is otherwise compatible with, European Union (EU) obligations; and

- 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.

Regulations 32 and 33 of the Neighbourhood Planning (General) Regulations (2012) (as amended) set out two basic conditions in addition to those set out in primary legislation and referred to above. These are:

- The making of the neighbourhood plan is not likely to have a significant effect on a European site or a European offshore marine site either alone or in combination with other plans or projects
- Having regard to all material considerations, it is appropriate that the neighbourhood development order is made where the development described in an order proposal is Environmental Impact Assessment development (this is not applicable to this examination).

### **Decision and Reasons**

Huntingdonshire District Council's Cabinet considered the recommendations on 23 January 2020 and agreed to accept the Examiner's proposed modifications and approve the Bury Village Neighbourhood Plan to proceed to referendum.

The modifications to the Neighbourhood Plan, as needed to ensure it meets the Basic Conditions and in accordance with the Examiner's recommendations are listed in the following table.

## Examiner's Recommended Modifications Received 19 December 2019

The statement below sets out the modifications considered by the examiner as necessary to enable the submission neighbourhood plan to meet the required basic conditions. Strike-through text indicates a deletion and bold indicates the insertion of additional text.

Proposed modification number (PM)	Page no./ other reference	Modification
PM1	Paragraph 20.6 Page 24	Remove reference to Airfield owner:  <del>It is noted that the majority of the Upwood Airfield site is owned by Strawsons Property, although some parcels are in other ownership. However, †</del> The concept ....
PM2	Paragraph 40.8 Page 64	Delete the last sentence:  <del>Much of Upwood Airfield is now owned by Strawsons Property for strategic development.</del>
PM3	Policy G3 Page 25	In first line replace <del>are encouraged to</del> with <b>should</b> .
PM4	Paragraph 21.1 Page 25	Amend the start of the third sentence to read:  <del>The law sets out a very</del> <b>There is a</b> limited range ...
PM5	Policy G4 Page 26	Amend the second paragraph of policy G4 to read:  A proposal for rural exceptions housing where it meets the requirements of the Huntingdonshire Local Plan to 2036 will be supported where at least 60% of the <del>housing</del> <b>site area</b> is <b>for</b> affordable housing which has a housing mix that reflects the local housing need in Bury as demonstrated through the Bury Housing Needs Survey or other suitable local evidence. The remaining up to 40% of <del>housing</del> <b>the site area</b> should be prioritised for .....
PM6	Policy ISF1	Insert <b>Development</b> before <del>P</del> proposals in first line at the top of the page.

Proposed modification number (PM)	Page no./ other reference	Modification
	Page 30	
PM7	Glossary Page 61	Insert a new entry in the Glossary under <b>Personal Safety</b> to read: <b>an individual's ability to go about their everyday life, moving around the Parish to access services and facilities by any mode of transport, free from the threat or fear of psychological, emotional or physical harm from other users of the transport and highway network.</b>
PM8	Policy ISF2 Page 36	Amend the first sentence of the policy to read:  Proposals will be supported where they would not adversely affect the local highway network. <del>W</del> where proposals would negatively impact on the local highway network, <del>where</del> <del>appropriate</del> contributions will be sought, <b>where appropriate</b> , through a Planning Obligation or planning condition <b>in order</b> to minimise and mitigate <del>those these</del> impacts associated with the development.
PM9	Policy ISF2 Page 37	Insert a footnote to the first bullet point in the policy on page 37 to read:  <b>Identified improvement projects and their sources can be found in paragraphs 24.13 and 24.19 and associated tables.</b>
PM10	Paragraph 27.2 Page 39	Insert a footnote in the first sentence of paragraph 27.2 to read:  <b>Primary healthcare needs and capacity can be obtained by contacting the Cambridgeshire and Peterborough Clinical Commissioning Group.</b>
PM11	Paragraph 27.5 Page 39	Insert a footnote in first sentence of paragraph 27.5 to read:  <b>Educational need and capacity figures can be obtained by contacting Cambridgeshire County Council.</b>

Proposed modification number (PM)	Page no./ other reference	Modification
PM12	Paragraph 24.8 Page 32	Insert a <b>footnote</b> stating the source of the statements relating to ‘more people travelling further to work’ and the ‘average length of commute being greater than the national average’ as being the Ramsey Market Town Transport Strategy.
PM13	Paragraph 26.3 Page 37	Clarify what is meant in the second sentence.  As this is a matter of fact I shall leave the exact wording to the BPC.
PM14	Policy ISF4 Page 43	Transfer the last section of the policy (including all the bullet points) starting ‘The priorities and projects ...’ from the policy into the supporting text in a new paragraph <b>28.8</b> .
PM15	Paragraph 27.9 Page 41	Delete the word of after the word ‘pupils’.
PM16	Policy ISF5 Page 46	Revise the last bullet point to read:  Burton Brother’s Filling Station ( <b>excluding car showroom, workshop and yard</b> ).
PM17	Paragraph 29.4 Page 44	Amend start of fourth sentence to read: Local community support <b>facilities</b> includes Honey Bumpkin Childminding .....
PM18	Paragraph 34.1 Page 51	Include further supporting text and footnote regarding flood risk to read:  <b>Inappropriate development in areas at risk of flooding should be avoided, by directing development away from areas at highest risk (whether existing or future). Where development is necessary in such areas the development should be made safe for its lifetime without increasing flood risk elsewhere.</b>  Footnote to read:  <b>See NPPF paragraphs 155 onwards and policy LP 5 of HLP.</b>

Proposed modification number (PM)	Page no./ other reference	Modification
PM19	Paragraph 36.1 Page 53	Amend end of third paragraph to read: ..... and development hasd occurred.
PM20	Paragraph 37.7 Page 57	Amend last sentence of paragraph 37.7 to read: <del>The District Proportion of CIL monies will be spent as detailed in the Huntingdonshire Regulation 123 list;</del> tThe Neighbourhood proportion of the CIL monies will be spent on local infrastructure as detailed <b>in the supporting text to</b> policy ISF4 – Infrastructure Provision.