

Brampton Neighbourhood Plan 2017-2034

DECISION STATEMENT

IN ACCORDANCE WITH REGULATION 18 OF THE NEIGHBOURHOOD PLANNING (GENERAL) REGULATIONS 2012 (AS AMENDED)

Date: 6th October 2023

Summary

Following the Examination of the Brampton Neighbourhood Plan and the receipt of the Examiner's Report, Peak District National Park Authority ('The Authority') accepts the modifications to the Plan as recommended by the Examiner. The Plan, as modified in accordance with the attached table, will then proceed to referendum.

The area for the referendum boundary should be the Neighbourhood Area as designated by the Peak District National Park Authority on 13 September 2013 and by North East Derbyshire District Council on 24 October 2013, under paragraph 61F of the Town & Country Planning Act 1990.

Background documents can be viewed on North East Derbyshire District Council's website at:

[Neighbourhood Planning - North East Derbyshire District Council \(ne-derbyshire.gov.uk\)](http://ne-derbyshire.gov.uk)

To meet the requirements of the Localism Act 2011 a referendum will be held in the area formally designated as the Brampton Neighbourhood Area. The referendum will pose the question "*Do you want North East Derbyshire District Council and the Peak District National Park Authority to use the Neighbourhood Plan for Brampton to help them decide planning applications in the neighbourhood area?*"

If approved at referendum, Brampton Neighbourhood Plan will form part of the statutory development plan and will be used by the Authority, alongside the Core Strategy and Development Management Policies, for determining applications for development within that part of Brampton Neighbourhood Area that is within the National Park.

Background

The Brampton Neighbourhood Development Plan ('the Plan') relates to the area designated by North East Derbyshire District Council (on 22 June 2018) and the Peak District National Park Authority (on 13 July 2018) as a neighbourhood area.

The Pre-Submission Brampton Neighbourhood Plan underwent consultation in accordance with Regulation 14 of the Neighbourhood Planning (General) Regulations 2012 (as amended) ('the Regulations') between 24 January 2022 to 21 March 2022.

Brampton Parish Council submitted a draft plan to the Authority and NEDDC on 12 October 2022. The submitted Plan was publicised under Regulation 16, and representations were invited between 1 February and 16 May 2023.

Nigel McGurk BSc (Hons) MCD MBA MRTPI was appointed by NEDDC with the consent of the Authority and Brampton Parish Council to undertake the examination of the Plan, and to prepare a report of the independent examination. The examination was conducted through written representations.

The Examiner's report was received on 7 August 2023. It concludes that the Brampton Neighbourhood Plan, subject to recommended modifications, meets the basic conditions set out in the legislation and can proceed to referendum.

Decision

The Regulations require that the Local Planning Authorities publish how they intend to respond to the Examiner's recommendations.

The Authority has considered each of the recommendations made in the Examiner's Report, the reasons for them, and has decided to accept modifications to the draft plan as set out in Appendix 1 of this Decision Statement. These changes are necessary to ensure that the draft plan meets the basic conditions and legal requirements. HPBC is due to make the same decision following Council Committee on 25 October 2023.

The submitted plan was accompanied by a Strategic Environmental Assessment Screening Report, and a Habitats Regulations Assessment Screening Report. None of the modifications set out in Appendix 1 are considered to necessitate revisiting any of these assessments.

NEDDC and the Authority agree:

- 1) a formal decision statement is published detailing the response to the Examiner's recommendations within his report
- 2) following the inclusion of the Examiner's recommended modifications into the Plan (as set out in Appendix 1), it is approved that the Plan meets the Basic Conditions such that it can proceed to a referendum;
- 3) the referendum boundary is approved and will cover the designated Brampton Neighbourhood Area only; and
- 4) NEDDC's Electoral Services Manager be instructed to conduct a referendum on the Plan.