

Wychavon District Council



Norton-juxta-Kempsey Neighbourhood Plan Decision Statement

Norton-juxta-Kempsey Neighbourhood Plan

I confirm that the Norton-juxta-Kempsey Neighbourhood Plan, as revised by the modifications set out in Table 1 below, complies with the legal requirements and Basic Conditions set out in the Localism Act 2012, and can therefore proceed to Referendum, which will be held on Thursday 28 October 2021.

I also declare that I have no disclosable personal or disclosable prejudicial interest in respect of this decision.

Signed



Holly Jones
Director of Planning and Infrastructure, Wychavon District Council

Summary

Following an independent examination, Wychavon District Council now confirms that the Norton-juxta-Kempsey Neighbourhood Plan will proceed to a Neighbourhood Planning Referendum on Thursday 28 October 2021.

Background

On 11 January 2017, Wychavon District Council designated the area comprising the parish of Norton-juxta-Kempsey as a Neighbourhood Area for the purposes of preparing a Neighbourhood Plan.

Extensive community consultation culminated in the draft Norton-juxta-Kempsey Neighbourhood Plan consultation which took place in October and November 2020. The consultation responses fed into the final version of the Norton-juxta-Kempsey Neighbourhood Plan which was submitted to Wychavon District Council in April 2021, along with the associated Consultation Statement, Basic Conditions Statement and Green Space Background Paper.

The Norton-juxta-Kempsey Neighbourhood Plan and associated documentation was then publicised and representations were invited; the publicity period ended on 2 July 2021.

Wychavon District Council appointed an independent Examiner, Christopher Collison of Planning and Management Ltd, to review whether the Norton-juxta-Kempsey Neighbourhood Plan should proceed to referendum in July 2021.

Having considered each of the recommendations made by the Examiner's Report and the reasons for them, in consultation with the Parish Council, Wychavon District Council has decided to make the modifications to the draft Norton-juxta-Kempsey Neighbourhood Plan as detailed in Table 1 below in order to ensure the Plan meets the Basic Conditions as set out in the legislation.

Decisions and Reasons

Wychavon District Council has made the following modifications, as proposed by the examiner and agreed by the Parish Council, to ensure that the Norton-juxta-Kempsey Neighbourhood Plan meets the Basic Conditions.

Table 1 – Schedule of Examiner’s Recommended Modifications and Wychavon District Council’s Response

Part of Document	Examiner’s Recommended Modification(s)	WDC Response
Objectives, pages 19-20	In paragraph 5.5 Traffic Impact Objective, replace “with minimum” with “without unacceptable”.	Agreed, Traffic Impact Objective updated accordingly.
Policy NJK1, pages 26-27	In Policy NJK1: <ul style="list-style-type: none"> • in part C, replace “reflect” with “is sympathetic to” • delete part D • in part E, after “not” insert “visually” • replace part F with “Demonstrates that the local landscape quality has been considered and informed by the most up to date Landscape Character Assessment guidance document FOOTNOTE and ensures views and vistas are maintained wherever possible. FOOTNOTE - Appendix 3 of the Neighbourhood Plan.” • delete part G • delete the final sentence 	Agreed, NJK1 updated accordingly.
Policy NJK2, pages 27-28	In Policy NJK2: <ul style="list-style-type: none"> • delete “Permission for” • in part A, replace “unacceptable” with “unnecessary” • in part C delete “to” • replace part D with “Any replacement tree and hedgerow planting shall be 	Agreed, NJK2 updated accordingly.

Part of Document	Examiner's Recommended Modification(s)	WDC Response
	<p>of species appropriate to the local setting.”</p> <ul style="list-style-type: none"> • replace part E with “Additional new trees shall be planted in the context of a landscaping strategy for the site.” 	
<p>Policy NJK3, pages 29-30</p>	<p>In Policy NJK3:</p> <ul style="list-style-type: none"> • replace the text before “to show” with “A Green Infrastructure Plan should be provided for all major new development schemes” • replace “can” with “will” • replace “Green infrastructure provision should” with “The Green Infrastructure Plan should” • in part A, insert “any” before “key” • in part C, replace “locally occurring native species” with “species appropriate to the local setting” • in part G, before “necessary” insert “appropriate and” <p>A note should be added to state major development is defined in Annex 2: Glossary of the Framework.</p>	<p>Agreed, NJK3 updated accordingly.</p>
<p>Policy NJK4, pages 30-32</p>	<p>In Policy NJK4, delete the final sentence.</p>	<p>Agreed, NJK4 updated accordingly.</p>
<p>Policy NJK5, page 35</p>	<p>In Policy NJK5, in part C delete “where possible” and after “enhanced” insert “wherever possible”.</p>	<p>Agreed, NJK5 updated accordingly.</p>

Part of Document	Examiner's Recommended Modification(s)	WDC Response
<p>Policy NJK6, page 36</p>	<p>In Policy NJK6:</p> <ul style="list-style-type: none"> • delete “in the parish” • replace “have an unacceptable traffic impact within the parish” with “result in an unacceptable impact on highway safety or severe residual cumulative impacts on the road network” <p>Include the policy title within the green background box.</p>	<p>Agreed, NJK6 updated accordingly.</p>
<p>Policy NJK7, pages 41-43</p>	<p>In Policy NJK7:</p> <ul style="list-style-type: none"> • delete “(see list after Reasoned justification)” and insert “listed below” • after part C insert the list of community facilities • replace part D with “Will not result in an unacceptable impact on highway safety or severe residual cumulative impacts on the road network, and will not result in any unacceptable impacts on residential amenity;” • replace part E with “Demonstrates that the existing or proposed use would have, or would retain, sufficient vehicular and cycle parking to serve the use; and” • in part F replace “appropriate to the needs of the locality” with “to serve needs arising in the neighbourhood area” 	<p>Agreed, NJK7 updated accordingly.</p>
<p>Policy NJK8, pages 46-47</p>	<p>In Policy NJK8:</p> <ul style="list-style-type: none"> • replace “and employment sites allocated in the SWDP” with “, and within strategic employment and mixed-use allocations” 	<p>Agreed, NJK8 updated accordingly.</p>

Part of Document	Examiner's Recommended Modification(s)	WDC Response
	<ul style="list-style-type: none"> • replace "preferred" with "supported" • delete "welcomed and" 	
<p>Policy NJK9, pages 47-48</p>	<p>In Policy NJK9:</p> <ul style="list-style-type: none"> • continue part C with ", and where appropriate provides mitigation" • continue part F with "that meet the standards in the most up to date version of the Worcestershire Streetscape Design Guide. Development proposals that exceed the minimum standards will be supported" • replace "encouraged" with "supported" 	<p>Agreed, NJK9 updated accordingly.</p>
<p>Policy NJK10, page 49</p>	<p>In Policy NJK10, replace the text after "Plan" with ", or as amended in the subsequent South Worcestershire Development Plan Review, will be supported."</p> <p>Modify the policy title to "Infill Housing Development Policy"</p>	<p>Agreed, NJK10 updated accordingly.</p>
<p>Entire Document</p>	<p>Modify general text, figures or images to achieve consistency with the modified policies, to correct identified errors, and so it is evident how a decision maker should react to development proposals.</p>	<p>Agreed, Neighbourhood Plan amended as appropriate.</p>