

DECISION STATEMENT REGULATION 18(2)

AB KETTLEBY PARISH NEIGHBOURHOOD PLAN

Wednesday 24th July, 2019

1 SUMMARY

- 1.1 Following an independent examination, Melton Borough Council can now confirm that the Ab Kettleby Neighbourhood Plan will proceed to a Neighbourhood Referendum.
- 1.2 This decision statement is available to view online on the Council's website at www.meltonplan.gov.uk.

2 BACKGROUND

- 2.1 Ab Kettleby Parish received formal area designation for the purposes of preparing a NP the 18th January, 2016. This area comprises of the whole of the Parish of Ab Kettleby, inclusive of all three settlements, Ab Kettleby, Holwell and Wartnaby as shown in Appendix 1 in this document.
- 2.2 Ab Kettleby Parish Council – the 'qualifying body', submitted the Ab Kettleby Neighbourhood Plan, along with supporting documents, to Melton Borough Council in November, 2018 for consultation, independent examination and the remaining stages of the draft Plan's preparation in accordance with the Neighbourhood Planning (General) Regulations 2012 (as amended). The Council conducted a 'Regulation 16' 6-week formal public consultation on the Plan, from the 25th January, 2019, until 11th March 2019.
- 2.3 Following this period, Melton Borough Council appointed an independent examiner, Andrew Mead, in May, 2019, to examine the Plan and consider whether it should proceed to referendum.
- 2.5 The examiners final report was issued to the LPA on the 24th June, 2019 and recommended that, subject to modifications, the Ab Kettleby Neighbourhood Plan could proceed to referendum: *'I have made recommendations to modify a number of policies to ensure the Plan meets the Basic Conditions and other legal requirements. I recommend that the Plan, once modified, proceeds to referendum.'*
- 2.6 Moreover it stated that the Neighbourhood Plan Area (Ab Kettleby Parish) was an appropriate area in which to hold the referendum.
- 2.7 As a delegated decision, Melton Borough Council's approved the plan to go forward to referendum, including all of the recommendations made by the

Examiner and that the referendum area is appropriate.

3 DECISION AND REASONS

- 3.1 The Neighbourhood Planning (General) Regulations 2012, Regulation 18 requires the local planning authority to outline what action to take in response to the recommendations of an examiner made in a report under paragraph 10 of Schedule 4a to the Town and Country Planning Act 1990 (as applied by Section 38A of the Planning and Compulsory Purchase Act 2004).
- 3.2 Having considered the examiner's recommendations and reasons for them, Melton Borough Council concurs with the examiner's view and have decided to make modifications to the draft Ab Kettleby Plan to ensure that it meets legal requirements including the Basic Conditions as set out in the legislation.
- 3.3 The Council is satisfied that the Neighbourhood Plan, as modified, complies with the legal requirements and can proceed to referendum.
- 3.4 The Council also agrees with the examiner that the referendum area should reflect the extent of the parish of Ab Kettleby.
- 3.5 The Referendum is currently being arranged by Melton Borough Council. Details of the Referendum, including the date it will be held, how people can vote and who is eligible to vote will be publicised in due course.

APPENDIX 1 – Ab Kettleby Neighbourhood Area

