

# **CLAWSON, HOSE & HARBY PARISH NEIGHBOURHOOD PLAN DECISION STATEMENT (PROCEEDING TO REFERENDUM)**

**Monday 4<sup>th</sup> December, 2017**

**Planning Policy, Regulatory Services, Melton Borough Council**

## **1 INTRODUCTION**

- 1.1 Pursuant to the Melton Borough Council Constitution, the Melton Economic & Environmental Affairs Committee within whose remit the approval of Neighbourhood Planning falls is authorised to make decisions on Neighbourhood Plan proposals following the examination of a Neighbourhood Plan proposal in accordance with the Town and Country Planning Act 1990 (as amended) and the Neighbourhood Planning (General) Regulations 2012 (as amended) and all other relevant legislation.

## **2 BACKGROUND**

- 2.1 Clawson, Hose & Harby Parish received formal area designation for the purposes of preparing a NP the 18<sup>th</sup> January, 2016. This area comprises of the whole of the Parish of Clawson, Hose & Harby, inclusive of all three settlements, Long Clawson, Hose & Harby.
- 2.2 Clawson, Hose & Harby Parish Council – the ‘qualifying body’, submitted the draft Clawson, Hose & Harby Neighbourhood Plan, along with supporting documents, to Melton Borough Council in July, 2017 for consultation, independent examination and the remaining stages of the draft Plan’s preparation in accordance with the Neighbourhood Planning (General) Regulations 2012. The Council conducted a ‘Regulation 16’ 6-week formal public consultation on the Plan, from the 20<sup>th</sup> February 2017, until 30th August 2017.
- 2.3 Following this period, Melton Borough Council through NPIERS appointed an independent examiner, Mr Andrew Ashcroft, on the 5<sup>st</sup> September, 2017, 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 1<sup>st</sup> November, 2017 and recommended that, subject to modifications, the Clawson, Hose & Harby Neighbourhood Plan could proceed to referendum. Moreover it stated that the Neighbourhood Plan Area (Clawson, Hose & Harby Parish) was an appropriate area in which to hold the referendum.
- 2.6 Melton Borough Council’s Melton Economic & Environmental Affairs Committee met at a special meeting on the 4<sup>th</sup> December, 2017 to decide

whether or not to advance the plan, with regard for the examiners report and officers advice. Their decision was to unanimously approve 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 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 Clawson, Hose & Harby Neighbourhood Plan to ensure that it meets legal requirements including the Basic Conditions as set out in legislation.
- 3.2 The Council is satisfied that the Neighbourhood Plan, as modified, complies with the legal requirements and can proceed to referendum.
- 3.3 The Council also agrees with the examiner that the referendum area should reflect the extent of the parish of Clawson, Hose & Harby.
- 3.4 Melton Borough Council will set a date for the Referendum in due course, however there is a statutory duty to hold this referendum in 56 working days from the date of this decision.