

Nuthall Neighbourhood Plan Decision Statement

1. Summary

- 1.1 The draft Nuthall Neighbourhood Plan has been examined by an Independent Examiner, who issued her report on 2 October 2018. The Examiner has recommended a number of modifications to the Plan and that, subject to these modifications being accepted, it should proceed to referendum. Broxtowe Borough Council has considered and decided to accept all the Examiner's recommended modifications and, therefore, agrees to the Nuthall Neighbourhood Plan proceeding to a referendum within the Parish of Nuthall.

2. Background

- 2.1 In June 2014, Nuthall Parish Council, as the qualifying body, successfully applied for its parish area to be designated as a Neighbourhood Area under the Neighbourhood Planning (General Regulations 2012 (as amended)). The Parish of Nuthall was designated as a Neighbourhood Area on 17 September 2014 following a 6 week consultation.
- 2.2 Nuthall Parish Council undertook the pre-submission consultation of its Neighbourhood Plan between 3 December 2016 and 31 January 2017, in accordance with Regulation 14. This included notification to the Schedule 1 Consultation Bodies. An amended submission draft Neighbourhood Plan was then submitted by the Parish Council to the Borough Council on 17 January 2018 in accordance with the Neighbourhood Planning (General) regulations 2012 (as amended). The Submission Plan was subsequently publicised by the Borough Council and representations were invited from the public and other stakeholders. The period for representations to be made closed on 20 April 2018.
- 2.3 The Borough Council appointed an independent Examiner; Jill Kingaby BSc (Econ) MSc MRTPI, to examine the Plan and to consider whether it meets the 'Basic Conditions' and other legal requirements, and whether it should proceed to referendum. On 31 July 2018, the Neighbourhood Plan was submitted for independent Examination
- 2.4 The Examiner has now completed her examination of the plan and her report was published on 2 October 2018. She has concluded that, subject to the implementation of the policy modifications set out in her report, the Plan meets the prescribed Basic Conditions and other statutory requirements and that it should proceed to referendum.
- 2.5 Having considered all of the Examiner's recommendations and the reasons for them, the Borough Council has decided to make the modifications to the draft Plan, as set out at Appendix A, in order to

ensure that the Plan meets the Basic Conditions and other legal requirements.

3. Decisions and Reasons

- 3.1 The Examiner has concluded that, with the inclusion of the modifications that she recommends, the Plan will meet the Basic Conditions and other relevant legal requirements. The Borough Council concurs with this view and has made the modifications proposed by the Examiner, in order to ensure that the Plan meets the Basic Conditions and for the purpose of correcting errors in the text, as set out in Appendix A. Deleted Text is shown as struck through and additional text is shown as underlined text, unless otherwise indicated.
- 3.2 As the Plan with these modifications as set out at Appendix A meets the Basic Conditions, in accordance with the requirements of the Localism Act 2011, a referendum will now be held which will ask the question: *'Do you want Broxtowe Borough Council to use the Neighbourhood Plan for Nuthall to help it decide planning applications in the neighbourhood area?'*
- 3.3 The Borough Council has considered whether to extend the area in which the referendum is to take place, but agrees with the Examiner that there is no need to extend this area beyond the Neighbourhood Plan area (the Parish of Nuthall). The referendum will be held in the Parish of Nuthall on Thursday 13 December 2018.

Date (TBC)