

## STROUD DISTRICT COUNCIL

### CABINET MEMBER FOR DEVELOPMENT

<b>Report Title</b>	<b>Local Development Scheme, minor amendment July 2009</b>
<b>Purpose of Report</b>	To approve a minor timetable amendment to the adopted Local Development Scheme 2009 for submission to the Secretary of State via Government Office for the South West.
<b>Decision(s)</b>	<b>The Planning Strategy Manager <u>RECOMMENDS</u> that the Cabinet Member for Development approves the amendment to the Revised Local Development Scheme as expressed in Paragraphs 1.5 and 1.6 of the report for submission to the Secretary of State via Government Office for the South West.</b>
<b>Consultation and feedback</b>	There are no requirements for consultation on the Revised Local Development Scheme. However, since the publication of the first LDS in 2005 the Planning Strategy Team has presented talks and seminars to Parishes, interested organisations and Members about our work and the new planning system. The revised local development scheme took account of advice from the Government Office for the South West and the Planning Policy Advisory Panel. It also reflects learning of implementation of the new system via the Planning Advisory Service and the Planning Inspectorate.
<b>Financial Implications</b>	None directly. Sandra Cowley, Head of Finance Tel: 01453 754136 Email: <a href="mailto:sandra.cowley@stroud.gov.uk">sandra.cowley@stroud.gov.uk</a>
<b>Legal Implications</b>	<p>Section 15(1) of the Planning and Compulsory Purchase Act 2004 requires the Council to prepare and maintain the Local Development Scheme.</p> <p>The Local Development Schemes is a public project plan which identifies which Local Development Documents will be produced, in what order and when.</p> <p>Section 15(8) of the Act requires the Council to revise the Scheme at such times as it considers appropriate. This may either be as a result of the annual monitoring report which should identify whether the Council has achieved the timetable set out in the Scheme or if there is a need to revise and/or prepare new local development documents.</p> <p>The revised Scheme must be submitted to the Secretary of State for approval.</p> <p>The Secretary of State has power to intervene if the submitted Scheme is not fit for purpose.</p> <p>Patricia Adley, Head of Legal Services &amp; Monitoring Officer Tel: 01453 754370 Email: <a href="mailto:patricia.adley@stroud.gov.uk">patricia.adley@stroud.gov.uk</a></p>

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<b>Portfolio Holder</b>	Councillor Barbara Tait, Cabinet Member for Development Tel: 01452 812743 Email: <a href="mailto:cllr.barbara.tait@stroud.gov.uk">cllr.barbara.tait@stroud.gov.uk</a>
<b>Options</b>	Revised Local Development Schemes must be submitted to the Secretary of State through the relevant Government Office. Not to do so would leave the Council vulnerable to loss of funding as plan making performance will be judged by the Government against the latest LDS milestones as material in determining levels of Housing and Planning Delivery Grant.
<b>Performance Management Follow Up</b>	Performance Management will be achieved through the mandatory Annual Monitoring Report (AMR) as part of the <i>Local Development Framework</i> process. The AMR will assess the implementation of the Local Development Scheme and the extent to which policies in <i>Local Development Documents</i> are successfully implemented. The last AMR was submitted to the Secretary of State in December 2007 and helped to inform this revised LDS.
<b>Background Papers</b>	None

## 1 Background

- 1.1 The Local Development Scheme 2009 (LDS) is essentially a three year project plan and sets out the details of each of the Local Developments Document (LDD) that the Council intend to produce as part of the Local Development Framework (LDF). There is no requirement to consult on the preparation of the LDS or its content and it is not subject to independent testing. However an LDS or revision to an LDS must be submitted to and approved by the Government Office for the South West.
- 1.2 The LDS is reviewed regularly to take into account any changes in the process and to update the detail. The latest LDS, (January 2009 version), has been approved by Council (at its meeting 26 February 2009) and approved by the Government Office for the South West (GOSW) on behalf of the Secretary of State.
- 1.3 However, an error has come to light in that document. With regard to the progress of two Development Plan Documents (Core Strategy and Site Specific Allocations of Land) their timetable indicates that a Cabinet decision will be required to approve for public consultation alternative strategies and options drafts but that no such decision is required for the Publication Stage of the documents. That is wrong and the approval process should be reversed, i.e. Cabinet approval should be required for the Publication Stage (as this will represent the preferred policy position of the Council) and the consultation on Alternative Strategies and Options drafts should only require Cabinet Member for Development approval under the delegated powers contained in the Council's Constitution.
- 1.4 As this is considered to be only a minor amendment to correct errors in the process and to accord with the provisions of the Council's Constitution, the approval of the Cabinet Member for Development (under her delegated powers

contained in the Constitution) is sought for this amendment and its submission to Government Office for the South West for approval. The precise changes required are set out below.

1.5 On page 14 of the LDS in the Profile for the Core Strategy (DPD) delete the text as indicated by ~~strikethrough~~ and insert the text in **bold** as below.

<b>Political Management</b>	Cabinet Decision for Alternative Strategies <b>Publication of Preferred core Strategy</b> . Full Council Resolution required for submission and adoption stages
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1.6 1.6 On page 15 of the LDS in the profile for the Site Specific Allocations of Land (DPD) delete the text as indicated by ~~strikethrough~~ and insert the text in **bold** as below.

<b>Political Management</b>	Cabinet Decision for Options <b>Publication of Preferred Sites Allocations</b> . Full Council Resolution required for submission and adoption stages.
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**Approved by Councillor Barbara Tait; Cabinet Member for Development**

Signed: *Barbara Tait*

Date: *13<sup>th</sup> August 2009*