

**SOUTH EAST LINCOLNSHIRE
JOINT STRATEGIC PLANNING COMMITTEE**

**Draft
Revised**

LOCAL DEVELOPMENT SCHEME

February 2014



**South East Lincolnshire
Joint Strategic Planning Committee**

PREFACE

On 5th July 2011 the South East Lincolnshire Joint Strategic Planning Committee Order 2011 came into force (2011 No.1455). This Order establishes a Joint Strategic Planning Committee (Joint Committee) for the areas of the districts of Boston and South Holland (known collectively as South East Lincolnshire). The constituent authorities are Lincolnshire County Council, Boston Borough Council and South Holland District Council.

Article 3 of the Order constitutes the Joint Committee as the local planning authority for South East Lincolnshire for the purposes of Part 2 (local development) of the Planning and Compulsory Purchase Act 2004, as amended, (the 2004 Act). Together with article 4 it provides for the Joint Committee to exercise the functions of a local planning authority in relation to:

- the preparation, submission, adoption, monitoring and revision of joint local development documents identified in a joint local development scheme; and
- the preparation, submission, adoption, monitoring and revision of a joint local development scheme, in respect of those documents.

Article 4(2) modifies section 15 of the 2004 Act so as to require the Joint Committee to submit its 'local development scheme' to the Secretary of State for Communities and Local Government (Secretary of State) no later than 30th September 2011.

The Joint Committee approved its first local development scheme (LDS) for submission to the Secretary of State at its first meeting held on 9th September 2011. That LDS came into effect on 31st October 2011.

That document was superseded by a first revision of the LDS approved by the Joint Committee on 13 July 2012, which came into effect on 31 July 2012.

This document supersedes the first revision of the LDS.

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1.0 Introduction

- 1.1 Under section 15 of the Planning & Compulsory Purchase Act 2004, as amended, (the 2004 Act) every relevant local planning authority must prepare and maintain a scheme to be known as its 'local development scheme' (LDS). The purpose of the LDS is to specify the subject matter, area and the timetable for the preparation and revision of local development documents (LDDs), including the Statement of Community Involvement (SCI).
- 1.2 This LDS has been prepared by the South East Lincolnshire Joint Strategic Planning Committee (the Joint Committee) and sets out a programme for the production of an LDD that will form its South East Lincolnshire Local Plan (the Local Plan).
- 1.3 In essence, it is a project plan with a particular focus on the next three years or so, and will be a living document that can be updated and amended as and when appropriate. It covers work to be undertaken from January 2014 to the end of 2016 and sets out details of the documents whose preparation will be given priority during this period.
- 1.4 It should be noted that this LDS has been prepared having regard to the Localism Act 2011, the Government's National Planning Policy Framework (NPPF), published in March 2012, and the Government's Town and Country Planning (Local Planning) (England) Regulations 2012 (the 'Local Planning Regulations' [which came into force on 6 April 2012]).
- 1.5 Unlike previous related regulations, the Local Planning Regulations do not contain any specific provisions relating to the preparation of the LDS, giving councils the freedom to report the information that they think most relevant to local people, while maintaining the requirement to keep the public informed about the status of planning documents. In particular, local planning authorities are no longer required to submit the LDS to the Secretary of State.

2.0 Content

- 2.1 This LDS illustrates in detail how the Joint Committee intends to progress preparation of its Local Plan up to 2016.

- 2.2 Priority has been given to preparing an LDD which will follow the full statutory process and will form part of the 'development plan'¹ for the area. This is known as a 'local plan' under the Local Planning Regulations and a 'development plan document' (DPD) for the purposes of section 17 (7) (a) of the 2004 Act. The preparation of this document will be subject to the process of independent examination by an Inspector appointed by the Secretary of State (for Communities and Local Government).
- 2.3 Future consideration will be given to the preparation of the other principal type of LDD, known as 'supplementary planning documents' (SPDs). SPDs are documents which add further detail to the policies in the Local Plan. The process for preparing a SPD is similar to the process for preparing a DPD but simplified. In particular, there is no requirement for a SPD to be subject to independent examination.

3.0 The South East Lincolnshire Local Plan

- 3.1 Over time the Local Plan will replace the saved policies in the Boston Borough and South Holland Local Plans. The Local Plan should attempt to give an effective spatial expression to the vision and aspirations of South East Lincolnshire's local communities and to those elements of the relevant strategies and programmes which relate to the development and use of land in the area. This should be coupled with a local interpretation of the requirements of the national planning policies, particularly the new NPPF.
- 3.2 The Local Plan will, in essence, be a single DPD. A **Community Infrastructure Levy (CIL) Charging Schedule** may also form part of the Local Plan (see paras 4.1-2) but this will not have development plan status.
- 3.3 The Local Plan will contain:
- an overall vision for South East Lincolnshire which sets out how the area and places within it should develop;

¹ The National Planning Policy Framework states that the 'development plan' 'includes adopted Local Plans, neighbourhood plans and the London Plan, and is defined in section 38 of the Planning and Compulsory Purchase Act 2004. (Regional strategies remain part of the development plan until they are abolished by Order using powers taken in the Localism Act. It is the government's clear policy intention to revoke the regional strategies outside of London, subject to the outcome of the environmental assessments that are currently being undertaken.) Section 38(6) of the 2004 Act states:
'If regard is to be had to the development plan for the purpose of any determination to be made under the planning Acts the determination must be made in accordance with the plan unless material considerations indicate otherwise.'

- a set of strategic priorities for the area focussing on the key issues that need to be addressed;
- a set of strategic policies that address the strategic priorities;
- a limited suite of criteria-based policies to be taken into account when considering development;
- a 'delivery' section containing sufficient detail in relation to allocated sites and any broad locations to provide clarity to developers, local communities and other interests about the nature and scale of development; and
- where appropriate, a key diagram including any broad locations for strategic development.

Proposals Map

- 3.4 On adoption it will be supported by an adopted **proposals map (also now described as a policies map)** which will be updated on each occasion a new or revised DPD is adopted.
- 3.5 The adopted proposals map will illustrate the allocations and designations required to assist the delivery of the strategic priorities for South East Lincolnshire.

4.0 Community Infrastructure Levy

- 4.1 The Community Infrastructure Levy (CIL) is a new planning charge that allows local authorities to raise funds from developers. The money can be used to pay for infrastructure that is needed as a result of development. Under current arrangements, the responsible body for approving a CIL is an individual local authority's Full Council (known as a 'charging authority'). Therefore, in the case of South East Lincolnshire, CILs will have to be approved separately by Boston Borough and South Holland District Councils – and not the Joint Committee.
- 4.2 The Government expects charging authorities to implement the CIL on the basis of the infrastructure requirements identified in an up-to-date DPD which should normally be a draft or adopted Local Plan (or 'core strategy' (-type document). The preparation of an individual CIL 'charging schedule' must also involve consultation and independent examination. Consequently, it is envisaged that work on the preparation of CILs relating to South East Lincolnshire will be undertaken in conjunction with DPD preparation and by the same staff resources. A final decision on the preparation of CILs for South East Lincolnshire will be informed by future

work on development viability which forms part of the preparation of the Local Plan.

5.0 Additional local development documents

- 5.1 The need to enhance the Local Plan through the preparation of additional local development documents will be considered in due course.

6.0 Other related documents

- 6.1 Under section 18 of the 2004 Act, the Joint Committee must produce a **Statement of Community Involvement (SCI)**. The SCI sets out the Joint Committee's policy on community involvement in the preparation of the Local Plan and the determination of planning applications.

- 6.2 The Joint Committee adopted its current SCI in April 2012.

- 6.3 The SCI will be monitored and kept up to date via the Joint Committee's '**Monitoring Report**'. Under the Localism Act, a local planning authority no longer has to make an annual monitoring report, on the implementation of its LDS, to the Secretary of State. But the duty to monitor remains, and requires a Monitoring Report to be prepared for local people, in the interests of local transparency and accountability. The new Local Planning Regulations set out the detailed requirements of the Monitoring Report, including monitoring information to be made available 'online' and in council offices as soon as it is available to the local planning authority, rather than waiting to publish it only on an annual basis.

- 6.4 In view of these requirements, it is intended to publish relevant information on the Local Plan website as soon as it becomes available and consolidate it in the form of a South East Lincolnshire Monitoring Report to be published in July of each year from 2013 onwards.

- 6.5 More detailed information on the preparation of the Local Plan is set out in Appendix 1: Local Plan Profile.

Timetable	<p>Sustainability Appraisal scoping report</p> <ul style="list-style-type: none"> • Preparation of Preferred Options and Sustainability Appraisal report • Public participation on Preferred Options and Sustainability Appraisal report • Consideration of representations and discussions with stakeholders <ul style="list-style-type: none"> • Further work in response to the consideration of representations, the findings of additional evidence gathering and identification of options for site allocations • Consultation period on options arising from further work and options for site allocations • Consideration of representations and discussions with stakeholders • Preparation of 'Draft Local Plan' • Consultation period on Draft Local Plan • Submission of Draft Local Plan to the Planning Inspectorate • Public Examination • Receipt of Inspector's report • Consideration of Inspector's report by Joint Committee • Adoption of Local Plan 	<ul style="list-style-type: none"> • May 2012 - April 2013 • May - June 2013 • June - December 2013 • January - September 2014 • October - November 2014 • December 2014 - March 2015 • April 2015 - September 2015 • October - November 2015 • December 2015 • 2016 • 2016 • 2016 • 2016
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Appendix 2: Contact details:

For more information about any of the issues raised in this LDS please contact:

the South East Lincolnshire Joint Policy Unit

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