

Committee:	Cabinet	Date:
Title:	Local Development Scheme	Tuesday, 16 October 2018
Portfolio Holder:	Councillor Susan Barker, Portfolio Holder for Environmental Services	
Report Author:	Stephen Miles, Planning Policy Team Leader smiles@uttlesford.gov.uk	Key decision: No

Summary

1. The Local Development Scheme (LDS) is the project plan for the Uttlesford Local Plan. The last revision to the LDS was approved by Cabinet in February 2018 to set out a timetable for the production of the plan.
2. It has become necessary to update the timetable and a revised version is attached. The revised LDS, once approved, will be posted on the Council's website and forwarded to the Planning Inspectorate for Information.
3. This report has been prepared before the Council meeting on 9 October at which members will consider the proposed Addendum of Focussed Changes and is drafted on the basis that the Addendum will be approved. If Council does not approve the addendum, the recommendation to members will be revised accordingly.

Recommendations

4. That Cabinet adopt the revised Local Development Scheme annexed to this report.

Financial Implications

5. The financial implications of a representation period of the Addendum of Focussed Changes are limited. The consultation system and staff time are already covered in the budget, as are the costs associated with promoting the representation period.
6. There are costs associated with printing the Addendum, and engaging consultants to undertake Sustainability Appraisal and Habitats Regulation Assessment. These are estimated to be under £8,000, and can be taken from the contingency that has been included in the Local Plan forecasted spend for 2018/19. Officers have considered not recommending a representation period on the Addendum, as this would save time and money in the short term. However, the legal advice indicates that not going forward with the Addendum, could end up costing the Council far more money and time.

Background Papers

7. There are no background papers.

Impact

- 8.

Communication/Consultation	The revised LDS will be posted on the Council website for inspection.
Community Safety	N/a
Equalities	The policy documents which will be prepared will be subject to separate equalities impact assessments.
Health and Safety	N/a
Human Rights/Legal Implications	N/a
Sustainability	The policy documents which will be prepared will be subject to separate Sustainability Appraisals
Ward-specific impacts	All
Workforce/Workplace	Existing staff resources

Situation

9. Local Planning Authorities are required to hold and keep up to date a LDS setting out a programme for Development Plan and Supplementary Planning document preparation. The Cabinet last considered the LDS in February 2018 and it is now necessary to bring the document up to date.
10. Since the February 2018 LDS the District Council has completed formal consultation on the Regulation 19 Draft Local Plan.
11. The LDS has been updated to reflect the revised timetable for production of the Uttlesford Local Plan. The key dates are as follows:
 - **October 2018**
Addendum of Focussed Changes approved for Reg.19 representation period
 - **October – November 2018**
Regulation 19 representation period on the Addendum of Focussed Changes
 - **January 2019**

Regulation 22 Local Plan Submission

- **Spring 2019**

Regulation 24 Start hearing sessions for the public examination

- **Autumn 2019**

Receipt of Inspector's Report

- **Winter 2019**

Regulation 25 Adoption

12. The revised timetable provides for a three month slippage in the local plan preparation. This slippage has arisen for the following primary reasons:

- The North Essex Authorities' (NEA) Local Plan inquiry has raised questions around the deliverability of the Braintree part of the WoB site. BDC are committed to delivering West of Braintree and are confident that they can provide the evidence to the Inspector to enable it to be found sound. However, if BDC does not get its proposal through the examination process, this leaves UDC with an undeliverable site. The Council's barrister has advised that the Council address this issue through the insertion an addendum to our plan addressing the West of Braintree allocation head on.
- The Addendum of Focussed Changes requires a Regulation 19 six week representation period, to give stakeholders the opportunity to comment on these changes.

13. The revised LDS is attached. Members should be aware that this timescale is planned on the basis of what we know at this point in time. It is expected that Full Council will have considered the Regulation 19 draft of the Addendum of Focussed Changes on 9 October 2018. With the representation period commencing in the following week for six weeks.

14. The timescale in the LDS may need to be reviewed in the event of any significant or extensive formal representations during the representation period on the Addendum of Focussed Changes or as a result of any major new factors that may arise.

Risk Analysis

15.

Risk	Likelihood	Impact	Mitigating actions
The Local Plan may be found to be unsound because it has not been	The LDS will be monitored and updated as necessary.	If the Local Plan is found unsound this will cause delay and	Amend the LDS to make sure the programme for delivering the Local Plan is up to date and

prepared in accordance with the LDS		uncertainty	deliverable.
-------------------------------------	--	-------------	--------------

- 1 = Little or no risk or impact
- 2 = Some risk or impact – action may be necessary.
- 3 = Significant risk or impact – action required
- 4 = Near certainty of risk occurring, catastrophic effect or failure of project.