

DECISION OF THE CABINET MEMBER FOR PLANNING

In respect of the report for and on behalf of Robert Lacey, Principal Development Officer

Subject Matter: Roseland Neighbourhood Plan Legal Compliance Report

Decision: The Roseland Neighbourhood Plan is agreed to be Legally Compliant and should be publicised and taken forward to Examination.

Reason for the Decision:

Under the Town and Country Planning Act 1990 (as amended), the Council has a statutory duty to assist communities in the preparation of neighbourhood development plans and orders and to take plans through a process of examination and referendum.

This report deals with stage 3 of the Localism Act 2011 (Part 6 chapter 3) Local Planning Authority process – checking that a submitted plan meets the legal requirements.

Roseland Neighbourhood Development Plan (NDP) is the second draft neighbourhood plan to be published in Cornwall and was submitted to Cornwall Council, with the endorsement of St Just in Roseland, Veryan, Gerrans, Pilleigh and Ruan Lanihorne Parish Council (St Just in Roseland has been chosen by the other parishes to act as the qualifying body and is hereinafter referred to as the "the Parish Council"), on 5 December 2014. The plan was accompanied by a Basic Conditions Statement and a Consultation Statement, and evidence of compliance with European Environmental legislation, as required by the Neighbourhood Planning (General) Regulations 2012.

The plan has been checked against the Neighbourhood Planning (General) Regulations 2012 (hereafter referred to as 'the Regulations') and found to be legally compliant. Appendix 1 is a table which details with each stage of plan preparation, the relevant regulations and legislation at each stage, how the plan has met the Regulations and whether or not it is compliant. Having carried out the checks, officer opinion is that the Roseland NDP is legally compliant.

Alternative options considered:

None other than contained within the report.

Conflicts of interest declared:

None

Dispensations granted in respect of a conflict of interest:

N/A

Dated 27.1.15

Signed *Edwina Hannaford*

Name: ~~EDWINA HANNAFORD~~ Councillor Hannaford
Cabinet Member for Planning

Implementation Date 27/1/15