



MATTERS DEALT WITH UNDER DELEGATED APPROVAL

REPORT TO:	CHAIR OF POLICY AND RESOURCES COMMITTEE
DATE:	30 JANUARY 2023
REPORT OF THE:	PLANNING SERVICES MANAGER JILL THOMPSON
TITLE OF REPORT:	WELBURN (YORK) NEIGHBOURHOOD AREA DESIGNATION
WARDS AFFECTED:	DERWENT

1.0 PURPOSE OF REPORT

- 1.1 To seek authority to delegate the Welburn (York) Neighbourhood Area once the prescribed period of publication has concluded.

2.0 RECOMMENDATION(S)

- 2.1 It is recommended that the following is approved:

- (i) That officers are given delegated authority to designate the Welburn (York) Neighbourhood Area after the consultation period has ended.

3.0 REASON FOR RECOMMENDATION(S)

- 3.1 To ensure that the Welburn (York) Neighbourhood Area is formally designated as required by National Planning Policy.

4.0 SIGNIFICANT RISKS

- 4.1 The District Council would not be fulfilling its legal obligation if the Welburn Neighbourhood Area was not designated within eight weeks (and one day) of the application first being publicised.

REPORT

5.0 BACKGROUND AND INTRODUCTION

- 5.1 Ryedale District Council has publicised a Neighbourhood Area application received from the Welburn Parish Council, which intends to form a Neighbourhood Plan. The area applied for reflects the whole of the area within the administrative parish boundary. Welburn (York) Parish Council are the Qualifying Body in the neighbourhood plan process.

6.0 POLICY CONTEXT

- 6.1 The designation of a Neighbourhood Area by a Local Planning Authority is a critical initial step in the formation of a Neighbourhood Plan.
- 6.2 The Neighbourhood Planning (General) (Amendment) Regulations 2015 stipulates that: when a proposed Neighbourhood Area boundary reflects the whole of the area of a parish council, the Local Planning Authority is legally obliged to designate the area applied for. The designation must be made within eight weeks from the date immediately following that on which the application was first publicised.

7.0 MONITORING OFFICER ADVICE AND CONSULTATION

- 7.1 The advice of the Monitoring Officer has not been sought due to the Neighbourhood Plan area being that of the Parish Boundary.
- 7.2 On 27 January 2023, the materials of the Neighbourhood Area application were publicised on the RDC Council website and a number of statutory consultees were consulted, as well as other local stakeholders that Officers felt would welcome being made aware of the proposal. The period of publication will last four weeks, concluding 24 February 2023. A decision by the Council is required no later than 25 March 2023.

8.0 IMPLICATIONS

- 9.1 The following implications have been identified:
- a) Financial
Neighbourhood Plan making is considered within existing budgetary frameworks. The Local Planning Authority will provide advice and support during the plans preparation, but it remains the project of the Qualifying Body.
 - b) Legal
The legislation requires that the Local Planning Authority should act on this proposed designation. This is the first step in preparing a Neighbourhood Plan.
 - c) Other (Equalities, Staffing, Planning, Health & Safety, Environmental, Crime & Disorder)
There are no specific implications for these areas. Neighbourhood Plans, if adopted, form part of the Development Plan when considering planning applications.

10.0 CONCLUSION

- 10.1 Officers are seeking delegated authority to designate the Welburn (York) Neighbourhood Area once the prescribed period of publication has concluded. It will then be published on the Council's website.

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Planning Services Manager

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Background Papers (included with the report):

Welburn Neighbourhood Area Application

Welburn Neighbourhood Area boundary

Recommendation Approved By

..... DATE.....

Chair of Policy and Resources Committee

Councillor XX

..... DATE.....

Chief Executive, Stacey Burlet