



Hinckley & Bosworth
Borough Council

Sheepy Parish Neighbourhood Plan

Decision Statement Regulation 19

The Neighbourhood Planning

(General) Regulations 2012 (as amended)

Summary

Following a positive referendum result Hinckley and Bosworth Borough Council is publishing its decision to 'make' the Sheepy Parish Neighbourhood Development Plan part of the Borough Council's Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

Background

On 22 October 2015, Hinckley and Bosworth Borough Council formally designated the Sheepy Parish boundary as a Neighbourhood Area for the purpose of producing a neighbourhood development plan.

The Sheepy Parish Neighbourhood Plan submission version was submitted to Hinckley and Bosworth Borough Council who undertook the statutory consultation in accordance with Regulation 16 between 5 September and 17 October 2018.

The Borough Council, with the agreement of Sheepy Parish Council appointed an independent Examiner, Andrew Matheson MSc MPA DipTP MRTPI FCIH to examine whether the Sheepy Parish Neighbourhood Plan met the basic conditions as set out in Schedule 4B to the Town and Country Planning Act 1990, and whether the Sheepy Parish Neighbourhood Plan should proceed to a referendum.

The Examiner's Report (January 2019) concluded that the Plan met the basic conditions, and that subject to the modifications proposed in the Report and which are set out in the Sheepy Parish Neighbourhood Plan Regulation 18 Decision Statement, the Plan should proceed to referendum.

A referendum was held on Thursday, 14th March and a 'yes' vote was returned with 288 out of 318 persons that voted, voting '*to use the Neighbourhood Plan for Sheepy Parish to help it decide planning applications in the Neighbourhood Area.*'

Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act as amended, the Neighbourhood Planning (General) (Amendment) Regulations 2015 and the Neighbourhood Planning (General) and Development Management Procedure (Amendment) Regulations 2016 requires that the Council must 'make' the Neighbourhood Plan within 8 weeks if more than half of those voting have voted in favour of the Plan.

Decisions and Reasons

With the Examiner's recommended modifications the Sheepy Parish Neighbourhood Development Plan meets the basic conditions set out in paragraph 8(2) of Schedule 48 of the Town and Country Planning Act 1990, is compatible with EU obligations and the Convention Rights and complies with relevant provision made by or under Sections 38A and B of the Planning and Compulsory Purchase Act 2004 as amended.

The referendum held on Thursday, 14th March 2019 in the Parish of Sheepy posed the question: 'Do you want Hinckley and Bosworth Borough Council to use the Neighbourhood Plan for the Sheepy Parish Neighbourhood Area to help it decide planning applications in the Neighbourhood Area?'

The count took place on Thursday, 14th March 2019 and greater than 50% of those who voted were in favour of the Plan being used to help decide planning applications in the Neighbourhood Area. The results of the referendum were as follows:

Description		Number	Percentage
Ballot Papers Issued		318	
Number cast in favour of a 'Yes'		288	90.56%
Number cast in favour of a 'No'		28	8.80%
The number of ballot papers rejected was as follows:	(a) want of official mark	0	0%
	(b) voting for more than one answer	0	0%
	(c) writing or mark by which voter could be identified	0	0%
	(d) being unmarked or wholly void for uncertainty	2	0.62%
Turnout			31.33%

The Borough Council has assessed that the Neighbourhood Plan does not breach, and would not otherwise be incompatible with, any EU obligation or any of the Convention Rights (within the meaning of the Human Rights Act 1998).

In accordance with the regulations, Sheepy Parish Neighbourhood Development Plan is 'made' and planning applications within the Neighbourhood Area must be considered against the Sheepy Parish Neighbourhood Plan, as well as existing planning policy such as the National Planning Policy Framework and Guidance, and the Borough Council's Local Plan 2006-2026.

Where to view this Decision Notice

This Decision Statement may be viewed at:

Hinckley and Bosworth Borough Council
Hinckley Hub
Rugby Road
Hinckley
Leicestershire
LE10 0FR