



Hinckley & Bosworth
Borough Council

Stoke Golding 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 Stoke Golding Neighbourhood Development Plan part of the Borough Council's Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

In April 2016, Stoke Golding Parish Council submitted an application to designate a neighbourhood area in order to prepare a neighbourhood development plan (NDP). Following a 6 week period of consultation, the Borough Council formally designated Stoke Golding Neighbourhood Area for the purpose of producing a neighbourhood development plan on 16th June 2016. The designated area covers Stoke Golding Parish and a small part of Higham on the Hill Parish.

The Stoke Golding Neighbourhood Plan submission version was submitted to Hinckley & Bosworth Borough Council, who undertook the statutory consultation in accordance with Regulation 16, between Wednesday 9th June 2021, and 5pm on Wednesday 21st July 2021.

The Borough Council with the agreement of Stoke Golding Parish Council appointed an independent Examiner (via the NPIERS referral service). Mr Chris Collison was appointed to examine whether the Stoke Golding Neighbourhood Plan met the basic conditions as set out in Schedule 4B to the Town and Country Planning Act 1990, and to recommend whether the Stoke Golding Neighbourhood Plan should proceed to a referendum.

The Examiner's Report (September 2021) concludes by stating: 'recommend to Hinckley and Bosworth Borough Council that the Stoke Golding Parish Neighbourhood Development Plan for the plan period up to 2039 should, subject to the modifications I have recommended, be submitted to referendum'... 'I recommend that the Neighbourhood Plan should proceed to a referendum based on the area that was designated by Hinckley and Bosworth Borough Council as a Neighbourhood Area on 15 June 2016.'

The Scheme of Delegation and Council Constitution gives the Director of Environment and Planning delegated authority for the approval of proceeding neighbourhood plans to the

referendum stage and for the making of Neighbourhood Development Plans following a successful result at referendum.

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 Stoke Golding 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 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).

The referendum held on Thursday 03 March 2022 in the Parish of Markfield posed the question: 'Do you want Hinckley and Bosworth Borough Council to use the Neighbourhood Plan for the Markfield Neighbourhood Area to help it decide planning applications in the Neighbourhood Area?'

The count took place following the close of the poll on Thursday 03 March 2022 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:

Do you want Hinckley and Bosworth Council to use the Neighbourhood Plan for Stoke Golding Parish to help it decide planning applications in the neighbourhood area?		
	Votes Recorded	Percentage
Number cast in favour of a Yes	455	94.99%
Number cast in favour of a No	22	4.59%

The number of ballot papers rejected was as follows:		Number of ballot papers
A	want of an official mark	
B	voting for more Candidates than voter was entitled to	
C	writing or mark by which voter could be identified	
D	being unmarked or wholly void for uncertainty	2
E	rejected in part	
Total		2

Electorate: 1639

Ballot Papers Issued: 479

Turnout: 29.23%

Therefore, in accordance with the regulations, Stoke Golding Neighbourhood Development Plan is 'made' and planning applications within the Neighbourhood Area must be considered against the Stoke Golding Neighbourhood Plan, as well as existing national and local 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 online at https://www.hinckley-bosworth.gov.uk/info/200246/neighbourhood_planning/1249/stoke_golding_neighbourhood_development_plan

The referendum results may be viewed online at https://www.hinckley-bosworth.gov.uk/info/200402/elections_2022

And at the following address:

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