

Basic Conditions Statement

In respect of the Uttoxeter Neighbourhood Plan: July 2016

This Basic Conditions Statement has been prepared in support of the Uttoxeter Neighbourhood Development Plan (UNP) and demonstrates how the Plan meets the statutory requirements set out within the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Planning Regulations 2012. The regulations require that a Neighbourhood Plan deals with planning matters (i.e. the use and development of land), is submitted by a qualifying body, covers a stated Plan Period and identifies a designated Neighbourhood Area.

The core basic conditions for Neighbourhood Plans, as required by Paragraph 8 of Schedule 4B to the Town and Country Planning Act 1990 (as amended), are as follows:

- Having regard to national policies and advice contained in the National Planning Practice Guidance.
- The making of the neighbourhood plan contributes to the achievement of sustainable development.
- The making of the neighbourhood plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area).
- The making of the neighbourhood plan does not breach, and is otherwise compatible with, EU obligations.

Basic Condition	Statement	Evidence/Reference
The plan is related to the use and development of land and does not include excluded development	The UNP relates to planning matters (the use and development of land) and does not deal with mineral extraction and waste development, nationally significant infrastructure or any other matters set out in Section 61K of the Town and Country Planning Act 1990.	See submission draft
The UNP is being submitted by a qualifying body	The UNP is submitted by Uttoxeter Town Council, which is a qualifying body as defined by the Localism Act 2011. The Town Council was designated by East Staffordshire Borough Council in December 2012.	See submission draft
The UNP covers a stated plan period	The UNP covers a Plan Period from 2012 to 2031, a period of 19 years. This is commensurate with the East Staffordshire Local Plan to ensure the two development plan documents work in parallel.	See submission draft
The UNP covers a designated Neighbourhood Area	The UNP covers a Neighbourhood Area, as designated by East Staffordshire Borough Council in December 2012. The Neighbourhood Area relates only to the Town of Uttoxeter and does not include in whole or part any other Neighbourhood Area. It is the only Neighbourhood Development Plan in the designated area and no other NDP exists or is emerging for any part of the designated area.	See Neighbourhood Area map (Appendix 1)

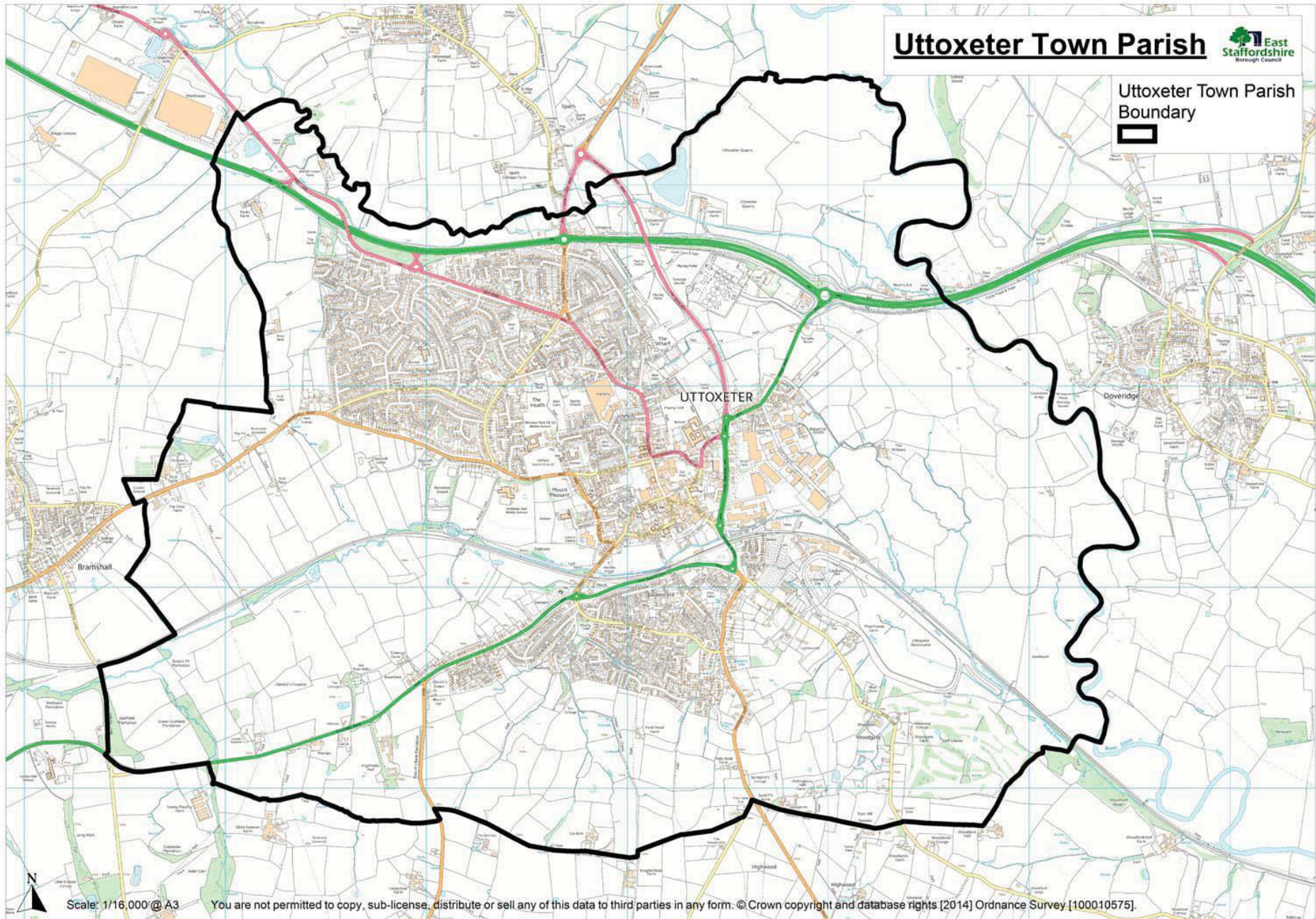
<p>The UNP is in conformity with the NPPF</p>	<p>In order to ensure that the UNP conforms to the NPPF, an Assessment of Compliance has been undertaken. The table in Appendix 2 demonstrates how the final proposed policies all link back into the core aims of the NPPF, thus fully supporting the strategy established at the national level. As previously noted this document does not consider minerals and waste planning and as such there can be no contribution made by any policies to this topic. However, by the same effect, the plan is not considered to conflict with possible minerals and waste planning.</p>	<p>See Assessment of Compliance table (Appendix 2)</p>
<p>The UNP contributes to sustainable development as set out by the NPPF</p>	<p>The policies within the UNP promote sustainable development, as set out in the NPPF. Paragraph 7 of the NPPF sets out sustainable development as consisting of the following factors:</p> <ul style="list-style-type: none"> • To contribute to building a strong, responsive and competitive economy, • To support strong, vibrant and healthy communities; and • To contribute to protecting and enhancing the natural, built and historic environment. <p>As demonstrated in the Assessment of Compliance table, the UNP is compliant with the relevant NPPF which has an overarching aim of promoting sustainable development in terms of economic, social and environmental issues (see paragraph 7 of the NPPF). The policies in the UNP all help deliver one or more element of sustainable development.</p>	<p>See Assessment of Compliance table (Appendix 2)</p>
<p>The UNP is in conformity with East Staffordshire Local Plan (2015)</p>	<p>In order to ensure that the UNP conforms to the Strategic Policies in the East Staffordshire Borough Council Local Plan, an Assessment of Compliance has been undertaken. The relevant Strategic Policies to be assessed against those policies in the UNP are set out under Neighbourhood Policy 1 (NP1) in the Local Plan, and these have been used in the compliance table. The policies have also been discussed at length with the Local Planning Authority with comments received at Emerging Policies and Regulation 14 consultation stages.</p>	<p>See Assessment of Compliance table (Appendix 2)</p>

<p>The UNP is in conformity with the appropriate EU regulations</p>	<p><i>Habitats Regulations:</i> It is not envisaged that any of the development that would be consented by this framework will have an effect on any habitats covered by Natura 2000 and therefore the subject of Articles 6 & 7 of the Habitats Directive. It is not envisaged that any of the proposals covered in this plan would affect either of these designated areas.</p> <p><i>Environmental Impact:</i> It is stated in the UNP that the Plan simply reflects and reports the strategic development sites (allocations) set out in the East Staffordshire Borough Council Local Plan in the plan area and it's Neighbourhood Area. As such, the UNP does not allocate any sites itself. Policies regarding housing mix and development standards (including those on affordable housing) in the UNP state that schemes are designed to be in accordance with the relative policies in the Local Plan, which in itself is in conformity with EU regulations on Environmental Impacts.</p> <p><i>Human rights:</i> The plan has been positively prepared to ensure none of the policies infringe on any human rights from the Human Rights Act 1998.</p> <p>In addition, a formal SEA screening opinion was sought from the principle environmental bodies (Environment Agency, Natural England and Historic England) by ESBC, which confirmed that they considered that no impact on these issues were identified.</p>	<p>See submission draft</p> <p>Sustainability Appraisal</p> <p>SEA Screening opinion (ESB)</p>
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Appendices:

Appendix 1 – Designated Neighbourhood Area

Appendix 2 – Assessment of Compliance Table



Appendix 1: Designated Area for Uttoxeter Neighbourhood Plan

Appendix 2 – Assessment of Compliance Table for NPPF

Appendix 2 - Assessment of Compliance Table

Table 1 - Assessment of Compliance Table - NPPF

National Planning Policy Framework	Compliment / Support policy		Not applicable / No impact		A conflict may occur														
	√	~	~	~	x	~	1 - Building a strong, competitive economy	2 - Ensuring the vitality of town centres	3 - Supporting a prosperous rural economy	4 - Promoting sustainable transport	5 - Supporting high quality communications infrastructure	6 - Delivering a wide choice of high quality homes	7 - Requiring good design	8 - Promoting healthy communities	9 - Protecting Green Belt Land	10 - Meeting the challenge of climate change, flooding and coastal change	11 - Conserving and enhancing the natural environment	12 - Conserving and enhancing the historic environment	13 - Facilitating the sustainable use of minerals
Policies																			
Town Centre Policies																			
TC1 – Shop Frontages	√	√	~	~	~	~	√	~	~	~	~	√	~	~	~	~	~	~	~
TC2 – Key Town Centre Sites	√	√	~	~	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
TC3 – Other Sites	√	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	√	~
TC4 – Outdoor Spaces	~	√	~	~	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
Design and Heritage Policies																			
D1 – Residential Design	~	√	~	~	~	~	√	√	√	~	~	~	~	~	~	√	~	~	~
D2 – Non-residential Development	~	√	~	~	~	~	√	√	~	~	~	~	~	~	~	√	~	~	~
D3 – Space between buildings	~	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	√	~
D4 – Heritage Assets	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	√	~
Business and Economic Policies																			
B1 – Employment Land	√	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	~	~
B2 – Supporting Business Start Ups	√	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	~	~
B3 – Skills and Training	√	√	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
B4 – Overnight Accommodation	~	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	~	~
Transport Policies																			
T1 – Sustainable Transport	~	√	~	√	~	~	√	√	~	~	~	~	~	~	~	√	~	~	~
T2 – Links to the Town Centre	~	√	~	√	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
T3 – Parking Standards	~	√	~	~	~	~	√	~	~	~	~	~	~	~	~	~	~	~	~
T4 – Traffic Impact	~	√	~	√	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
T5 – Traffic and the Town Centre	~	√	~	√	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
T6 – Railway Provision	√	√	~	√	~	~	~	~	~	~	~	~	~	~	~	~	~	~	~
T7 – Electric Communication	√	√	~	√	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
Leisure and Recreation Policies																			
L1 – The Uttoxeter Racecourse	√	√	√	~	~	~	~	~	~	~	~	~	√	~	~	~	~	~	~
L2 – Local Green Spaces	~	√	~	~	~	~	~	~	~	~	~	~	~	~	~	~	√	~	~
L3 – Public Open Space	~	~	~	~	~	~	~	~	~	~	~	~	√	√	~	~	~	~	~
L4 – Cultural Activities	~	√	~	~	~	~	~	~	~	~	~	~	~	√	~	~	~	~	~
Environment Policies																			
E1 – Uttoxeter’s Network of Green Infrastructure	~	~	~	~	~	~	~	~	~	~	~	~	√	√	~	~	√	√	~
E2 – Landscape and Setting	~	~	√	~	~	~	~	~	~	~	~	~	√	√	√	~	√	√	~
E3 –Green Links	~	~	~	~	~	~	~	~	~	~	~	~	~	√	~	~	√	~	~
Housing Policies																			
H1 – Housing on Brownfield Sites	~	√	√	~	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
H2 – Housing Mix and Standards	~	√	√	~	~	~	√	√	~	~	~	~	~	~	~	~	~	~	~
Community Policies																			
C1 – Community Hubs	~	√	~	~	~	~	~	~	~	~	~	~	~	√	~	~	~	~	~
C2 – Health Provision	~	~	~	~	~	~	~	~	~	~	~	~	~	√	~	~	~	~	~
C3 – Education and Childcare Provision	~	~	~	~	~	~	~	~	~	~	~	~	~	√	~	~	~	~	~

