



Please ask for	Sophie Leaning
Direct Line	(01788) 533734
E-mail Address	Sophie.leaning@rugby.gov.uk
Date	14 th August 2018

Dear Mr Wilson,

Submission of Neighbourhood Development Plan for Brandon and Bretford (Brandon and Bretford Neighbourhood Development Plan to 2031). Submitted 5 July 2018: Consideration of proposal under Schedule 4B of the Town and Country Planning Act 1990.

I write to you on behalf of Rugby Borough Council (RBC) to confirm our receipt of the submission version of your neighbourhood development plan (the Brandon and Bretford Neighbourhood Development Plan, for the period to 2031), along with accompanying supporting documentation. Firstly, I would like to congratulate your neighbourhood planning group on successfully reaching the submission stage in the neighbourhood planning process.

Under Paragraphs 5 and 6 of Schedule 4B of the Town and Country Planning Act (TCPA) 1990 there is a requirement for RBC, as the local planning authority, to undertake a check of the compliance of the plan. The relevant tests are set out in the 1990 TCPA and relevant sections of the Planning and Compulsory Purchase Act (PCPA) 2004. It is then an obligation of the local planning authority to issue a written statement clarifying the compliance (or otherwise) of the plan.

Accordingly, this letter comprises the formal view of RBC and recommends whether it should be submitted for independent examination. At this stage it is not a duty of the local planning authority to consider the plan proposal against the 'basic conditions' tests set out under Paragraph 8(2) of the TCPA 1990 (this is the role of the independent examiner). I note that your submissions include the Basic Conditions Statement, which provides your detailed consideration of the plan submission against the requirements of the TCPA 1990 and the PCPA 2004.

In a similar manner, I am pleased to confirm the following on behalf of RBC:

- The plan DOES accord with all relevant provisions of the PCPA 2004 in that it: specifies a plan period; does not include any provision for excluded development; and does not relate to more than one neighbourhood area;
- The plan DOES NOT comprise a 'repeat proposal' as defined under Paragraph 5 of the TCPA 1990;
- The plan HAS been prepared by a qualifying body (Brandon and Bretford Parish Council) who are authorised to deliver a neighbourhood plan;

- The submission DOES comprise the relevant documentation required under Paragraph 1 of Schedule 4B of the TCPA 1990 and as prescribed by Regulation 15 of the Neighbourhood Planning (General) Regulations 2012 ('the Regulations');
- The statutory consultation undertaken to date DOES comply with the requirements and regulations set out under Paragraph 4 of the TCPA 1990 and as prescribed by Regulation 14 of the Regulations; and
- The plan DOES comply with all other provisions under section 61E(2), 61J and 61L of the TCPA 1990.

The Brandon and Bretford Neighbourhood Development Plan will now be taken to Cabinet on Monday 3 September for approval to continue to Regulations 16 and 17.

If approval is granted the Neighbourhood Development Plan and supporting documentation will be publicised under Regulation 16 of the 2012 Neighbourhood Planning (General) Regulations, as amended. RBC is now required to publicise the Neighbourhood Plan along with details of how to make representations to it on its website for a minimum of 6 weeks. In accordance with Regulation 16, consultation, if approved by Cabinet, will take place from Tuesday 4 September until Tuesday 16 October 2018 inclusive (6 weeks). The consultation will be carried out in line with the Regulations and the Councils Statement of Community Involvement.

Following this, the plan will be made available for independent examination. We are currently arranging for the appointment of an independent examiner for the Brandon and Bretford Neighbourhood Plan, who will start the examination following the close of the consultation period. The appointment of the examiner will have to be agreed by Brandon and Bretford Parish Council.

Finally, on behalf of RBC this letter represents the Council's formal view that the draft Brandon and Bretford Neighbourhood Development Plan to 2031, as submitted, complies with all of the relevant statutory requirements. Please do not hesitate to contact me if you have any further queries regarding the neighbourhood planning process from hereon.

Yours sincerely

Sophie Leaning
Senior Planning Officer