



Basingstoke  
and Deane

Basingstoke and Deane Borough Council

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Amy White  
Parish Clerk  
East Woodhay Parish Council  
Sent via email

Our ref: EWNP Compliance Check

12 July 2022

Dear Amy,

### **Compliance Check for the East Woodhay Neighbourhood Plan**

Thank you for submitting the updated East Woodhay Neighbourhood Plan and supporting documentation to the Local Planning Authority (LPA).

Under Paragraphs 5 and 6 of Schedule 4B of the Town and Country Planning Act (TCPA) 1990 there is a requirement for Basingstoke and Deane Borough Council, as the LPA, to undertake a check of the compliance of the plan along with its process to date. The council has undertaken a legal compliance check of the updated documents submitted on 30 June 2022.

The relevant legal requirements are set out in both the TCPA and relevant sections of the Planning and Compulsory Purchase Act (PCPA (2004)). It is then an obligation of the LPA to issue a written statement confirming that they are satisfied the compliance (or otherwise) of the neighbourhood plan. Accordingly, this letter comprises the formal view of the LPA and recommends whether it should be made available for formal examination.

At this stage it is not a duty of the LPA to consider the neighbourhood plan proposal against the 'basic conditions' set out under Paragraph 8(2) of the TCPA 1990.

A detailed consideration against the TCPA 1990 (as amended) and PCPA 2004 is set out as an attachment to this letter. However, in summary I can confirm the following:

- The Neighbourhood Plan **DOES** accord with all the 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 Neighbourhood Plan **DOES NOT** comprise a 'repeat proposal' as defined under Paragraph 5 of the TCPA 1990;

Chief Executive Russell O'Keefe

Executive Director of Borough Development and Deputy Chief Executive Ian Boll  
Executive Director of Corporate Services (Section 151 Officer) Sue Cuerden CPFA ACMA  
Interim Executive Director of Residents' Services Tom Payne CEnvH

- The Neighbourhood Plan **HAS** been prepared by a qualifying body 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 Schedule 4B of the TCPA 1990 and as prescribed by Regulation 14 of the Regulations; and
- The Neighbourhood Plan **DOES** comply with all other relevant sections of the TCPA 1990.

Therefore, I am pleased to confirm that the LPA is satisfied that the Neighbourhood Plan and process followed complies with the statutory requirements as set out in paragraph 6 of Schedule 4B of the Town and Country Planning Act 1990 (as amended) and the LPA will now published the updated plan for consultation.

Yours sincerely

**Matt Melville**  
**Planning Policy Team Leader**

CC: Paul Hurst–East Woodhay Neighbourhood Plan Group

Enc. Compliance check of the Submission East Woodhay Neighbourhood Plan