

Barby and Onley Neighbourhood Plan Review May 2024

Consideration of Minor (non-material)/Major (material) updates to the Made Barby and Onley Neighbourhood Plan (30 September 2016)

1. Planning process

The Barby and Onley Neighbourhood Development Plan passed Referendum on 29 September 2016 with a 93% 'yes' vote and a turnout of 35%. The Plan was Made (became a part of the Local Development Plan for Daventry District), by Daventry District Council (now part of West Northamptonshire Council) on 30 September 2016 and has been used since then to help determine planning applications in the Parish based around the Plan's commitment to ensuring that any new housing meets a local need, that the important environmental areas in the Parish are protected, and that community facilities and business development remain appropriate to the community.

A decision was taken by the Parish Council towards the end of 2022 to undertake a review of the Neighbourhood Development Plan following changes in the local and national strategic planning policy framework, and a Neighbourhood Plan working party was established by the Parish Council to drive the process forward.

The opportunity has been taken to refresh and update the approach taken in relation to residential allocations. The revised Neighbourhood Plan allocates a site for residential development in order to contribute to its housing requirement for the Plan period. Some policies are new whilst others have a strengthened evidence base.

Many other provisions within the Neighbourhood Plan remain as they were in the version which passed referendum in 2016. We have sought to change only those policies that require updating in line with changed circumstances.

The process for reviewing the Neighbourhood Plan is set out in the Consultation Statement which will be included within the Submission material.

In addition to the Consultation Statement, on submission, the Neighbourhood Plan will be accompanied by:

- An updated Statement of Basic Conditions;
- Housing Needs Assessment
- Design Guide and Codes
- Non Designated Heritage Asset list
- Updated Local Green Space and Open Space evidence base
- Updated SEA/HRA determination/screening
- Updated Regulation 14 Consultation feedback and responses
- Responses to request for confirmation amongst Regulation 14 Consultees as to whether the amendments are considered material or non-material.
- Statement from the Qualifying Body about whether the amendments are considered material or non-material.

2. **Planning Strategy**

The timescale for the Made Barby and Onley Neighbourhood Plan was already aligned to the emerging West Northamptonshire Joint Core Strategy and Daventry Local Plan in reflecting a time period to 2031. The Review Neighbourhood Plan reflects the same timescale for these documents.

3. **Status of changes**

Planning Practice Guidance, reviewed in September 2023, introduces the following categories:

1. Minor (non-material) modifications to a neighbourhood plan or order are those which would not materially affect the policies in the plan or permission granted by the order. These may include correcting errors, such as a reference to a supporting document, and would not require examination or a referendum.
2. Material modifications which do not change the nature of the plan or order would require examination but not a referendum. This might, for example, entail the addition of a design code

that builds on a pre-existing design policy, or the addition of a site or sites which, subject to the decision of the independent examiner, are not so significant or substantial as to change the nature of the plan.

3. Material modifications which do change the nature of the plan or order would require examination and a referendum. This might, for example, involve allocating significant new sites for development. The changes made in the review of the Made Neighbourhood Plan are considered against these categories of modifications.

4. **Neighbourhood Plan Policies**

The Review Neighbourhood Plan has introduced the following changes to the Neighbourhood Plan which was Made in January 2019.

The Chair of the Parish Council and the Chair of the Neighbourhood Plan Working Group has updated the Foreword to reflect the additional work that has been undertaken and the changed circumstances which led to the decision to undertake the Review.

The introductory chapters have been updated to reflect changes since the Made Neighbourhood Plan was prepared, including updating the socio-economic data to reflect 2021 Census data and the results from an updated Housing Needs Assessment.

Section 6 on Consultation has been updated to incorporate the results from consultation activities and the process that was followed in reviewing the Neighbourhood Plan.

The vision for Barby and Onley as expressed on page 17 of the Made Neighbourhood Plan remains the same, however the objectives identified to achieve the vision have been updated.

Neighbourhood Plan policies from the made Neighbourhood Plan:

Policy BO-GP1: General Development Principles – this general policy has been replaced by Policy H5, Windfall Sites, in the Review Neighbourhood Plan and other elements of the policy moved into other sections (e.g. sustainable drainage systems moved to Env 12).

Policy BO-D1: Design of Development in Barby and Onley – this policy has been replaced by Policy H6 in the Review Neighbourhood Plan with a design guide and codes as a detailed appendix to shape the design of development in the Neighbourhood Area.

Policy BO-D2: Protecting and enhancing local landscape character and views – for clarity of application, separate policies on landscape character (ENV 9) and views (ENV 10) are incorporated into the Neighbourhood Plan Review.

Policy BO-D3: Water Management and Surface Water Run-off – a policy for Flood Risk from Rivers and Surface Water (ENV 12) is incorporated in the Neighbourhood Plan Review to deal with site-specific (for development proposals) and strategic matters in the Neighbourhood Area, based on up-to-date Environment Agency mapping and guidance, and local experience. Water Management in New Development is part of Policy H6 Design.

Policy BO-H1: Scale and type of new housing in Barby and Onley – elements of this policy have been moved to Policy H5 Windfall sites and Policy H6 Design

Policy BO-H2: Housing in Open Countryside – this policy has been updated and is now Policy H2 Village Confines

Policy BO-H3: Ensuring an appropriate range of tenures, types and sizes of houses – this policy has been updated as Policy H3 Housing Mix.

Policy BO-TH1: Footpaths/cycleways/connectivity – this policy has been incorporated into the Neighbourhood Plan Review as ENV 13.

Policy BO-E1: Supporting existing local employment and Policy BO-E2 - New local employment opportunities. These policies have been updated and are now incorporated into a new Policy CS2 on Supporting Local Employment.

Policy BO-CF1: Protection of local green spaces – the 14 Local Green Spaces designated by the 2016 NDP have been carried forward, after review and are confirmed by Policy ENV 1 in the Neighbourhood Plan Review.

Policy BO-CF2: Protection of open spaces – all candidate Open Space, Sport and Recreation sites (comprising those in the Daventry District Council's own audit and a number of others with clear

OSSR function and status) have been assessed and either confirmed or newly designated as Open Spaces in Policy ENV 2 of the Neighbourhood Plan Review. The distinction between statutory protection of locally unique places (Local Green Space, ENV 1) and protection of functions and amenities (OSSRs, ENV 2) has been made clear.

Policy BO-CF3: Protection of Local Community Facilities – this policy has been updated and is now Policy CS3 in the Review Neighbourhood Plan

Policy BO-CF4: Community facilities and Community Infrastructure Levy – this policy has been deleted.

New Neighbourhood Plan policies in the Neighbourhood Plan Review:

Policy H1: Residential Site Allocation – the opportunity has been taken to allocate a site for residential development to help meet a specific housing need and to secure additional protections that are available to neighbourhood plans that include housing to meet a local housing need.

Policy H4: Affordable Housing – a policy has been introduced to shape the delivery of Affordable Housing locally.

Policy ENV 3: Sites and Features of Natural Environment Significance – this policy has been added to identify (by mapping) all sites of national, county-level and local significance in the Neighbourhood Area and recognise the importance of protecting them as part of declining national biodiversity. It adds local (site-specific) detail to the Joint Strategy and Settlements and Countryside Local Plan (Part 2) for Daventry District 2011-2029 and introduces new elements (including biodiversity net gain) from the NPPF.

Policy ENV 4: Biodiversity across the Neighbourhood Area – this policy has been added to identify matters of concern for natural environment conservation (woodland, trees, hedges, protected species) more generally and to apply the latest NPPF principles to their protection in the Neighbourhood Area.

Policy ENV 5: Wildlife corridors – this policy introduces the concept of wildlife connectivity, and maps two corridors where their role in providing connectivity between identified habitat sites should be taken into account in planning decision-making.

Policy ENV 6: Sites and Features of Historic Environment Significance – this policy identifies and maps sites in the Historic England and Northants Historic Environment Record databases to apply the latest NPPF principles to their protection in the Neighbourhood Area. It adds local detail to the Joint Strategy and Settlements and Countryside Local Plan (Part 2) For Daventry District 2011-2029.

Policy ENV 7: Non-designated Heritage Assets – a policy has been added to identify and protect a small number of (non-Listed, not Scheduled Monuments) buildings and structures in the Neighbourhood Area.

Policy ENV 8: Ridge and Furrow – following NPPF and Historic England guidance, this policy takes account of the historic significance and drastic loss nationally of this heritage asset type; the Neighbourhood Area has particularly good examples and an atypically moderate (85% since 1945) loss rate.

Policy ENV 11: Noise

Policy ENV 14: Renewable Energy Infrastructure – a policy has been added to support the provision of renewable energy infrastructure in appropriate circumstances.

Policy CS1: Traffic Management – a policy has been introduced to help address transport-related issues in the Parish and to encourage sustainable forms of movement.

5 Note on the Nature of the Changes

Discussions took place in the Parish Council about the modifications in the Review of the Neighbourhood Plan and whether they represent Material or Non-Material changes to the Made Neighbourhood Plan.

The Qualifying Body considers that the allocation of a single site for development represents a material modification which does not change the nature of the Plan and will therefore require examination but not a referendum.

6. How are these changes regarded by the Qualifying Body?

The Qualifying Body are fully supportive of the changes to the Made Neighbourhood Plan as described above.

Barby and Onley Parish Council

May 2024