

	<p><b>Policy and Resources Committee 2 June 2015</b></p>
<p style="text-align: center;"><b>Title</b></p>	<p style="text-align: center;"><b>Local Development Scheme 2015</b></p>
<p style="text-align: center;"><b>Report of</b></p>	<p>Commissioning Director Growth and Development</p>
<p style="text-align: center;"><b>Wards</b></p>	<p>All</p>
<p style="text-align: center;"><b>Status</b></p>	<p>Public</p>
<p style="text-align: center;"><b>Enclosures</b></p>	<p>Appendix A: Draft Barnet’s Local Development Scheme 2015</p>
<p style="text-align: center;"><b>Officer Contact Details</b></p>	<p>Nick Lynch, <a href="mailto:nick.lynch@barnet.gov.uk">nick.lynch@barnet.gov.uk</a>, 0208359 4211 Rita Brar, <a href="mailto:rita.brar@barnet.gov.uk">rita.brar@barnet.gov.uk</a>, 0208 359 4177</p>

<p><b>Summary</b></p>
<p>The Local Development Scheme (LDS) is the formal project plan for Barnet’s Local Plan. The Planning and Compulsory Purchase Act 2004 requires the Council to prepare a three year project plan setting out the programme for preparing each document in the Local Plan. This is the fourth version of the LDS, replacing the one published in 2011.</p>

<p><b>Recommendations</b></p>
<ol style="list-style-type: none"> <li>1. That the programme for implementing the Local Plan, Barnet’s Local Development Scheme as set out in Appendix A to this report, be approved for submission to the Mayor of London.</li> <li>2. That following submission, and subject to any key amendments by the Mayor that the Local Development Scheme be brought into effect within 28 days of the Mayor’s response.</li> </ol>

## **1. WHY THIS REPORT IS NEEDED**

- 1.1 Barnet is a growing and changing Borough. Regeneration and development proposals principally in the west, as well as opportunities for infill growth in Barnet's town centres will have an impact on the Borough. Through Barnet's Local Plan this growth and impact is managed. The main place shaping elements of the Local Plan (Core Strategy and Development Management Policies) were adopted in 2012. Development of the remaining elements of the Local Plan including Site Allocations and the North London Waste Plan are the focus of this Local Development Scheme (LDS) which is the project plan for the Local Plan.
- 1.2 In 2004, the Planning and Compulsory Purchase Act introduced Local Development Frameworks (now known as Local Plans), comprising a number of documents that will, together, deliver the spatial planning strategy for the area. Barnet Local Plan documents currently in production include:
- the Site Allocations;
  - North London Waste Plan;
  - Policies Map; and
  - Supplementary Planning Documents (SPDs) on Affordable Housing, Grahame Park Development Framework, Green Infrastructure.
- We expect most of these emerging documents to be completed by 2018/19

## **2. REASONS FOR RECOMMENDATIONS**

- 2.1 Section 15 of the Planning and Compulsory Purchase Act requires local planning authorities to prepare and maintain a LDS specifying a timetable for preparation and revision of local plan documents. The draft LDS, set out in Appendix 1, provides background information on Local Plan document preparation up to 2018 enabling partners, residents and businesses to know where, when and how the planning policy framework for Barnet is progressing. This is the fourth revision to Barnet's LDS.
- 2.2 The LDS sets out programmes for the production of new and emerging Local Plan documents, principally Site Allocations and the North London Waste Plan. It also highlights milestones for a number of SPDs including Affordable Housing and Green Infrastructure which amplify policies in the Core Strategy and Development Management Policies documents. In order to progress the regeneration of Grahame Park a Development Framework SPD has been added to the programme of Local Plan documents.
- 2.3 The revised LDS takes into account revisions to Barnet's Community Infrastructure Levy (CIL) and related documents which will enable the Council to introduce a revised standard charge which will contribute to the costs of infrastructure arising from development across the Borough.
- 2.4 The LDS does not set out a timetable for review of the Local Plan Core Strategy and Development Management Policies. A review can be triggered

for a number of reasons, the most likely would be where the context and assumptions behind the Local Plan have changed. The National Planning Policy Framework (NPPF) which sets out Government planning policy was published in March 2012.

- 2.5 The Local Plan Core Strategy and Development Management Policies documents were adopted in September 2012 and remain consistent with the NPPF. In response to unexpected demographic growth a partial review of the London Plan was completed in March 2015. The partial review still leaves a shortfall in accommodating this growth. A full review of the London Plan's existing strategy and philosophy is required in order to deliver sufficient homes to meet objectively assessed need. This review is not expected to complete until 2019. The Core Strategy and Development Management Policies documents are therefore not programmed to be reviewed before 2019.
- 2.6 The Core Strategy highlights that if progress is not made with the implementation and delivery of regeneration in Brent Cross Cricklewood (BXC) the Council will, through a revision to the LDS, instigate a review of the existing planning policy framework for the BXC area. Progress with the delivery of the 2010 planning consent (and Section 73 revisions approved in 2014) is measured by a suite of monitoring indicators. The key milestone for regeneration of the area is the making of the Phase 1 Compulsory Purchase Order by 2014/15.
- 2.7 On 3 March 2015 the Council resolved at Assets Regeneration and Growth Committee (Agenda 7) to make the Phase 1 CPO. Given this progress the existing planning policy framework for BXC can continue to decide future planning applications and a new DPD, SPD or partial review of the Core Strategy is not required to further guide and control the comprehensive regeneration of BXC.

### **3. ALTERNATIVE OPTIONS CONSIDERED AND NOT RECOMMENDED**

- 3.1 The absence of an up to date LDS increases the risk of challenge to the adoption of any Local Plan document. The absence of a LDS entails that the opportunity to convey a message on planning priorities and provide a timeline for community engagement is missed and would not comply with the Council's statutory duty under the Planning and Compensation Act 2004.

#### **4. POST DECISION IMPLEMENTATION**

- 4.1 The LDS is prepared through powers contained within the Planning and Compulsory Purchase Act 2004 and the associated Town and Country Planning (Local Planning) Regulations 2012. As soon as reasonably practical after adoption, a statement setting out the new status of the LDS will be published.
- 4.2 The LDS will take effect four weeks after being submitted to the Mayor of London unless he issue a direction to make changes or request more time to consider the draft LDS.

#### **5. IMPLICATIONS OF DECISION**

##### **5.1 Corporate Priorities and Performance**

The Corporate Plan for 2015 - 2020 sets the vision and strategy for the next five years based on the core principles of fairness, responsibility and opportunity. All four objectives are embedded within the LDS.

##### **5.2 Barnet is a place:**

of opportunity, where people can further their quality of life; and where people are helped to help themselves, recognising that prevention is better than cure; and where responsibility is shared, fairly, the LDS addresses the need to

- provide increased housing choice in mixed communities through our emerging Affordable Housing SPD.

where services are delivered efficiently to get value for money for the taxpayer the LDS addresses the need to

- establish the Community Infrastructure Levy as the replacement for S106 funding and set out the evidence on infrastructure requirements in the Infrastructure Delivery Plan which will form the basis for a CIL charging schedule

- 5.3 In enabling Barnet to continue to be a successful London Suburb the LDS addresses the need to ensure through the Site Allocations DPD that development of sites comes forward that reflects our priorities to respect local context and Barnet's distinctive local character

#### **6. Resources (Finance & Value for Money, Procurement, Staffing, IT, Property, Sustainability)**

- 6.1 The requirement to prepare the Local Development Scheme is included within the Output Specification for the Strategic Planning Service, which is delivered by Re.
- 6.2 Use of IT and existing community events for publicising Site Allocations, Waste Plan and SPDs will be maximised in order to reduce process,

consultation and production costs whilst optimising channel change and access by planning customers.

## **7 Legal and Constitutional References**

- 7.1 The Planning and Compulsory Purchase Act 2004 and the Town and Country Planning (Local Planning) (England) Regulations 2012 provide guidance on the preparation and adoption of the Local Plan. Upon adoption the LDS becomes a statutory document that forms part of Barnet's planning policy framework. Local Plan documents should be prepared in accordance with the LDS.
- 7.2 In accordance with section 15(4) and 15(6B) of the Planning and Compensation Act 2004, the Mayor of London or the Secretary of State (respectively) may direct the Council to make such amendments to the LDS as appropriate, and the Council must comply with any such direction.
- 7.3 Constitution, Annex A (Responsibility for Functions) Policy and Resources Committee Function 2 states that the Committee is responsible for the overall strategic direction of the Council which includes, approving the development of statutory Local Plan and related documents. The LDS will set out the timetable for the preparation and adoption of local plan documents and therefore falls within the Committee's remit.

## **8 Risk Management**

- 8.1 The main risk is that the Mayor requests revisions to the LDS. The LDS has been prepared with regard to priorities as set out in the London Plan published in March 2015. A full review of the London Plan will commence in 2016 following the Mayor of London elections. This review is not expected to complete until 2019. The Council will have regard to this review in considering revisions to the Local Plan and the priorities of the new Mayor in the next revision of the LDS.

## **9 Equalities and Diversity**

- 9.1 The LDS is not subject to an Equalities Impact Assessment (EqIA) but emerging Local Plan documents including Site Allocations, the North London Waste Plan and the Grahame Park Development Framework SPD will be evaluated in terms of their implications on diversity and equality.

## **10 Consultation and Engagement**

- 10.1 There are no external consultation requirements on the LDS apart from submitting it to the Mayor of London.

## **11 BACKGROUND PAPERS**

- 11.1 Council, 11 September 2012 (Decision item 4.1) approved the Local Plan Core Strategy and Development Management Policies for adoption.  
<http://barnet.moderngov.co.uk/ieListDocuments.aspx?CId=162&MId=6671&Ver=4>
- 11.2 Cabinet, 6 September 2010 (Decision item 4) approved the Local Development Scheme 2010  
<http://barnet.moderngov.co.uk/Data/Cabinet/201009061900/Agenda/Document%207.pdf> followed by Cabinet Member for Housing, Planning and Regeneration's Delegated Powers (Executive Function) report 27 May 2011  
<http://barnet.moderngov.co.uk/ieDecisionDetails.aspx?ID=3768>