

BOROUGH OF TELFORD & WREKIN
Lilleshall Parish Neighbourhood Plan Decision Statement
Regulation 19 Neighbourhood Planning (General) Regulations 2012

1. Summary

1.1. Following a positive referendum result Borough of Telford & Wrekin (“Telford & Wrekin Council”) is publishing its decision to make the Lilleshall Parish Neighbourhood Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012. The Lilleshall Parish Neighbourhood Plan is now part of Telford & Wrekin Councils Development Plan.

2. Background

- 2.1. In June 2016, Telford & Wrekin Council designated the area comprising the Parish of Lilleshall as a Neighbourhood Area for the purpose of preparing a Neighbourhood Plan in accordance with Part 2 of the Town and Country Planning (England), Neighbourhood Planning (General) Regulations 2012.
- 2.2. Following the submission of the Lilleshall Parish Neighbourhood Plan (Regulation 15 Consultation Version) to Telford & Wrekin Council, the plan was publicised and representations were invited. The publicity period began on 10 April 2018 and ended on 29 May 2018.
- 2.3. Telford & Wrekin Council appointed an Independent Examiner, Mr John Parmiter, to review whether the Plan met the Basic Conditions and satisfied certain other criteria as required under the legislation and whether it should proceed to Referendum.
- 2.4. In August 2018 the Council received the Independent Examiner's report on the Lilleshall Parish Neighbourhood Plan. The report concluded that with a few modifications the Plan should proceed to Referendum.
- 2.5. Having considered each of the recommendations made in the Independent Examiner's report, and the reasons for them, Telford & Wrekin Council decided to make the recommended modifications to the draft Plan to secure that it met the Basic Conditions set out in legislation. At its meeting on 13 September 2018, the Council agreed that the Examiner's recommended

modifications should be accepted and that the amended Neighbourhood Plan should proceed to a referendum.

2.6. A referendum was held on 15 November 2018 and 80.5% of those who voted were in favour of the plan.

2.7. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 as amended requires that the Council must make the neighbourhood development plan if more than half of those voting have voted in favour of the plan.

2.8. However, the council are not subject to this duty if the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

3. Decision and Reasons

3.1. With the Examiner's recommended modifications, the Lilleshall Parish Neighbourhood Plan meets the basic conditions set out in paragraph 8(2) of Schedule 4B of the Town and Country Planning Act 1990, is compatible with EU obligations and the Convention rights and complies with relevant provisions made by or under Section 38A and B of the Planning and Compulsory Purchase Act 2004 as amended.

3.2. The referendum held on 15 November 2018 met the requirements of the Localism Act 2011 posing the question: 'Do you want Borough of Telford & Wrekin to use the Neighbourhood Plan for Lilleshall to help it decide planning applications in the Neighbourhood area?'

3.3. The count took place on Thursday 15 November 2018 and greater than 50% of those who voted were in favour of the Plan being used to help decide planning applications in the plan area. The results of the referendum were;

Response	Votes	% of votes cast
Yes	302	80.5
No	72	19.2
Rejected	1	0.2
Turnout –	375	34.2
Electorate total	1098	

3.4. Telford & Wrekin Council has assessed that the Plan, including its preparation, does not breach, and would not otherwise be incompatible with, any EU obligation or any Convention rights (within the meaning of the Human Rights Act 1998).

3.5. The Lilleshall Parish Neighbourhood Plan has now been made and planning applications in the area to which the Plan relates i.e. the administrative area of the Parish of Lilleshall, must be considered against the Lilleshall Parish Neighbourhood Plan, as well as existing planning policy, such as the Telford & Wrekin Local Plan and the National Planning Policy Framework and Guidance.

Richard Partington Managing Director Telford & Wrekin Council

This statement is dated 16 November 2018