



# South Staffordshire Council

## KINVER NEIGHBOURHOOD DEVELOPMENT PLAN

### Decision Statement published pursuant to the Localism Act 2011 Schedule 38A and Regulation 18 of the Neighbourhood Planning (General) Regulations 2012

I confirm that the Kinver Neighbourhood Development Plan, as revised according to the modifications set out below, complies with the legal requirements and basic conditions set out in the Localism Act 2011, and can therefore proceed to referendum. The referendum will be held on 24th August 2023.

I also declare that I have no personal or prejudicial interest in respect of this decision.

Signed

**Annette Roberts - Corporate Director of Place and Communities**

**Date** 13 July 2023

### Decision and Reasons

During January-March 2023 an independent Examination of the Kinver Neighbourhood Development Plan was undertaken by Wendy J Burden BA(Hons) DipTP MRTPI who was appointed with the agreement of the Qualifying Body. The examination was undertaken by written representations based on submissions received during the statutory (Regulation 16) consultation period.

The Examiner's Report was received by the Council on 15 June 2023 and South Staffordshire Council is satisfied that the Revised Neighbourhood Plan meets the Basic Conditions as required by the Town and Country Planning (England), Neighbourhood Planning (General) Regulations 2012 (as amended) and can now proceed to local referendum.

This Decision Statement and the Examiner's Report can be found online at:

[Kinver Neighbourhood Plan | South Staffordshire District Council \(sstaffs.gov.uk\)](https://www.sstaffs.gov.uk/kinver-neighbourhood-plan)

Hard copies of the revised Neighbourhood Plan can be viewed at:

- Kinver Parish Council, 95 High Street, Kinver DY7 6HD

The Examiner's recommendations and the council's comments are set out in the table below:

Kinver Neighbourhood Development Plan (2023) – Schedule of Modifications

Kinver Neighbourhood Plan Policy	Examiner's Report Reference	Recommended Modification	South Staffordshire Council Consideration/Justification
Cover Page	PM1	Include on cover page the period which the Plan will cover: 2023-2038.	Agree with the modification for the reasons set out in the Examiner's Report.
Policy KN01	PM2	<p>Revise policy KN01 to read:</p> <ol style="list-style-type: none"> <li>1. <u>Development to provide employment facilities adjacent to Kinver Village Centre (see Map KN01-1) and within the village Development Boundary where it would complement or enhance and cause no harm to the vitality of the village centre.</u></li> </ol> <p>Revise the interpretation to read: <u>Development that would complement the Village Centre could include Use Class E, F1 and F2.</u></p>	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN02	PM3	<p>Revise policy KN02 to read:</p> <ol style="list-style-type: none"> <li>1. <u>In addition to housing sites allocated through the local plan, housing growth will be supported in sustainable locations:</u> <ol style="list-style-type: none"> <li>a. <u>Within the Kinver development boundary</u></li> <li>4c. <u>Shared ownership</u></li> </ol> </li> </ol> <p>Delete Map KN02-1</p>	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN03	PM4	<p>Delete Clause 2 Interpretation: Delete the last two paragraphs.</p>	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN04	PM5	<p>Revise policy KN04 to read:</p> <ol style="list-style-type: none"> <li>10. <u>Housing should be separated by gaps of a minimum of 2 metres to allow access for maintenance</u></li> </ol>	Agree with the modifications for the reasons set out in the Examiner's Report.

Kinver Neighbourhood Plan Policy	Examiner's Report Reference	Recommended Modification	South Staffordshire Council Consideration/Justification
Policy KN06	PM6	Revise policy KN06 to read: 1. <u>Infill development will be supported for gaps in existing built frontages in sustainable locations within settlements.</u>	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN07	PM7	Revise policy KN07 to read: 1. <u>Development must avoid any significant harm to Kinver's landscapes, habitats and ecology.</u> 6b <u>where loss of trees or hedgerows is unavoidable or they are of poor quality, replacement trees and hedgerows must be provided within the development site, using native species, to provide a similar level of amenity and value in addressing climate change.</u> Delete clause 7.	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN08	PM8	Revise policy KN08 to read: Delete Clause 1 and renumber the remaining clauses. 5. <u>Support will be given to works to upgrade the environmental performance of historic buildings provided the works preserve or enhance the character of the historic building.</u> 6. <u>Development should enhance the character and appearance of the Staffordshire and Worcestershire Canal Conservation Area or Stourbridge Canal Conservation Area including waterways, towpath, other features and setting.</u>	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN10	PM9	Delete Policy KN10. Delete Interpretation Delete Map page 58	Agree with the modifications for the reasons set out in the Examiner's Report.
Policy KN11	PM10	Revise Policy KN11 Clause 1: Delete the proposed LGS designation as follows: K01-K09; K12; K14-K30	Agree with the modifications for the reasons set out in the Examiner's Report.

Kinver Neighbourhood Plan Policy	Examiner's Report Reference	Recommended Modification	South Staffordshire Council Consideration/Justification
		Delete the plans with allocations as follows: K01-K09; K12; K14-K30 Clause 2: delete wording and replace as follows: 2. <u>Proposals for development on a Local Green Space will only be allowed if it is satisfactorily demonstrated that they are consistent with policies for managing development in Green Belts.</u>	
Policy KN12	PM11	Revise Policy KN12 as follows: 2. <u>Development must give priority to pedestrians and cyclists, meeting the requirements of Policy KN04 Sustainable Design.</u> Delete Clauses 5, 6, 7, and 8. Interpretation: Delete paragraph 3.	Agree with the modifications for the reasons set out in the Examiner's Report.