

BOROUGH OF KETTERING

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Report Originator	Head of Development Services	<i>Fwd Plan Ref No:</i>	
Wards Affected	All	25 th March 2020	
Title	SITE SPECIFIC PART 2 LOCAL PLAN – SUBMISSION PLAN		

1. PURPOSE OF REPORT

- To inform Members of the responses to the Site Specific Part 2 Local Plan – Publication Plan;
- To ask Members to endorse officer responses set out in the comments schedule;
- To ask Members to agree the proposed Main Modifications and Additional Modification to be submitted to the Secretary of State as part of the Submission Plan;
- To ask Members to agree that the Site Specific Part 2 Local Plan is submitted to the Secretary of State;
- To ask Members to agree that officers write to the Inspector to request that the Inspector recommends Main Modifications if these are necessary; and
- To ask Members to note the Sustainability Appraisal, Habitat Regulations Assessment and Whole Plan Viability Assessment.

2. INFORMATION

- 2.1 The Site Specific Part 2 Local Plan (SSP2) will form part of the statutory North Northamptonshire Development Plan. The Development Plan, as it relates to Kettering Borough, will consist of the North Northamptonshire Joint Core Strategy (Part 1 Local Plan) adopted July 2016; the Kettering Borough Site Specific Part 2 Local Plan; the Kettering Town Centre Area Action Plan (July 2011), the North Northamptonshire Minerals and Waste Local Plan Update (July 2017); the Gypsy and Traveller Site Allocations policy; and any made Neighbourhood Plans.
- 2.2 The Joint Core Strategy (JCS) provides a set of strategic planning policies for Corby, Kettering and Wellingborough Borough Councils, and East Northamptonshire District Council. Whereas, the Site Specific Part 2 Local Plan (SSP2) will provide local planning policies to cover Kettering Borough, and will include the identification of sites for housing, employment, recreation and other land uses. The SSP2 should not repeat policies which are included in the JCS

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but will provide further local detail to policies in this document. The SSP2 should be read alongside the JCS.

- 2.3 The SSP2 covers the administrative area of Kettering Borough which it is planned will cease to exist on 1st April 2021 when the North Northants Unitary Authority is formed. After this time the SSP2 will continue to provide planning policies for the Kettering Borough area, alongside the Part 2 Local Plans for Corby, Wellingborough and East Northants, until such a time as the plan is reviewed/ replaced by another plan.
- 2.4 Members will recall that a consultation on the Site Specific Part 2 Local Plan – Publication Plan took place from 18th December 2019 to 12th February 2020. 260 responses to the consultation were received from 123 consultees. A copy of the consultation responses is available on the Council website as **Item 6 Appendix 1** due to the size of the document.
- https://www.kettering.gov.uk/meetings/meeting/1825/planning_policy_committee
- 2.5 Officers have reviewed each of the comments and provided a response to the comments made. The proposed officer responses are also included within Appendix 1.
- 2.6 As a result of the comments received there are a number of Main Modifications which officers recommend are made to the plan. Main Modifications are modifications which affect the way a policy is interpreted. A schedule of proposed Main Modifications is attached at **Appendix 2**, if these are agreed by Members they will be submitted alongside the Plan and would be considered as part of the plan.
- 2.7 In addition to the Main Modifications, a number of Additional Modifications are also proposed. These are also attached at Appendix 2. These are minor changes for example, clearer wording, punctuation, factual updates, they are changes which don't affect the policy.
- 2.8 The next stage in the preparation of the SSP2 is submission of the plan to the Secretary of State. When the plan is submitted, it must be accompanied by:
- a) the sustainability appraisal report;
 - b) the submission policies map if the adoption of the local plan would result in changes to the adopted policies map;
 - c) a statement of consultation undertaken;
 - d) copies of any regulations made in accordance with regulation 20; and
 - e) such supporting documents as in the opinion of the local planning authority are relevant to the preparation of the Local Plan.
- 2.9 The Sustainability Appraisal Report, Habitat Regulations Assessment and Whole Plan Viability Assessment are available using the following weblinks:

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- Sustainability Appraisal - https://www.kettering.gov.uk/downloads/file/18897/sustainability_appraisal_report_december_2019
- Habitat Regulations Assessment - https://www.kettering.gov.uk/downloads/file/18896/habitat_regulations_assessment_-_part_2_local_plan_december_2019
- Whole Plan Viability Assessment - https://www.kettering.gov.uk/downloads/file/18901/whole_plan_viability_assessment_-_part_2_local_plan_december_2019

2.10 Members are asked to agree that the SSP2 and accompanying documents are submitted to the Secretary of State. It is intended that the plan will be submitted on 31 March 2020. Members are also asked to note the Sustainability Appraisal Report, Habitat Regulations Assessment and Whole Plan Viability Assessment.

2.11 Following submission of the Plan to the Secretary of State an Inspector will be appointed to examine the plan. The Inspector will consider whether the plan meets the legal requirements and the Duty to Cooperate set out in sections 20 (5)(a) and 20 (5)(c) of the Planning and Compulsory Purchase Act and whether the plan is sound as required by section 20(5)(b). Soundness is explained in paragraph 35 of the National Planning Policy Framework (2019).

2.12 The legislation allows for three possible outcomes to the examination:

1. The Inspector finds that the plan is sound and legally compliant as submitted.
2. The Inspector finds that the plan is unsound and/ or legally non-compliant as submitted, but that it is possible to make it sound and legally compliant by making main modifications to it. In these circumstances the Inspector must recommend the necessary main modifications, if requested to do so by the Local Planning Authority.
3. The Inspector finds the plan unsound and/ or legally non-compliant as submitted, and that it is not possible to make it sound and legally compliant by making main modifications to it.

2.13 Most plans require some Main Modifications as outlined in outcome 2. To enable an inspector to make main modifications necessary to make the plan sound and legally compliant the Local Planning Authority must request that the Inspector does so. Therefore, Members are asked to agree that when the plan is submitted a request is included that, should the Inspector find that main modifications are required, the Inspector is requested to make these changes.

3. CONSULTATION AND CUSTOMER IMPACT

3.1 Consultation undertaken on the Site Specific Part 2 Local Plan has taken place in accordance with the Town and Country Planning (Local Planning) (England)

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Regulations 2012 (as amended) and the Council's Statement of Community Involvement.

4. POLICY AND RESOURCE IMPLICATIONS

- 4.1 The SSP2 will form part of the North Northamptonshire Development Plan and will guide the provision of sustainable growth in Kettering Borough.
- 4.2 The cost of preparing the SSP2 will be met within the existing Development Services Planning Policy budget.

5. LEGAL AND EQUALITY IMPLICATIONS

- 5.1 The purpose of the SSP2 is to guide future development in Kettering Borough. The preparation of the SSP2 meets legal requirements and equality standards. The SSP2 has been subject to extensive consultation which has involved engagement with a wide range of people, including hard to reach groups.

6. CLIMATE CHANGE IMPLICATIONS

- 6.1 The achievement of sustainable development is a key aim of national planning policy, the SSP2 has been prepared in the context of this aim. The SSP2 has been subject to sustainability appraisal throughout its preparation, this ensures the plan will help achieve relevant environmental, economic and social objectives. The SSP2 can help contribute towards a reduction in greenhouse gas emissions through reducing the need to travel and providing opportunities for people to use sustainable transport. Policies contained within the SSP2 Local Plan will ensure that the development and use of land contributes to the mitigation of, and adaptation to, climate change.

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7. **RECOMMENDATION**

It is recommended that Members:

- Note the responses received to the Site Specific Part 2 Local Plan – Publication Plan;
- Endorse officer responses set out in the comments schedule;
- Agree the proposed Main Modifications and Additional Modifications to be submitted to the Secretary of State as part of the Submission Plan;
- Agree that the Site Specific Part 2 Local Plan is submitted to the Secretary of State;
- Agree to request that the Inspector recommends Main Modifications if these are necessary to make the plan sound; and
- Note the Sustainability Appraisal, Habitat Regulations Assessment and Whole Plan Viability Assessment.

Previous Minutes/Reports:

Ref: Site Specific 2 Local Plan – Publication Plan
Date: 20th November 2019

Ref: Site Specific Part 2 Local Plan (SSP2) – Background Papers
Date: 5th November 2019

Ref: Site Specific Part 2 Local Plan (SSP2): Employment Land Allocations
Date: 5th November 2019

Ref: Site Specific Part 2 Local Plan – Draft for Consultation: Stoke Albany
Date: 5th June 2019

Ref: Site Specific Part 2 Local Plan – Draft Plan Consultation
Date: 26th February 2019

Ref: Site Specific Part 2 Local Plan
Date: 22nd January 2019

Ref: Site Specific Part 2 Local Plan
Date: 28th November 2018

Ref: Site Specific Part 2 Local Plan - Update
Date: 12th September 2018

Contact Officer

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