

NOTIFICATION OF DECISION REGARDING THE APPLICATION FOR DESIGNATION OF CRUDWELL NEIGHBOURHOOD AREA UNDER SECTION 61G OF THE TOWN AND COUNTRY PLANNING ACT 1990 AS AMENDED

APPLICANT:

Crudwell Parish Council

APPLICATION:

Application for the Designation of Crudwell Neighbourhood Area

Pursuant to the Wiltshire Council constitution and in particular Part 3B, the Associate Director for Economic Development and Planning within whose remit Spatial Planning falls is authorised to consider the area designation applications for Neighbourhood Plans and if appropriate approve applications.

DECISION:

The Designation of Crudwell Neighbourhood Area is approved in accordance with section 61G of the Town and Country Planning Act 1990 as amended for the purposes of Neighbourhood Planning. The reasons for this decision are set out in the accompanying 'Neighbourhood Area Designation Application Report'.

Signed:



Alistair Cunningham
Associate Director
Economic Development and Planning

Dated: 20.03.2015

WILTSHIRE COUNCIL

NEIGHBOURHOOD AREA DESIGNATION APPLICATION REPORT – OFFICERS DECISION ACTING UNDER DELEGATED POWERS

Date of application	23.11.2014
Date of decision	20.03.2015
Name of proposed designation	Crudwell Neighbourhood Area
Community Area	Malmesbury Community Area

1. INTRODUCTION

- 1.1 Pursuant to the Wiltshire Council constitution and in particular Part 3B, the Associate Director for Economic Development and Planning within whose remit Spatial Planning falls is authorised to consider the area designation applications for Neighbourhood Plans and if appropriate approve applications.

2. BACKGROUND

- 2.1 The power to designate a Neighbourhood Area is exercisable under section 61G of the Town and Country Planning Act 1990. Under Regulation 5 (1) of The Neighbourhood Planning (General) Regulations 2012 (which came into force on 6 April 2012) an area application has to include a map which identifies the area to which the application relates, a statement explaining why this area is considered appropriate to be designated as a neighbourhood area and a statement that the body making the application is a relevant body for the purposes of section 61G (2) of the 1990 Act.
- 2.2 Crudwell Parish Council forms the 'relevant body' (for the purposes of section 61G (2) of the Town and Country Planning Act 1990) and submitted an application for the designation of Crudwell Neighbourhood Area. The application is for the whole area of Crudwell Parish to be designated as a Neighbourhood Area for the purposes of Neighbourhood Planning and so satisfies section 61G (3) of the Act. The submission of the application complied with the regulations.
- 2.3 The Crudwell Neighbourhood Plan Team has been set up to prepare the plan and is supported by the Parish Council.

3. PROCEDURE

- 3.1 Under section 61H of the 1990 Act whenever a local planning authority exercises powers under section 61G to designate an area as a neighbourhood area, consideration must be given to whether the authority should designate the area concerned as a business area. The designation of the specified area can only occur if the authority considers that the area is wholly or predominately business in nature [Section 61H (3)].
- 3.2 If the application for the Designation of this Neighbourhood Area is approved, then Regulation 7(1) of the Neighbourhood Planning (General) Regulation 2012 requires the designation to be publicised. If the application is refused, reasons must be given under 61G (9) of the 1990 Act and Regulation 7(2) of the Regulations requires the decision to be publicised.

4. CONSIDERATION AS TO WHETHER OR NOT TO DESIGNATE

- 4.1 In determining the application for the designation as a Neighbourhood Area regard must be had to the desirability of designating the whole area.
- 4.2 The issue is whether or not the specified area is an 'appropriate area to be designated as a Neighbourhood Area'.
- 4.3 The fact that the designation of the Crudwell Neighbourhood Area would allow a Neighbourhood Plan to be prepared does not form part of the determination of this application.

5. REASONING FOR DESIGNATION

- 5.1 The proposed area for designation is the whole parish of Crudwell, which is considered to be the appropriate area. It is situated on the border of Gloucestershire, next to the Gloucestershire Kemble and Ashley Parishes, and in Wiltshire is bordered by Oaksey, Minety, Hankerton and Brokenborough Parishes. Brokenborough forms part of the Malmesbury Neighbourhood Area and other neighbouring parishes are undertaking their own neighbourhood planning activities.
- 5.2 Crudwell village, the main settlement, is wholly located within the parish of Crudwell and surrounded by countryside. It is identified in the Wiltshire Core Strategy as a 'Large Village'. The Wiltshire Core Strategy makes provision for limited development to take place at Large Villages to help meet the housing needs of settlements and to improve employment opportunities, services and facilities. The rest of the parish is predominantly rural in nature, with the former RAF Kemble located to the north of the parish straddling the boundary of Cotswold District and Wiltshire Council. The Core Strategy sets out clear strategic policy for the use of former MOD sites.
- 5.3 A Neighbourhood Plan focused on Crudwell village would enable the community to have their say in the sustainable development of the parish. The application refers to the desire to plan for housing (especially affordable) and infrastructure (especially the safe integration of people and vehicles on highways).
- 5.4 There have been no objections from neighbouring parishes or authorities to Crudwell's application for Neighbourhood Area Designation.
- 5.5 The specified area falls completely within the Council's area.
- 5.5 The application for designation as a Neighbourhood Area was publicised for a period of 6 weeks and 2 days from 9am Monday 08 December 2014 until 5pm on Wednesday 04 February 2015. No responses were submitted during the consultation.
- 5.6 The proposed Crudwell Neighbourhood Area is coherent, consistent and appropriate in planning terms.

6. CONCLUSION

- 6.1 The reasoning for the designation detailed above and the lack of any specific comments against the proposed area lend support to the designation. It is therefore considered that the specified area is an appropriate area upon which to base a subsequent Neighbourhood Plan.

- 6.2 The lack of response to the consultation has been considered. However, as the area application has been put forward by the locally elected Parish Council, it is deemed an appropriate area for designation.
- 6.3 The specified area is not wholly or predominantly business in nature and so it is inappropriate to designate it as a business area.
- 6.4 It is also considered that it is not desirable that only part of such parish areas be designated as this could lead to fragmented approach within those areas.
- 6.5 A copy of this report will be sent to the qualifying body, Crudwell Parish Council.

7. **DECISION**

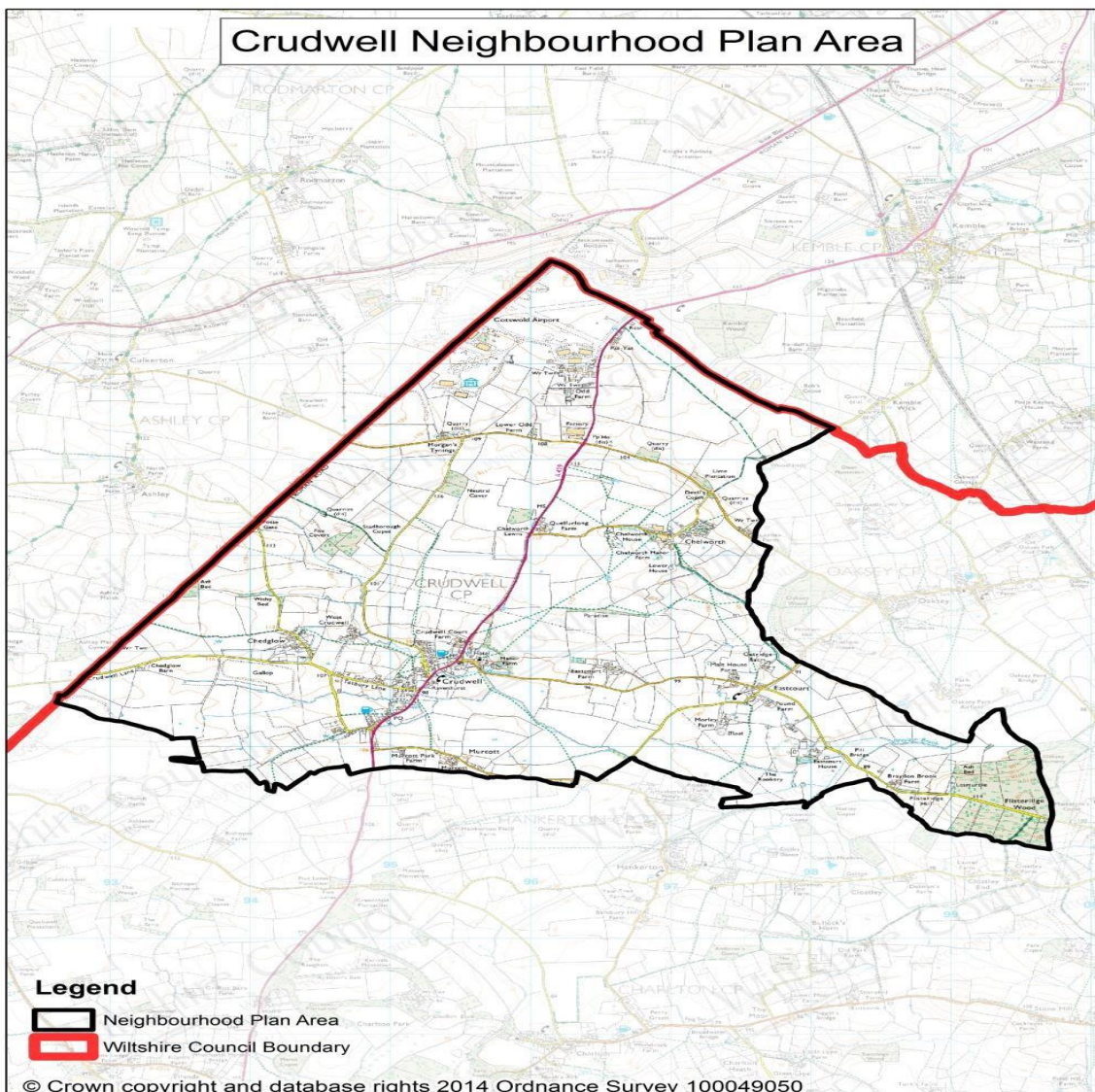
- 7.1 **The Designation of the Crudwell Neighbourhood Area is approved** in accordance with Section 61G of the Town and Country Planning Act 1990 as amended for the purposes of Neighbourhood Planning.

A handwritten signature in black ink, appearing to read 'Alistair Cunningham', written in a cursive style.

Alistair Cunningham
Associate Director
Economic Development and Planning
Dated: 20.03.2015


DECISION REGARDING THE APPLICATION FOR DESIGNATION OF CRUDWELL NEIGHBOURHOOD AREA UNDER SECTION 61(G) OF THE TOWN AND COUNTRY PLANNING ACT (AS AMENDED)

1. I have no private interests to declare in respect of this matter which would prevent me from determining this application.
2. I hereby exercise power under section 61G of the Town and Country Planning Act 1990 (as amended) ("the Act") and all other powers delegated to me to designate the area identified on the map below as the Crudwell Neighbourhood Area for the purposes of section 61G (1) of the Act as I am satisfied that the area is an appropriate area to be designated as a neighbourhood area. I do not designate it as a business area for the purposes of section 61H (1) of the Act as it is not wholly or predominately business in nature.
 - a) Name of neighbourhood area: Crudwell Neighbourhood Area
 - b) Map of neighbourhood area:



- c) Relevant body: Crudwell Parish Council forms the 'relevant body' (for the purposes of 61G (2) of the Town and Country Planning Act 1990).
- d) I have made this decision in line with the information set out in the 'Neighbourhood Area Designation Application Report'.

Signed:

A handwritten signature in black ink, appearing to read 'Alistair Cunningham', written over a light grey rectangular background.

Alistair Cunningham
Associate Director
Economic Development and Planning

Decision published: 20.03.2015