

Neighbourhood Plans:
DECISION STATEMENT

June 2019

**MILBORNE ST ANDREW NEIGHBOURHOOD
PLAN 2018 to 2033**



Dorset Council is satisfied that the Milborne St Andrew Neighbourhood Plan 2018 to 2033, as modified, meets the basic conditions, is compatible with the Convention rights and complies with the definition of a neighbourhood development plan.

A referendum will therefore be held on 8 August 2019.

Background

The Milborne St Andrew Neighbourhood Area was designated in June 2014 in accordance with Part 2 of the Neighbourhood Planning (General) Regulations 2012 (the 'Regulations'). The relevant body is confirmed as the Parish Council and the designated neighbourhood area covers the same area as the area of Milborne St Andrew Parish Council.

In October 2018, Milborne St Andrew Parish Council submitted its draft neighbourhood plan and supporting material to North Dorset District Council. The District Council was satisfied that the documents submitted met the requirements of Regulation 15 of the 'Regulations'. The Parish Council was notified of the District Council's conclusion and informed that the plan could proceed to examination.

The submitted documents were made available for consultation from 18 January to 1 March 2019, and an independent examiner, Mr David Kaiserman BA DipTP MRTP, was appointed to examine the Plan. The examiner's report was received on 13 May 2019.

In summary, the examiner's report concluded that the Milborne St Andrew Neighbourhood Plan 2018 to 2033 would meet the basic conditions and other legal requirements, subject to his recommended modifications as set out in Appendix A of this decision statement.

Dorset Council¹ considered each of the recommendations and modifications contained in the examiner's report at its Cabinet meeting on 25 June 2019. In considering the conclusions of the independent examiner, Dorset Council agreed that the legal requirements and basic conditions had been met. The final version of the neighbourhood plan agreed by the Council's Cabinet includes the examiner's recommended modifications as set out in Appendix A of this document.

The council is therefore satisfied that the plan as amended...

- (i) meets the basic conditions (as set out in Schedule 4B to the Town & Country planning Act 1990); and
- (ii) is compatible with the Convention rights (within the meaning of the Human Rights act 1998); and
- (iii) complies with the provision concerning Neighbourhood Development Plans made by or under Sections 38A and 38B of the Planning and Compulsory Purchase Act 2004, and

...can now proceed to a referendum.

¹ On 1 April 2019 the county's nine councils were replaced by two new organisations. Dorset Council became the local authority for the area previously covered by North Dorset District Council.

The area covered by the Milborne St Andrew Neighbourhood Plan 2018 to 2033

The neighbourhood plan area covers the area of Milborne St Andrew Parish Council only.

Details of the Neighbourhood Plan Referendum

The independent examiner considered that it was appropriate for the referendum to be held over the neighbourhood area.

The referendum will therefore be held over the neighbourhood area, being the same area as the area of Milborne St Andrew Parish Council. In accordance with The Neighbourhood Planning (Referendums) Regulations 2012, as amended, the referendum for the Milborne St Andrew Neighbourhood Plan 2018 to 2033 will be held on 8 August 2019 and information about it will be published on the Council's website and made available for inspection no fewer than 28 days before the referendum.

Where to find more information...

Copies of the specified referendum documents including this decision statement, the examiner's report and the neighbourhood plan can be viewed online via [Local planning policy North Dorset - dorsetforyou.com](http://Local.planning.policy.North.Dorset-dorsetforyou.com) and at Nordon Lodge, 58 Salisbury Road, Blandford Forum, Dorset, DT11 7LN (8.45am to 5.00pm Monday to Thursday and 8.45am to 4.00pm on Friday) and the Council's Offices, South Walks House, Dorchester DT1 1UZ (8.30am to 5.00pm Monday to Thursday and 8.30am to 4.30pm on Friday).

APPENDIX A

Examiner's Recommendations

Examiner's report paragraph	NP reference	Recommendation
20	Policies MSA1, MSA3 and MSA5	<ul style="list-style-type: none">include reference to the <i>Nitrogen Reduction in Poole Harbour SPD</i> and the <i>Dorset Heathlands Planning Framework SPD</i> as appropriate
33		<ul style="list-style-type: none">add page numbers throughout the Plan to correspond with the Contents Page
49	Policy MSA1	<ul style="list-style-type: none">change first line of policy to read "Sufficient land is allocated..."
52	Policy MSA2	<ul style="list-style-type: none">delete the requirement for special justification to support applications for open-market homes containing four or more bedrooms
69	Policy MSA6	<ul style="list-style-type: none">amend Figure 5 (revised settlement boundary) to include anticipated land take as per Policy MSA5 and to indicate areas of land subject to revisions
70	Policy MSA6	<ul style="list-style-type: none">consider a more comprehensive approach to the settlement boundary in the vicinity of the Milborne Business Centre
75	Policy MSA8	<ul style="list-style-type: none">remove the need to comply with the figures set out in Table 5
76	Policy MSA9	<ul style="list-style-type: none">include the phrase "where practicable" in the first line of the policy
77	Policy MSA10	<ul style="list-style-type: none">amend the first paragraph of the policy
82	Policy MSA12	<ul style="list-style-type: none">in the last sentence, delete the requirement to have the clear support of the Parish Council as a pre-condition
84	Policy MSA12	<ul style="list-style-type: none">detailed amendments to the wording of part b) of the policy
86	Policy MSA13	<ul style="list-style-type: none">include the phrase "where possible" in the first line of the policy
87	Policy MSA14	<ul style="list-style-type: none">revisit the precise scope and wording of the policy bearing in mind a number of specific points
