

Report of	Meeting	Date
Corporate Director (Business) Introduced by the Executive Member for Economic Development and Regeneration.	Full Council	23 September 2008

ADOPTION OF THE SUSTAINABLE RESOURCES DEVELOPMENT PLAN DOCUMENT

PURPOSE OF REPORT

1. For Members to be aware of the receipt of a binding Inspector's Report into the Submission Sustainable Resources Development Plan Document. This binding report concludes that the document is sound, subject to a number of proposed changes and therefore should be adopted by the Council as Policy.

RECOMMENDATION

2. To recommend to Full Council that the Sustainable Resources Development Plan Document, subject to amendment by the Inspector appointed by the Secretary of State for Communities and Local Government, should be adopted.

EXECUTIVE SUMMARY OF REPORT

- 3 A report by the Inspector appointed by the Secretary of State for Communities and Local Government has been received following an Examination in Public that took place in May 2008 into the Submission Sustainable Resources Development Plan Document. This Development Plan relates to reducing the environmental impacts of development, with special emphasis on preparing developments to adapt to climate change and reducing associated carbon emissions. This report sets out that the plan has been found "sound" subject to minor amendments. This is only the second development plan document to have been successfully completed in the North West. Following changes within the Planning and Compulsory Purchase Act 2004, which removed a council's right not to accept the conclusions of an Inspector, the Council is required to accept his binding recommendations. Once adopted the Plan will be part of the Local Development Framework, and developments will be judged against the criteria set out in the Development Plan Document. Existing policies EP18, EP22, EP23 and EP24 of the Chorley Local Plan Review have been replaced by this DPD. Once adopted the Council will publicise this in line with the regulations and give six weeks notice for any High Court Challenge. It is proposed to consult on a draft Supplementary Planning Document to support the policy in the autumn.

REASONS FOR RECOMMENDATION

(If the recommendations are accepted)

4. The Council must accept the Inspector's binding report.

ALTERNATIVE OPTIONS CONSIDERED AND REJECTED

5. None.



CORPORATE PRIORITIES

6.. This report relates to the following Strategic Objectives:

Put Chorley at the heart of regional economic development in the Central Lancashire sub-region		Develop local solutions to climate change.	X
Improving equality of opportunity and life chances		Develop the Character and feel of Chorley as a good place to live	X
Involving people in their communities		Ensure Chorley Borough Council is a performing organisation	X

7. It is a key Project within the Corporate Strategy that has been completed two months earlier than envisaged.

BACKGROUND

8. Following the two day Examination in Public the Inspector has made his binding report. The attached Sustainable Resources Development Plan Document (Appendix 1), incorporates the changes he recommended without which he would not be able to consider the plan to be “sound” and hence it would not be possible to adopt the plan. The only significant change that he stipulated was the deletion of criterion (b) that relates to the use of recycled, or sustainably sourced building materials.

9. Once adopted the Council must undertake the procedure set out under Regulation 36 of the Town and Country Planning (Local Development) (England) Regulations 2004, to include advertising the plan’s adoption for six weeks to allow possible High Court Challenge.

IMPLICATIONS OF REPORT

10. This report has implications in the following area and the relevant Corporate Director’s comments are included:

Finance		Customer Services	
Human Resources		Equality and Diversity	
Legal	X	No significant implications in this area	

COMMENTS OF THE CORPORATE DIRECTOR (LEGAL).

11. The 2004 Act only permits the Council to adopt development plan documents in the terms recommended by the Inspector. The Act does not permit the Council to withdraw these documents after they have been submitted for independent examination. The adoption of this document is therefore something of a formality.

JANE MEEK
CORPORATE DIRECTOR BUSINESS

Background Papers			
Document	Date	File	Place of Inspection
Planning and Compulsory Purchase Act 2004 Section 20 Report on the Examination into the Chorley into 2016: Sustainable Resources Development Plan Document.	5281	***	Civic Offices***

Report Author	Ext	Date	Doc ID
*** Louise Nurser	5281***	06 August 2008	Louise/reports/sustainable resources dpd exec cabinet ***