



Teignbridge District Council Decision Statement for Teignmouth Neighbourhood Development Plan to proceed to Referendum

1 Summary

- 1.1 Teignbridge District Council have considered each of the Neighbourhood Plan Examiner's recommendations and the reasons for them and agree the recommendations should be implemented, as proposed in their entirety to ensure the plan meets the basic conditions. The District Council considers that the Teignmouth Neighbourhood Development Plan is compatible with the Convention rights and complies with the definition of a Neighbourhood Development Plan and does not include 'Excluded Development'.
- 1.2 Teignbridge District Council are resolved to progress the Teignmouth Neighbourhood Development Plan to referendum.

2. Background

- 2.1 On 13th February 2013 Teignbridge District Council resolved to designate the whole of the parish of Teignmouth as a Neighbourhood Area in accordance with Section 61G of the Town and Country Planning Act 1990 (as amended by the Localism Act 2011). The designation of a Neighbourhood Area being one of the statutory requirements needed to be in place to enable a neighbourhood plan to be adopted and formally become part of the Development Plan and be used in the determination of planning applications by the District Council.
- 2.2 Following the submission of the Teignmouth Neighbourhood Development Plan to the District Council, the plan was publicised from 4 October until 15 November 2023 with representations on the plan invited during that period. A total of 14 representations were received.
- 2.3 The District Council, in agreement with Teignmouth Town Council appointed an independent examiner, Ms Liz Beth MA MRTPI Dip Design in the Built Environment, to review whether the Plan met the basic conditions as set out in Schedule 4B of the Town and Country Planning Act 1990 (as amended) and whether the Teignmouth Neighbourhood Development Plan should proceed to referendum.
- 2.4 The examiner's report concludes that subject to a number of recommended modifications that the Teignmouth Neighbourhood Development Plan is able to comply with the Basic Conditions and other relevant statutory provisions, and that the draft plan as modified can be submitted for a referendum to the local electorate of the parish of Teignmouth.

- 2.5 The recommended modifications have been reviewed by Teignmouth Town Council and approved on 15th February 2024.
- 2.6 Having considered each of the recommendations made by the examiner's report, and the reasons for them, the District Council has resolved that the modifications are required for the Teignmouth Neighbourhood Development Plan to meet the 'basic conditions' set out in Schedule 4B of the Town and Country Planning Act 1990 (as amended).

3. Decision and Reasons

- 3.1 To enhance the clarity of the plan the District Council, in addition to the examiners recommendations, have made several minor modifications, particularly relating to matters of factual accuracy, grammar and spelling. The District Council confirms that the modifications made to the Plan are in accordance with the examiners recommendations and provisions set out in the Town and Country Planning Act 1990 (as amended) and their implementation ensures the plan meets the basic conditions.
- 3.2 The examiner concluded that with the modifications made to the plan, it meets the basic conditions and other relevant legal requirements. The District Council concur with this view. Therefore, to meet the requirements of the Localism Act 2011 a referendum will be held in the parish which poses the following question:

Do you want Teignbridge District Council to use the Neighbourhood Plan for Teignmouth Parish to help it decide planning applications in the Neighbourhood Area?

- 3.3 The examiner did not recommend an extension of the referendum area beyond the existing boundaries of the designated neighbourhood area. As such the referendum area which is to be applied to the Teignmouth Neighbourhood Development Plan referendum is the same as the designated neighbourhood area and the Teignmouth Parish area.
- 3.4 The Teignmouth Neighbourhood Development Plan referendum will take place on Thursday 2nd May 2024 from 7am until 10pm.

Signed:



Date: 19th March 2024

Neil Blaney, Head of Place and Commercial Services

Teignbridge District Council