



## **DECISION STATEMENT Regulation 18**

### **BURTON AND DALBY NEIGHBOURHOOD PLAN**

#### **1. SUMMARY**

- 1.1. Following an independent examination, Melton Borough Council can now confirm that the Burton and Dalby Neighbourhood Plan will proceed to a Neighbourhood Referendum.
- 1.2. The decision statement is available to view online on the Council's website at [www.meltonplan.co.uk](http://www.meltonplan.co.uk).

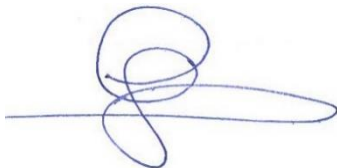
#### **2. BACKGROUND**

- 2.1. Burton and Dalby Parish received formal area designation for the purposes of preparing a Neighbourhood Plan the 15<sup>th</sup> March 2016. This area comprises of the whole of the Parish of Burton and Dalby, inclusive of the settlement of Burton and Dalby as shown in Appendix 1 in this document.
- 2.2. Burton and Dalby Parish Council – the 'qualifying body', submitted the Burton and Dalby Neighbourhood Plan, along with supporting documents, to Melton Borough Council in October 2021 for consultation, independent examination and the remaining stages of the draft Plan's preparation in accordance with the Neighbourhood Planning (General) Regulations 2012 (as amended). The Council conducted a 'Regulation 16', 6-week formal public consultation on the Plan, from the 12<sup>th</sup> April 2022 until 24<sup>th</sup> May 2022.
- 2.3. Following this period, Melton Borough Council appointed an independent examiner, Andrew Ashcroft, in August 2022, to examine the Plan and consider whether it should proceed to referendum.
- 2.4. The examiner's final report was issued to the Local Planning Authority on the 25<sup>th</sup> August, 2022. He concludes that subject to a series of recommended modifications set out in this report, the Burton and Dalby Neighbourhood Development Plan meets all the necessary legal requirements and should proceed to referendum.
- 2.5. Moreover, it is also recommended that the referendum should be held within the neighbourhood area (Burton and Dalby Parish).

- 2.6. As stated in the Decision Notice associated with this Statement, it has been approved to (1) accept all the recommendations in the Examiner's report and (2) advance the Neighbourhood Plan to the Referendum Stage.

### **3. DECISIONS AND REASONS**

- 3.1. The Neighbourhood Planning (General) Regulations 2012, Regulation 18 requires the local planning authority to outline what action to take in response to the recommendations of an examiner made in a report under paragraph 10 of Schedule 4a to the Town and Country Planning Act 1990 (as applied by Section 38A of the Planning and Compulsory Purchase Act 2004).
- 3.2. Having considered the examiner's recommendations and reasons for them, Melton Borough Council concurs with the examiner's view and have decided to make modifications to the draft Burton and Dalby Plan to ensure that it meets legal requirements including the Basic Conditions as set out in the legislation.
- 3.3. The Council is satisfied that the Neighbourhood Plan, as modified, complies with the legal requirements and can proceed to referendum.
- 3.4. The Council also agrees with the examiner that the referendum area should reflect the extent of the parish of Burton and Dalby.
- 3.5. The Referendum is currently being arranged by Melton Borough Council. Details of the Referendum, including the date it will be held, how people can vote and who is eligible to vote will be published in due course.



**Edd De Coverly**

Chief Executive

Melton Borough Council

21<sup>st</sup> September 2022

# APPENDIX 1 – Burton and Dalby Area

