



## Felpham Neighbourhood Development Plan

2019 - 2031

### Basic Conditions Statement



## 1. Introduction

- 1.1. This Statement has been prepared by Felpham Parish Council ("the Parish Council") to accompany its submission to the local planning authority, Arun District Council (ADC), of the Felpham Neighbourhood Development Plan 2019 ("the Neighbourhood Plan") under Regulations 15 of the Neighbourhood Planning (General) Regulations 2012 ("the Regulations").
- 1.2. The Neighbourhood Plan has been prepared by the Parish Council, a qualifying body, for the Neighbourhood Area covering the whole of the Parish of Felpham, as designated by the Local Plan Sub- Committee of Arun District Council on 29 November 2012.
- 1.3. The policies described in the Neighbourhood Plan relate to the development and use of land in the designated Neighbourhood Area. The plan period of the Neighbourhood Plan is from the 2019 to 2031 and it does not contain policies relating to excluded development in accordance with the Regulations.
- 1.4. The Statement addresses each of the four 'basic conditions' required of the Regulations and explains how the submitted Neighbourhood Plan meets the requirements of paragraph 8 of Schedule 4B to the 1990 Town & Country Planning Act.
- 1.5. The Regulations state that a Neighbourhood Plan will be considered to have met the basic conditions if:
  - having regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood development plan,
  - the making of the neighbourhood development plan contributes to the achievement of sustainable development,
  - the making of the neighbourhood development plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area),
  - the making of the neighbourhood development plan does not breach, and is otherwise compatible with, EU obligations.

## **2. Background**

- 2.1. The original Felpham Neighbourhood Plan (referred to hereafter as the Plan) was 'made' by Arun District Council on the 16th July 2014 following a Referendum at which 90.14% of residents voted in favour.
- 2.2. The Plan has provided a vision for the future of the parish, and set out clear policies, principles and objectives to realise those visions. The policies accorded with higher level planning policy principally the National Planning Policy Framework (NPPF) and the Arun District Council Local Plan 2003 as well as the Draft Arun District Local Plan 2011-2031, as required by the Localism Act.
- 2.3. Since the completion of the Plan, which was one of the first in the country, a lot has changed both in national policy terms and at a local level with the Arun District Local Plan which has now been adopted.
- 2.4. The adoption of the Arun District Local Plan 2018 required a review and where appropriate amendment of the Felpham Neighbourhood Plan to ensure the two documents are in alignment and reflect the new policies.

## **3. Conformity with National Planning Policy**

- 3.1. The Neighbourhood Plan has been prepared with regard to national policies as set out in the National Planning Policy Framework (NPPF) as revised in July 2018 (the RNPPF).
- 3.2. Compliance with the key objectives of the RNPPF ensures that the Neighbourhood Plan promotes Sustainable Development.
- 3.3. Each policy within the Plan has been assessed against the relevant 13 chapters set out in the RNPPF as well as against the objectives set out in the Plan. Those chapters are:
  5. Delivering a sufficient supply of homes
  6. Building a strong, competitive economy
  7. Ensuring the vitality of town centres
  8. Promoting healthy and safe communities
  9. Promoting sustainable transport

10. Supporting high quality communications infrastructure
11. Making effective use of land
12. Achieving well-designed places
13. Protecting Green Belt land
14. Meeting the challenge of climate change, flooding and coastal change
15. Conserving and enhancing the natural environment
16. Conserving and enhancing the historic environment
17. Facilitating the sustainable use of minerals

#### **4. General conformity with the strategic policies of the Development Plan**

4.1 The Neighbourhood Plan has been prepared to ensure its general conformity with the strategic policies of the development plan for the District which is the Arun Local Plan 2011-2031 adopted in July 2018. An assessment of the general conformity of each policy with the current development plan is shown in the table below.

<b>Felpham NDP Policy</b>	<b>RNPPF Chapter</b>	<b>Arun Local Plan Policy</b>
H1	15	C SP1
H2	5	AH SP2
BT1	6	EMP SP1
BT2	6	EMP SP1
BT3	6	EMP SP1
BT4	6	EMP SP1
BT5	6	T DM2
BT6	6	TOU SP1
BT7	10	TEL SP1
BT8	8	TOU DM1
ESD1	12	D SP1, D DM1
ESD3	14	W DM2
ESD6	Para 197	HER DM2

ESD7	16	HER DM3
ESD9	15	ENV DM4
ESD12	14	ECC SP2
ESD13	12	HWB SP1
GA1	9	T DM1
GA2	6	TOU DM1
GA3	9	T DM1
GA4	9	T DM1
CLW1	8	H DM2
CLW2	8	OSR DM1
CLW3	8	OSR SP1
CLW4	8	HWB SP1
CLW5	Localism Act 2011	
CLW6	8	GI SP1
CLW7	8	GI SP1
CLW8	8	

## 5. Compatibility with EU Legislation

5.1 The Neighbourhood Plan has regard to the fundamental rights and freedoms guaranteed under the European Convention on Human Rights and complies with the Human Rights Act.

5.2 A screening opinion was issued by ADC which advised that the Neighbourhood Plan did not require a strategic environmental assessment (SEA) however the sustainability attributes of each policy have been identified.

5.3 The Neighbourhood Plan area is not in close proximity to any European designated nature sites so does not require an Appropriate Assessment under the EU Habitats Regulations.