



Report to Planning Committee 14 March 2024

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Report Summary	
Report Title	Submission of the Second Publication Amended Allocations & Development Management DPD
Purpose of Report	To set before Planning Committee the latest position in relation to the submitted Amended Plan
Recommendations	To note the contents of the report and have consideration to this in decision-making.

1.0 **Background**

- 1.1 The [Second Publication Amended Allocations & Development Management DPD, September 2023](#) was submitted to the Secretary of State on the 18th January 2024. An Inspector has been appointed and we are in the hands of the Inspectorate in relation to timescales for the Examination.
- 1.2 However, now the Plan has been submitted, it does in part, gain greater weight in the decision-making process. Members will note that reference is now made to this document and relevant policies within reports to Planning Committee as well as those reports prepared for delegated decisions.

2.0 **Detail**

- 2.1 In terms of the weight the Submitted DPD can be given in decision-making, this is determined by the tests at paragraph 48 of the [National Planning Policy Framework \(NPPF\)](#):

“Local planning authorities may give weight to relevant policies in emerging plans according to:

- 1) *Stage of preparation of the Plan (the more advanced then the greater the weight that can be given);*

The Council is at an advanced stage of preparation with only the Examination and adoption of the proposed Amended DPD to now occur. However, the DPD is yet

to be examined and so the level of weight which it can be afforded is not as much as when the Inspector issues their report.

- 2) *Extent to which there are unresolved objections to relevant policies (the less significant the unresolved objections then the greater the weight that can be given); and*

Where a policy has a representation (received at either the first (and not subsequently withdrawn) or second publication stage) that the relevant policy is unsound then this must count as an ‘unresolved objection’... and the method through which it will become resolved is the Examination. A list of those proposed policies which have no representations against them are attached as Appendix 1. In the case where there is an unresolved objection it realistically means that the policy detail can only be afforded limited weight.

Where a proposed policy has a [main modification set out in the schedule](#), it is not known if they have unresolved objections against them, as representations are yet to be sought. This means the weight those policies can be afforded is extremely limited at the present time.

- 3) *Degree of consistency of relevant policies to the Framework (the closer the policies to those in the NPPF then the greater the weight that can be given).*

The Council considers that the emerging policies have been drafted in line with national policy – though in some instances objecting representations may have made a case to the counter. However, where there are no objecting representations to the counter – the view is that proposed policy content is consistent with the Framework. It should be noted that under the transitional arrangements the submitted Plan will be examined against a previous NPPF i.e. the version published in July 2021.

- 2.2 As such, a greater amount of weight can be attached to those policies listed below without objections due to their conformity with the NPPF. Those with unresolved objections, including the ‘Homes for All’ reference below, the weight will be limited. As such, proposals falling under the latter criteria will have limited weight and developments will be considered under current adopted policies, including the NPPF (as a material consideration) as well as any other material planning considerations.

3.0 Implications

In writing this report and in putting forward recommendations, officers have considered the following implications: Data Protection, Digital and Cyber Security, Equality and Diversity, Financial, Human Resources, Human Rights, Legal, Safeguarding and Sustainability, and where appropriate they have made reference to these implications and added suitable expert comment where appropriate.

Background Papers and Published Documents

[PLAN-REVIEW-PUB-STAGE-2.pdf \(newark-sherwooddc.gov.uk\)](#)

[National Planning Policy Framework \(publishing.service.gov.uk\)](#)

[CD05---Proposed-Main-Modifications-and-Clarification-Minor-Amendments-&-Appendices.pdf](#)
[\(newark-sherwooddc.gov.uk\)](#)

Appendix 1

Newark Area		
NUA/Ho/2	NUA/Ho/3	NUA/Ho/4
NUA/Ho/5	NUA/Ho/6	NUA/Ho/8
NUA/Ho/9	NUA/MU/2	NUA/MU/4
NUA/E/1	NUA/E/2	NUA/E/4
NUA/Ph/1	NUA/TC/1	NUA/LC/1
NUA/LC/2	NUA/LC/3	NUA/Tr/1
Co/Mu/1	Co/LC/1	Co/MOA
ST/EA/10		
Southwell Area		
SoA/MOA	So/DC/1	So/MOA
So/PV	Fa/Ho/1	Fa/MU/1
Fa/LC/1		
Nottingham Fringe Area		
Lo/Ho/2	Lo/LC/1	Lo/Tr/1
Sherwood Area		
ShA/MOA	OB/Ho/1	OB/Ho/2
OB/Ho/3	OB/MU/1	OB/MU/2
OB/Ph/1	OB/E/1	OB/E/2
OB/E/3	OB/DC/1 & OB/LC/1	OB/Re/1
OB/Re/2	OB/Tr/1	Ed/Ho/1
Ed/Ho/2	Ed/DC/1	Ed/VC/1
Ed/St/1	Ed/MOA	Bi/Ho/2
Bi/MU/1	Bi/E/1	Bi/E/2
Bi/Ph/1	Bi/LC/1	

<i>Mansfield Fringe Area</i>		
Ra/Ho.1	Ra/MU/1	Ra/LC/1
CI/LC/1	BI/Ho/1	BI/Ho/2
BI/Ho/3	BI/E/1	BI/LC/1
<i>Development Management Policies</i>		
Policy DM6	Policy DM13	
<i>Homes For All</i>		
<p>The Tolney Lane part of the emerging GRT Strategy is subject to unresolved objections, alongside a small number of the proposed site allocations. Given the role of Tolney Lane within the emerging Strategy these objections limit the weight that it can be given overall. Specific Planning Policy input will be provided to assist in determining the planning weight that the Strategy can be given on a case-by-case basis</p>		