

12. WITHDRAWAL OF BAKEWELL NEIGHBOURHOOD PLAN (AM)

1. Purpose of the report

To accept Bakewell Town Council's request to withdraw the Bakewell Neighbourhood Plan.

Key Issues

2. Background

The Authority has been supporting Bakewell Town Council and Neighbourhood Plan Working Group to write a neighbourhood plan for the Bakewell Neighbourhood Area.

Bakewell Neighbourhood Area was approved on 15th November 2013. The area is the same as the civil parish area.

Bakewell Town Council Group submitted the Neighbourhood Plan to the Authority on 15th June 2020.

A public consultation in accordance with regulation 16 was conducted between 27th August 2020 and 4th December 2020.

In accordance with Regulations an independent examination of the submission draft Neighbourhood Plan took place between December 2020 and May 2021 and the examiner's report was been submitted to Bakewell Town Council and the Authority on the 16th May 2021. Subject to modifications, the examiner concluded the neighbourhood plan met 'basic conditions' and recommended it proceed to referendum.

The examiner's report setting out the modifications required is in Background Papers.

Bakewell Town Council has since advised the Authority in writing that it wishes to formally withdraw the neighbourhood plan, stating that it 'would not be appropriate to go to referendum' because once modified, it would be 'a much reduced . . . document'.

An officer summary of the examiner's modifications is in Appendix 3.

3. Recommendations(s)

That members,

- accept Bakewell Town Council's request to withdraw the neighbourhood plan
- approve the withdrawal statement for publication

How does this contribute to our policies and legal obligations?

4. None applicable.

Background Information

Process to date

5. Bakewell Neighbourhood Area was designated in November 2013. The draft plan and associated documents were submitted to PDNPA on the 15th June 2020 and approved for Regulation 16 consultation and examination. The Regulation 16 consultation took

place between 27th August 2020 and 4th December 2020.

6. An independent examiner, Mr Nigel McGurk BSc (hons) MCD MBA MRTPI ('the examiner'), was appointed by the PDNPA and Bakewell Town Council. Examination of the plan took place between December 2020 and May 2021 and was conducted by written representations. The examiner considered all the policies and supporting text within the plan and made recommendations for a number of modifications to be made to the plan. The examiner's final report was received on 16th May 2021 (Background Paper).

Consideration of the examiner's report and proposed modifications

7. Each of the modifications recommended for the neighbourhood plan to meet the basic conditions is set out in the examiner's report (background papers). An officer summary of this is in Appendix 3.
8. Representatives from Bakewell Town Council have considered the proposed modifications and the reasons for them. In light of the significant changes proposed in the examiner's report, the plan, if modified in accordance with the examiner's recommendations, would not deliver the aims and aspirations of the Neighbourhood Plan. Consequently Bakewell Town Council has requested to withdraw the neighbourhood plan. Correspondence from Bakewell Town Council to PDNPA setting out their reasons for withdrawal is in Appendix 1.

Withdrawal Statement

9. On receipt of confirmation by Bakewell Town Council to withdraw the neighbourhood plan the Authority will publish a withdrawal statement setting out the details of the withdrawal.
10. The withdrawal statement is in Appendix 2 of this report.

Legal issues

11. None applicable

Are there any corporate implications members should be concerned about?

Financial:

12. The Authority is unable to apply for the £20k 'extra burdens' payment as the neighbourhood plan is not being taken to referendum. The cost of Regulation 16 consultation and the examination is therefore met by the Authority.

Risk Management:

13. The steps that the Authority has taken to respond to the submission of Bakewell Neighbourhood Plan means that the risk of failure to meet government standards or legal obligations is low.

Sustainability:

14. Sustainability issues were fully considered in the neighbourhood planning process.

Equality:

15. Equality issues were fully considered in the neighbourhood planning process.

16. **Background papers (not previously published)**

[Examiners Report](#)
[Bakewell Neighbourhood Plan – Reg 15 Submission Draft](#)

17. Appendices

Appendix 1 - Bakewell Town Council request to withdraw the Bakewell Neighbourhood Plan

Appendix 2 - Withdrawal Statement

Appendix 3 - Officer summary of modifications required

Report Author, Job Title and Publication Date

Sarah Welsh, Policy Planner, 2 September 2021