

Peak District National Park Authority

**Decision statement on the independent Examiner's
recommendations on the Holme Valley Neighbourhood
Plan June 2021**



Holme Valley Neighbourhood Development Plan Planning and Compulsory Purchase Act 2004 & The Neighbourhood Planning (General) Regulations 2012 (as amended)

Regulation 18 Decision Statement

1. Summary

- 1.1. Following an independent examination on the Holme Valley Neighbourhood Development Plan (Submission Plan) which took place during March – June 2021 and receipt of the Examiner's Report June 2021, Peak District National Park Authority ('the Authority') accepts the modifications to the Plan as recommended by the Examiner.
- 1.2. The Plan as modified in accordance with the Examiner's recommendations will proceed to referendum. The proposed date for the referendum is 4th November 2021.
- 1.3. In accordance with the Independent Examiner's recommendations, the Holme Valley Neighbourhood Plan will proceed to referendum based on the Holme Valley Neighbourhood Area as designated by Kirklees Council Authority on 27th January 2015 and the Peak District National Park Authority on 13th February 2015.
- 1.4. The Examiner's report and the Holme Valley Neighbourhood Development Plan (Submission Plan) and the Holme Valley Neighbourhood Development Plan (Referendum Plan) incorporating the recommendations of the Independent Examiner, together with the supporting documentation are available on the Kirklees Council's website at:

www.kirklees.gov.uk/beta/planning-policy/neighbourhood-planning.aspx
- 1.5. They are also available on the Holme Valley Parish Council Neighbourhood Planning website at:

https://www.holmevalleyparishcouncil.gov.uk/Neighbourhood_Plan_22997.aspx
- 1.6. Paper copies of the Decision Statement and the Examiner's report and the submission and Referendum versions of the Holme Valley Neighbourhood Plan will be made available for inspection at:

Holmfirth Library 47 Huddersfield Road, Holmfirth HD9 3JH,
Honley Library West Avenue, Honley HD9 6HF
Huddersfield Library Princess Alexandra Walk, Huddersfield HD1 2SU

subject to any council Covid-19 restrictions on the opening of public buildings.

- 1.7. If approved at referendum, the Holme Valley Neighbourhood Development Plan will form part of the statutory development plan and will be used alongside the Kirklees Local Plan and the Peak District National Park Authority Local Development Framework – Core Strategy 2011 and the Development Management Policies – Part 2 of the Local Plan for the Peak District National Park 2019 when determining planning applications within the Holme Valley Neighbourhood Area.

2. Background

- 2.1. The Holme Valley Neighbourhood Development Plan was produced by Holme Valley Parish Council as the qualifying body. All stages of the Plan preparation are outlined on its website at

https://www.holmevalleyparishcouncil.gov.uk/Neighbourhood_Plan_22997.aspx

- 2.2. The Plan area is as designated at 1.3 of this statement.

- 2.3. Early engagement on the Plan commenced in 2016. Followed by:

Issues and options consultation Summer 2017
First Draft Plan consultation June – July 2018
Pre-submission consultation (Regulation 14) July – September 2019
Formal Publicity Stage (Regulation 16) – December 2020 – February 2021.

- 2.4. In March 2021, Mr Peter Biggers BSc Hons MRTPI was appointed with the consent of the Peak District National Park Authority and Holme Valley Parish Council to undertake the examination of the Plan, and to prepare a report of the independent examination. The examination was conducted through written representations.

- 2.5. The Examiner's report was received on the 15th June 2021. It concludes that the Holme Valley Neighbourhood Development Plan, subject to recommended modifications meets the basic conditions and other relevant legal requirements set out in the legislation and can proceed to referendum.

3. Decisions and Reasons

- 3.1. The Neighbourhood Planning (General) Regulations 2012 (as amended) Regulation 17A requires that the Local Planning Authority publishes how it intends to respond to the Examiner's recommendations. Having considered each of the recommendations made in the Examiner's Report, and the reasons for them, Kirklees Council as lead Authority, with the agreement of the Peak District National Park Authority, has decided to make the modifications to the draft plan as recommended by the Examiner. These changes are necessary to ensure that the draft plan meets the basic conditions and legal requirements. This decision statement forms the Authority's formal response and will be publicised in accordance with statutory requirements.

- 3.2. The Authority is satisfied that subject to the modifications set out in the Examiner's Report, the Holme Valley Neighbourhood Development Plan meets the relevant Basic Conditions as defined in paragraph 8(2) of Schedule 4b of the Town and Country Planning Act 1990, is compatible with the Convention Rights and complies with the provision made by or under S38A and S.38B of the

Planning and Compulsory Purchase Act 2004 such that it can proceed to referendum.

- 3.3. To meet the requirements of the Localism Act 2011, a referendum which poses the question “Do you want Kirklees Council and Peak District National Park Authority to use the Neighbourhood Development Plan for Holme Valley to help it decide planning applications in the neighbourhood area?” As indicated above, it is anticipated that the referendum will take place on 4th November 2021.
- 3.4. The Authority agrees to instruct Kirklees Council Electoral Services Manager to conduct a referendum on the Plan.

This Decision Statement is dated 10 September 2021.