

15. BRAMPTON NEIGHBOURHOOD PLAN

1. Purpose of the report

To ‘make’ (bring into force) Brampton Neighbourhood Plan part of the statutory development plan for Brampton Neighbourhood Area.

Key Issues

- following a positive referendum result, under Section 38A(4) of the Planning and Compulsory Purchase Act 2004, the Peak District National Park Authority must ‘make’ (bring into force) Brampton Neighbourhood Development Plan part of the statutory development plan for Brampton Neighbourhood Area.
- A referendum asking “Do you want North East Derbyshire District Council and the Peak District National Park Authority to use the Neighbourhood Plan for Brampton to help them decide planning applications in the neighbourhood area?” took place on 21 November 2023. One hundred and ninety five (195) people voted ‘yes’ (86.15%) and twenty seven (27) voted ‘no’ (13.85%).
- North East Derbyshire District Council (NEDDC) are in the process of making the plan for their area under delegated authority.

2. Recommendation

1. That the Committee makes Brampton Neighbourhood Plan part of the statutory development plan for Brampton Neighbourhood Area.

How does this contribute to our policies and legal obligations?

3. This is a legal obligation under Section 38 A (4) of the Planning and Compulsory Purchase Act 2004.

Background Information

4. Brampton Neighbourhood Development Plan area was designated by NEDDC on 22nd June 2018 and the Peak District National Park on 13th July 2018.
5. Following submission by Brampton Parish Council of the draft Brampton Neighbourhood Plan to the Peak District National Park Authority and North East Derbyshire District Council, and in accordance with Neighbourhood Planning Regulation 16, the plan was publicised and representations were invited. This took place between 1 February and 16 May 2023.
6. An independent examiner, Mr Nigel McGurk BSc (hons) MCD MBA MRTPI (‘the Examiner’), was appointed by NEDDC in consultation with the PDNPA and Brampton Neighbourhood Parish Council. Examination of the plan took place between June and August 2023 and was conducted by written representations. The Examiner considered all of the policies and supporting text within the plan, and whether the plan met the basic conditions required by legislation.
7. The Examiner’s report was received on 7 August 2023 and was made available for viewing on the councils’ websites. The Examiner concluded that Brampton Neighbourhood Plan, as modified by his recommendations, met the basic conditions set

out in the legislation.

8. The Peak District National Park Authority (at a meeting of the Planning Committee on 6th October 2023) and North East Derbyshire District Council (decision taken by Council Committee on 25th October 2023), determined that the modifications recommended by the examiner be accepted and that Brampton Neighbourhood Plan met the basic conditions, was compatible with Convention rights and complied with the definition of a neighbourhood development plan and so should proceed to a referendum.

Brampton Neighbourhood Plan policies

9. The Brampton Neighbourhood Plan outlines policies on enhancing distinctive views (many of which are around the national park boundary); biodiversity enhancement; minimising light spillage; controlling noisy sports in the countryside; and protecting and enhancing dry stone walls.
10. It is considered that all of the Brampton Neighbourhood Plan policies are in general conformity with the Peak District National Park's planning policies (as required by legislation), and help to enhance important local aspects as identified by the Neighbourhood Plan process.

Proposals

11. That Brampton Neighbourhood Plan be made part of the statutory development plan for Brampton Neighbourhood Area.

Are there any corporate implications members should be concerned about?

Financial:

12. none

Risk Management:

13. The steps that the Authority is taking to respond to the referendum on Brampton Neighbourhood Plan means that the risk of failure to meet government standards or legal obligations is negligible.

Sustainability:

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

Equality:

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

16. Climate Change

1. How does this decision contribute to the Authority's role in climate change set out in the UK Government Vision and Circular for National Parks?

Working with communities to plan for the development and use of land

2. How does this decision contribute to the Authority meeting its carbon net zero target?

Not applicable

3. How does this decision contribute to the National Park meeting carbon net zero by 2050?

Not applicable

4. Are there any other Climate Change related issues that are relevant to this decision that should be brought to the attention of Members?

No.

17. Background papers (not previously published)

None.

18. Appendices

Appendix 1 - [Brampton Neighbourhood Plan Referendum Version](#)

Report Author, Job Title and Publication Date

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