



## **Ingleby Arncliffe Neighbourhood Development Plan**

### **Final Decision Statement published pursuant to Section 38A (9) and (10) Planning & Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)**

Ingleby Arncliffe Neighbourhood Plan 2018-2036

#### **1. Summary**

Following a positive referendum result on the 4<sup>th</sup> November 2021 Hambleton District Council is publicising its decision made on 14 December 2021 by the Executive to 'make' the Ingleby Arncliffe Neighbourhood Plan part of Hambleton District Council development framework in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

#### **2. Background**

Ingleby Arncliffe Parish Council, as the qualifying body, successfully applied for the parish of Ingleby Arncliffe to be designated as the Ingleby Arncliffe Neighbourhood Area under the Neighbourhood Planning (General) Regulations (2012).

Following the submission of the Ingleby Arncliffe Neighbourhood Plan to the Council, the plan was publicised and comments were invited from the public and stakeholders. The consultation period closed on the 1<sup>st</sup> March 2021.

#### **3. Decision and Reasoning**

Hambleton District Council appointed an independent Examiner; Rosemary Kidd, DipTP, MRTPI, to review whether the plan met the basic conditions required by legislation and whether the plan should proceed to referendum.

The Examiner's Report concluded that the plan meets the Basic Conditions, and that subject to the modifications proposed in the report and which are set out in the Ingleby Arncliffe Neighbourhood Plan Decision Statement (discussed at the Cabinet on the 7<sup>th</sup> September 2021), the plan should proceed to a Referendum.

Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 as amended requires that the Council must make the Neighbourhood Plan if more than half of those voting have voted in favour of the plan. Hambleton District Council is not subject to this duty if the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

A referendum was held on Thursday 4<sup>th</sup> November 2021. The referendum met the requirements of the Localism Act 2011; it was held in the Ingleby Arncliffe Neighbourhood Area and posed the question:

**Do you want Hambleton District Council and North York Moors National Park Authority to use the Neighbourhood Plan for Ingleby Arncliffe to help them decide planning applications in the neighbourhood area?**

The count took place on the 5<sup>th</sup> November 2021 and greater than 50% of those who voted were in favour of the plan being used to help decide planning applications in the plan area.

The results of the referendum were:

<b>Response</b>	<b>Votes recorded (percentage)</b>
Yes	94%
No	6%
Turnout	54%

The Council considers that the Ingleby Arncliffe Neighbourhood Plan meets the basic conditions (set out in paragraph 8(2) of Schedule 4B of the Town and Country Planning Act 1990 as amended), its promotion process was compliant with legal and procedural requirements and it does not breach the legislation (set out in Section 38A(6) of the Planning and Compulsory Purchase Act 2004).

#### **4. Inspection of Decision Statement and made Neighbourhood Plan**

This decision statement can be viewed on the Hambleton District Council website and the Ingleby Arncliffe Neighbourhood Plan website:

<https://www.hambleton.gov.uk/planning-policy/neighbourhood-planning/9?documentId=216&categoryId=20061>

<https://www.inglebyarncliffe.org.uk/the-neighbourhood-plan.html>

In accordance with Regulation 20 of the Regulations Ingleby Arncliffe Neighbourhood Plan can be viewed on the Council's website and is available on the Ingleby Arncliffe Neighbourhood Plan website:

<https://www.hambleton.gov.uk/planning-policy/neighbourhood-planning/9?documentId=216&categoryId=20061>

<https://www.inglebyarncliffe.org.uk/the-neighbourhood-plan.html>

A copy of this decision statement is being sent to:

- The qualifying body, namely Ingleby Arncliffe Parish Council;
- The North York Moors National Park Authority; and
- To any person who asked to be notified of the decision.

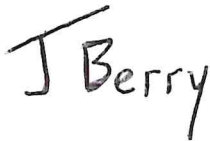
Paper copies of this statement can also be viewed at:

Hambleton District Council offices at Civic Centre Stonecross, Rotary Way, Northallerton, DL6 2UU. Opening Hours: Monday – Thursday 8.45 am – 5.15pm, Friday 8.45am – 4.45pm.

Area Office Stokesley, North Road, Stokesley, DL6 2UU.  
Tuesday 8.45am to 12.30pm – 1.30pm to 5.15pm  
Friday 8.45am to 12.30pm – 1.30pm to 4.45pm

The Globe Community Library, Town Close, North Road, Stokesley, TS9 DH. Opening Hours; Monday 09:30 - 17:00, Tuesday 14:00 – 18:30, Wednesday Closed – Thursday 09:30 - 17:00, Friday 09:30 - 13:00  
Saturday 09:30 - 13:00

Signed

A handwritten signature in black ink that reads "Jon Berry". The signature is written in a cursive style with a large, stylized 'J' and 'B'.

Jon Berry  
Chief Planning Officer

Date 17 December 2021