

LONDON BOROUGH OF CROYDON

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STATEMENT OF EXECUTIVE DECISIONS MADE BY THE DIRECTOR OF PLANNING AND STRATEGIC TRANSPORT ON 16 AUGUST 2017

This statement is produced in accordance with Regulation 13 of the Local Authorities (Executive Arrangements) Meetings and Access to Information) (England) Regulations 2012.

The following apply to the decisions listed below:

Reasons for these decisions: are contained in the attached Part A report
Other options considered and rejected: are contained in the attached Part A report
Details of conflicts of Interest declared by the Officer: none
Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Officer: none

The Council has delegated to the Officer the power to make the decisions set out below:

CABINET MEMBER'S DECISION REFERENCE NO. 0717PL

Decision title: Consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and post Examination in Public Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals

The Council at its meeting on 5 December 2016 (minute reference A82/16) has delegated to the Director of Planning and Strategic Transport in consultation with the Deputy Leader (Statutory) and Cabinet Member for Homes Regeneration and Planning the power to make the decisions set out below.

RESOLVED:

Having carefully read and considered the Part A report, including the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the report, the Director of Planning and Strategic Transport in consultation with the Deputy Leader (Statutory) and Cabinet Member for Homes Regeneration and Planning has

1. Agreed the undertaking of consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review (Appendix A to the report).

2. Agreed the undertaking of consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals (Appendix B to the report).

Notice date: 23/08/17

REPORT TO:	Heather Cheesbrough – Director of Planning and Strategic Transport in consultation with Cllr Butler, Deputy Leader (Statutory) – Cabinet Member for Homes, Regeneration and Planning
SUBJECT:	Consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and post Examination in Public Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals
LEAD OFFICER:	Steve Dennington – Interim Head of Spatial Planning
CABINET MEMBER:	Cllr Butler, Deputy Leader (Statutory) – Cabinet Member for Homes, Regeneration and Planning
WARDS:	All

CORPORATE PRIORITY/POLICY CONTEXT/ AMBITIOUS FOR CROYDON:

The Croydon Local Plan will set the growth and development vision and planning policies for the borough from 2016 – 2036. The Croydon Local Plan will provide the planning policy basis for the borough to plan for the borough’s housing need, deliver necessary affordable housing, accommodate sustainable growth, regenerate the district centres, strengthen neighbourhood and local centres, safeguard and provide employment floorspace and deliver a renewed Croydon Opportunity Area, with a residential population of up to 20,000 people, a redeveloped retail core and provision of public realm and infrastructure.

The Corporate Plan (2015-2018) sets out how the Council will deliver on three key ambitions:

- GROWTH, creating growth in our economy;
- INDEPENDENCE, helping residents to be as independent as possible;
- LIVEABILITY, creating a welcoming, pleasant place in which local people want to live.

Ambition Priority One of the Corporate Plan, growth is underpinned by the Croydon Local Plan, enabling development to occur in sustainable locations, in a desired form and at the appropriate time. The Croydon Local Plan establishes the planning policy vision and the statutory basis with which to support the growth and development objectives delivered through the Croydon Promise.

The Corporate Plan contains the Council’s contribution to Croydon’s Community Strategy 2016-2021 developed by Croydon’s Local Strategic Partnership (LSP). The Community Strategy is the overarching strategy for the borough and sets out the direction for the Local Strategic Partnership for the next five years and beyond, with the focus on three overarching outcomes, each with their individual priorities, which will see Croydon become:

- a place to learn work and live through ambitious placemaking, regeneration,
- economic growth, cultural renaissance and providing a safe pleasant environment
- a place of opportunity for everyone through better education, health promotion, supporting independence and resilience, and tackling poverty deprivation and

homelessness

- a place with a vibrant and connected community and voluntary sector through enabling communities to connect, collaborate and take responsibility where they see a need and have capacity and commitment to provide for it.

The Community Strategy is set within the context of 'We are Croydon', Croydon's long term vision that was developed by approximately 20,000 residents and adopted in 2010. Croydon's vision is to be

Enterprising - a place renowned for its enterprise and innovation with a highly adaptable and skilled workforce and diverse and thriving local economy

Connected - a place that is well connected, easy to get to and around, and supported by infrastructure that enables people to easily come together; with one of the best digital, communications and transport networks in the country

Creative - a place that draws people to its culture and creativity – an inspiration and enabler of new artistic and sporting talent

Sustainable - a place that sets the pace amongst London boroughs on promoting environmental sustainability and where the natural environment forms the arteries and veins of the city

Learning - a place that unleashes and nurtures local talent and is recognised for its support and opportunity for lifelong learning and ambitions for children and young people

Caring - a place noted for its safety, openness and community spirit where all people are welcome to live and work and where individuals and communities are supported to fulfil their potential and deliver solutions for themselves.

The Croydon Local Plan will assist in delivery of Croydon's vision and the Partnership's priorities for each outcome.

FINANCIAL IMPACT

The Croydon Local Plan can be delivered from the Croydon Local Plan budget (reserve) 2016 – 2018.

KEY DECISION REFERENCE NO.: This is not a Key Decision as relates to approval to consult.

The Leader of the Council has delegated to the Director of Planning and Strategic Transport the power to make the decisions set out in the recommendations below:

1.1 RECOMMENDATIONS

1.2 Having carefully read and considered this report and the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the report, the Director of Planning and Strategic Transport, in consultation with the Cabinet Member for Homes, Regeneration and Planning is recommended to:

1.3 Agree the undertaking of consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review

(Appendix A).

1.4 Agree the undertaking of consultation on the post Examination in Public Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals (Appendix B).

1. EXECUTIVE SUMMARY

- 1.1. The Council submitted the Croydon Local Plan: Strategic Policies – Partial Review and the Croydon Local Plan: Detailed Policies and Proposals to the Secretary of State in February 2017 following Council approving submission at Full Council in December 2016.
- 1.2. The Secretary of State appointed Planning Inspector conducted the Examination in Public in May 2017. As a consequence of the submission of the Local Plans, the representations received on the Local Plans and the examination hearings the Planning Inspector has recommended Main Modifications to both the Croydon Local Plan: Strategic Policies – Partial Review and the Croydon Local Plan: Detailed Policies and Proposals to make the plans Sound for adoption.
- 1.3. Consultation on the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals is required as part of the process for producing a Local Plan.
- 1.4. The decision to consult on both the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals is delegated to the Director of Planning and Strategic Transport, in consultation with the Deputy Leader (Statutory) – Cabinet Member for Homes, Regeneration and Planning. This delegation was agreed by Full Council in December – decision reference A82/16.
- 1.5. Consultation on the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals will run for a period of 6 weeks from 21st August to 2 October 2017.

2. DETAIL

- 2.1. On 3 February 2017, the Council submitted the Croydon Local Plan: Strategic Policies – Partial Review (Proposed Submission) and the Croydon Local Plan: Strategic Policies (Proposed Submission) to the Secretary of State for independent examination. The Examination in Public into the Local Plans, held before a Secretary of State appointed Planning Inspector, was undertaken from 16 May to 31 May 2017.
- 2.2. As a consequence of the submission of the Local Plans, the representations received on the Local Plans and the examination hearings the Planning Inspector has recommended Main Modifications to both the Croydon Local Plan: Strategic Policies – Partial Review and the Croydon Local Plan: Detailed Policies and Proposals to make the plans Sound for adoption. The Inspector has now provided the Main Modifications to Council. The Council is required to facilitate this consultation, notwithstanding the Main Modifications are the Planning Inspector's. The consultation will run for a period of six weeks from 21 August to 2 October 2017.
- 2.3. The costs associated with consultation on the Local Plans can be met from the Local Plan Budget (reserve) 2015-2018.
- 2.4. The resource required to facilitate and conduct consultation on the Main Modifications is available and part of Spatial Planning's 2017/18 Service Plan.

3. CONSULTATION

- 3.1. Consultation on the Main Modifications Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals will run for a period of 6 weeks from 21 August 2017 to 2 October 2017.
- 3.2. This will include the following:
 - Emails and/or letters to the Local Plan consultee database, which includes the Duty to Cooperate authorities, Statutory Bodies, landowners, developers and local community organisations, businesses and residents.
 - Printed media - notice in the local newspaper and council communications including e-bulletins to promote the consultation period.
 - The Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review, Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals and representation form will be available in the borough's libraries.
 - Publication on the Council's web pages, and social media such as Facebook and Twitter.
- 3.3. All representations received will be sent to the Planning Inspectorate for consideration by the Planning Inspector before issue of the Planning Inspector's final report.

5 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS

1 Revenue and Capital consequences of report recommendations

	Current year	Medium Term Financial Strategy – 3 year forecast		
	2017/18	2018/19	2019/20	2020/21
	£'000	£'000	£'000	£'000
<u>Earmarked Reserve</u>				
Croydon Local Plan Reserve	(164)			
<u>Effect of Decision from Report</u>				
Expenditure	136			
Remaining Reserve	<u>(28)</u>	<u>0</u>	<u>0</u>	<u>0</u>

The Croydon Local Plan reserve has a total of £163,545 remaining following expenditure over the last two financial years. This will be sufficient to cover the estimated cost of £136k to adoption in 2017/18, with some contingency for any variation of this estimate.

4. The effect of the decision

- 4.1. The consultation on the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals is a further stage in the process of preparing the Croydon Local Plan.
- 4.2. The Main Modifications the Planning Inspector is recommending are made to the Local Plans to ensure they are Sound for adoption.

5. Risks

- 5.1. The preparation of the Croydon Local Plan: Strategic Policies – Partial Review and the Croydon Local Plan: Detailed Policies and Proposals is a complex multi-stage process, being prepared to a tight timetable. There is therefore inherent risk that any unforeseen circumstances, additional analysis or legal challenge will result in additional financial costs above those available and could delay the final adoption of the Local Plans.
- 5.2. These are being mitigated to reduce their impact with a programme management approach and up front communication with key stakeholders including statutory organisations.

5.3. As the Croydon Local Plan: Strategic Policies – Partial Review and the Croydon Local Plan: Detailed Policies and Proposals will be part of the overarching Local Planning Authority’s spatial planning strategy for the next twenty years, it is also essential that it is of sufficient quality and purpose to ensure the Council can achieve its Vision.

6. Options

6.1. There are no options with regard to the consultation to the Main Modifications as this process is being undertaken as part of the statutory process.

6.2. In the absence of the Croydon Local Plan, future planning decisions will be at risk of challenge as there could be the absence of an up to date development plan and possible non-conformity with London Plan policy, which could result in greater planning appeal costs.

7. Future savings/efficiencies

7.1. A sound Local Plan will contribute indirect financial savings by assisting the regeneration of the borough through the setting of a firm planning framework that will provide certainty to the community and developers, mitigate cost associated with planning appeals and ensure the Council has an up to date development plan as set out in government guidance, which could become a performance requirement under emerging government policy.

Approved by: Luke Chiverton (Head of Finance – Place)

8. COMMENTS OF THE COUNCIL SOLICITOR AND MONITORING OFFICER

8.1. The Solicitor to the Council comments that Part 2 of the Planning and Compulsory Purchase Act 2004 (‘the Act’), together with the Town and Country Planning (Local Planning) (England) Regulations 2012 (‘the Regulations’) made under the Act, govern how the Council is to develop, maintain and keep under review its local development scheme including the local development documents of which the Croydon Local Plan: Strategic Policies – Partial Review and Croydon Local Plan: Detailed Policies and Proposals forms part. The recommendations set out in this report and the detail in the body of the report evidences the Council’s compliance with these statutory obligations. In particular, throughout the process of reviewing the local plan, officers have had regard to the following:-

8.2. Consultation on the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals is required as part of the process for producing a Local Plan.

Approved by: Sean Murphy, Head of Commercial and Property Law and Deputy Monitoring Officer on behalf of the Director of Law and Monitoring Officer.

9. HUMAN RESOURCES IMPACT

9.1. There are no direct Human Resources considerations arising from this report in terms of impact on staff. Consultation on the Main Modifications can be

undertaken with the current Spatial Planning resource as part of the Service Plan 2017/20.

Approved by: Sue Moorman, Resource Department / Director of Human Resources

10. EQUALITIES IMPACT

10.1. The Croydon Local Plan: Strategic Policies - Partial Review and Croydon Local Plan: Detailed policies and proposals has been subject to an Equality Analysis scoping exercise, which has assessed the Plans' impact on equalities and identified that a full Equalities Assessment was necessary for the Proposed Submission stage. The full Equalities Assessment has established that there is no potential for discrimination, harassment or victimisation and that the Croydon Local Plan, includes all appropriate actions to advance equality and foster good relations between groups. The appropriate actions to address potential impacts on groups with a protected characteristic include:

- The Croydon Monitoring Report, which is published annually, to assess the effectiveness of the Croydon Local Plan: Strategic Policies – Partial Review and Croydon Local Plan: Detailed Policies and Proposals.
- Monitoring of supply and demand for sheltered, residential care, and extra care housing.

11. ENVIRONMENTAL IMPACT

11.1. A Sustainability Appraisal of the Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals is currently being prepared and will accompany the Main Modification's consultation.

12. CRIME AND DISORDER REDUCTION IMPACT

12.1. The Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review and Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals does not have a direct impact on the reduction or prevention of crime and disorder.

13. REASONS FOR RECOMMENDATIONS/PROPOSED DECISION

13.1. Consultation on the Main Modifications proposed by the Planning Inspector to the Croydon Local Plan: Strategic Policies – Partial Review and Croydon Local Plan: Detailed Policies and Proposals is an essential requirement to producing a Local Plan.

13.2. In the absence of the Croydon Local Plan: Strategic Policies – Partial Review and Croydon Local Plan: Detailed Policies and Proposals future planning decisions will be at risk of challenge as there could be the absence of an up to date development plan and possible non-conformity with London Plan policy, which could result in greater planning appeal costs.

13.3. The Housing and Planning Act (2016) introduces the ability of the Secretary of State to intervene in a Council's plan making if they do not have an up to date Local Plan by 2017. Progression of the Council's Local Plan keeps plan making in the Council's control.

14. OPTIONS CONSIDERED AND REJECTED

14.1. There are no options with regard to the consultation to the Main Modifications as this process is being undertaken as part of the requirements of the Local Plan production process.

CONTACT OFFICER: Steve Dennington Interim Service Head – Spatial Planning
(ext. 64973)

APPENDICES TO THIS REPORT

- **Appendix A – Main Modifications to the Croydon Local Plan: Strategic Policies – Partial Review**
- **Appendix B – Main Modifications to the Croydon Local Plan: Detailed Policies and Proposals.**

15. BACKGROUND PAPERS - LOCAL GOVERNMENT ACT 1972