

Croxton and Brettenham & Kilverstone Joint Neighbourhood Plan Modification Consultation (Regulation 18) Report on the Independent Examiners Report

1. Introduction

1.1 Following an independent examination on the Croxton and Brettenham & Kilverstone Joint Neighbourhood Plan (the Plan), Breckland District Council (BDC) has made a decision that requires an additional modification consultation in relation the Identified Protected Areas (IPA) within the Parishes.

2. Background

Examiners Decision

2.1 In his report, the Independent Examiner was satisfied that *“the principle of the two proposed Protected Areas”* met the basic conditions (some of the criteria that the examiner must consider in their examination).

2.2 However, he was concerned that the proposed boundaries (see Map A) did not have the clarity required by the National Policy Planning Framework. He felt it was *“unacceptable to have a policy boundary running arbitrarily through a field.”*

2.3 To address this he proposed to modify the boundaries of both IPAs, which would result in both of them following identifiable features on the ground (see Map B).

Breckland Council’s Decision

2.4 When the Examiners report was issued, BDC considered his recommendations and the reasons for them (as required by section 12, para (2)), Schedule 4B, 1990 Town and Country Planning Act (TCPA)). In deciding what action to take all those proposed by the independent examiner were accepted, except one (para 7.72, Examiners Report) which has resulted in an alternative modification.

2.5 The details of these individual decisions can be found in the Decision Report on the following website: <https://www.breckland.gov.uk/article/4284/Neighbourhood-Plans>

3. Modification

3.1 The single modification (see Map C) relates to the boundary of the south eastern section of the Croxton IPA, where BDC has taken a different view from the examiner (under section 13, para (1) 1990 TCPA).

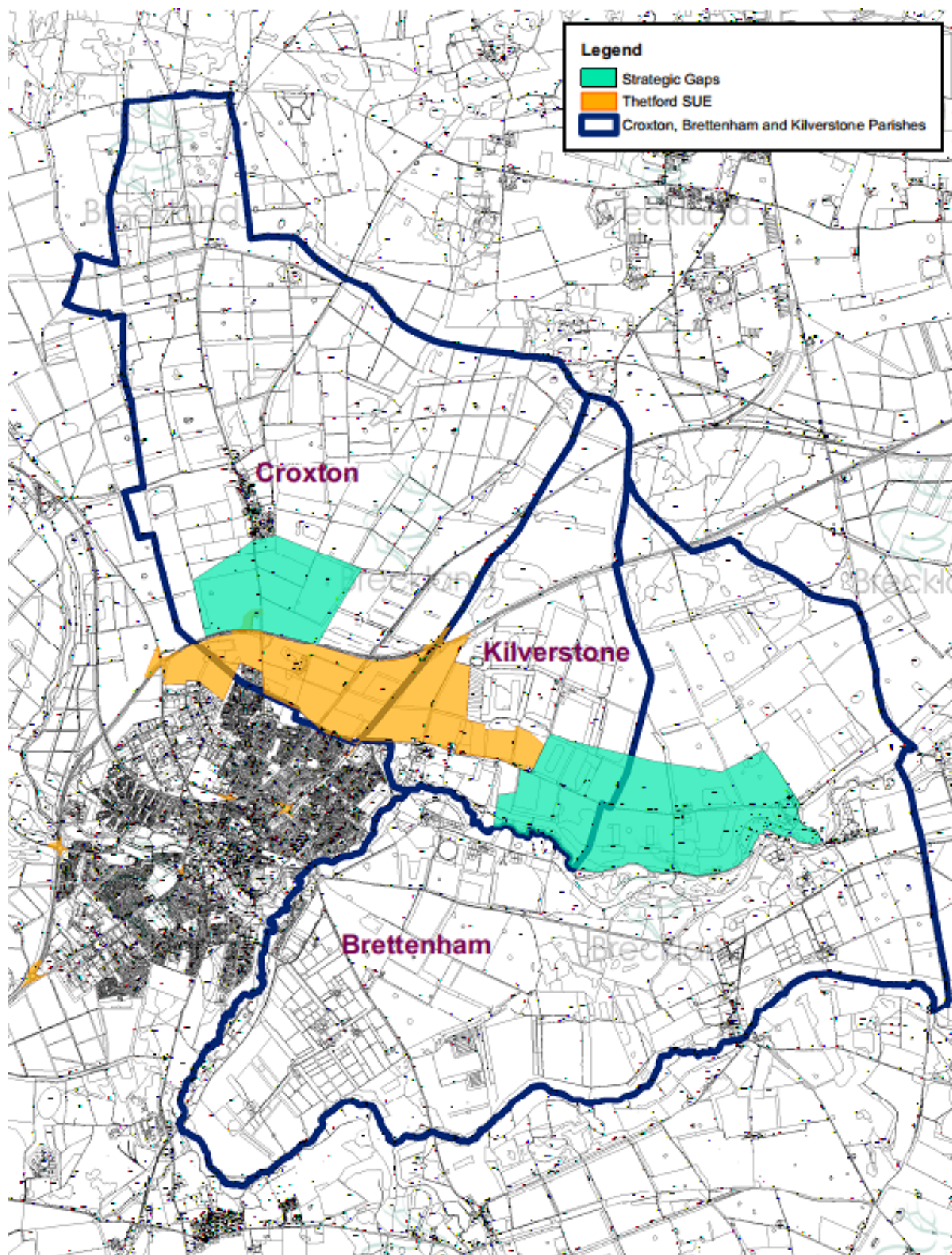
3.2 This is to extend the boundary one field eastward of Croxton Road and north of the A11 bypass, as this is considered a more appropriate boundary to define this area. This amended north south boundary, made up of a tree belt boundary within this area, is proposed rather than the examiners north south boundary immediately east of Croxton Road. This will result in the Croxton IPA area being more similar in size and in a location to that originally consulted on (see Map A).

4. Consultation

4.1 As a result of this modification, BDC need to consult “persons prescribed” (the Parish Council, those who made comments (representations) on the Reg.16 version of the Plan and certain consultation bodies) about this single change on Map C, for 6 weeks for as required by Reg.17A (2 & 3) of the Neighbourhood Planning Regulations 2012 (as amended).

4.2 This consultation will start on the 17th September and close on the 26th October 2018.

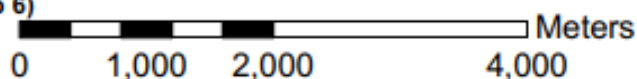
4.3 After this deadline, BDC make a decision on whether the plan goes forward for referendum on the Neighbourhood Plan, within five weeks or a date agreed with the Parish Councils.

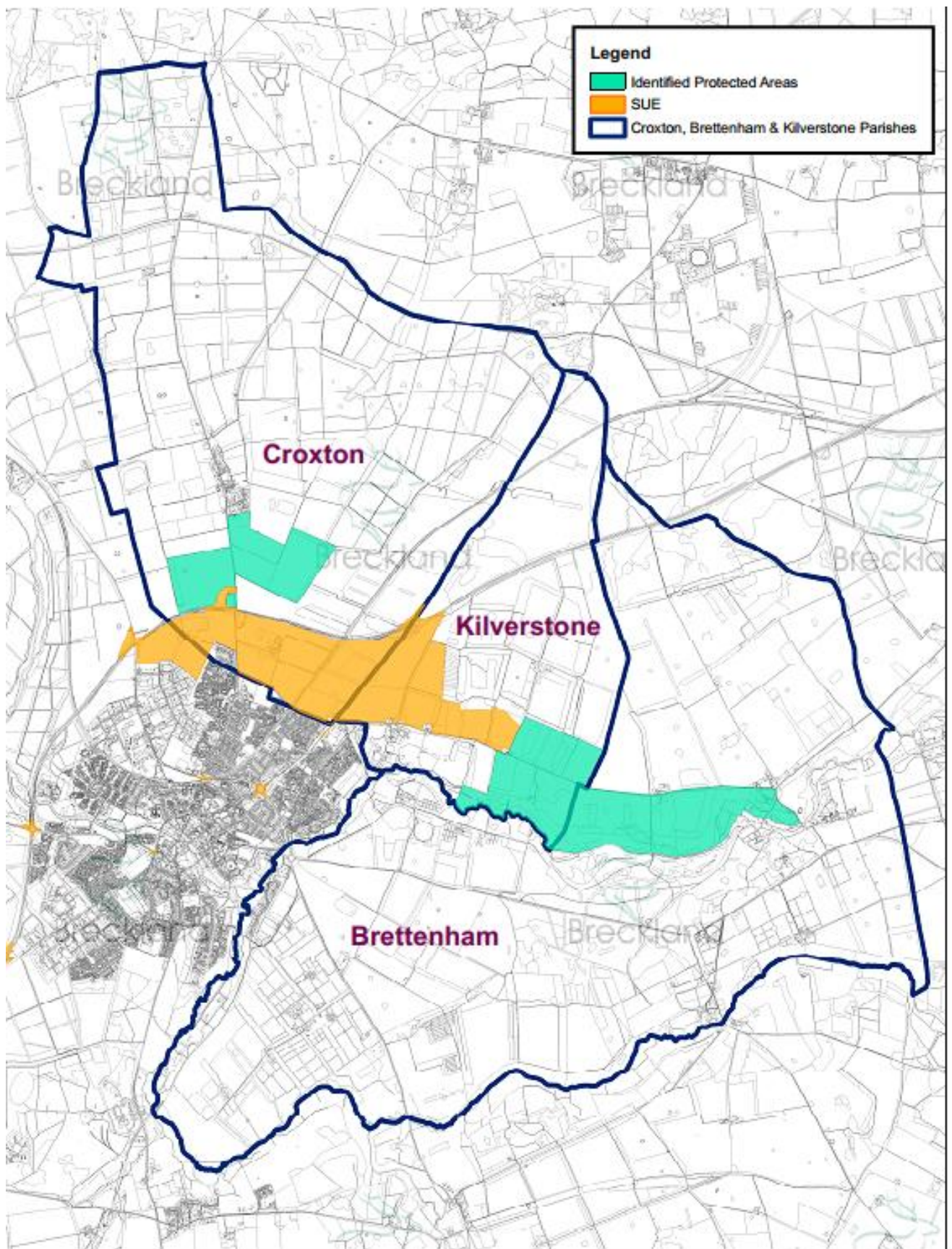


COPYRIGHT
 This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Breckland District Council licence no.100019535. Published 2017.



Map A - regulation 16 - Submission of Croxton, Brettenham & Kilverstone Joint Neighbourhood Plan (Policy JNP 11 and Map 6)



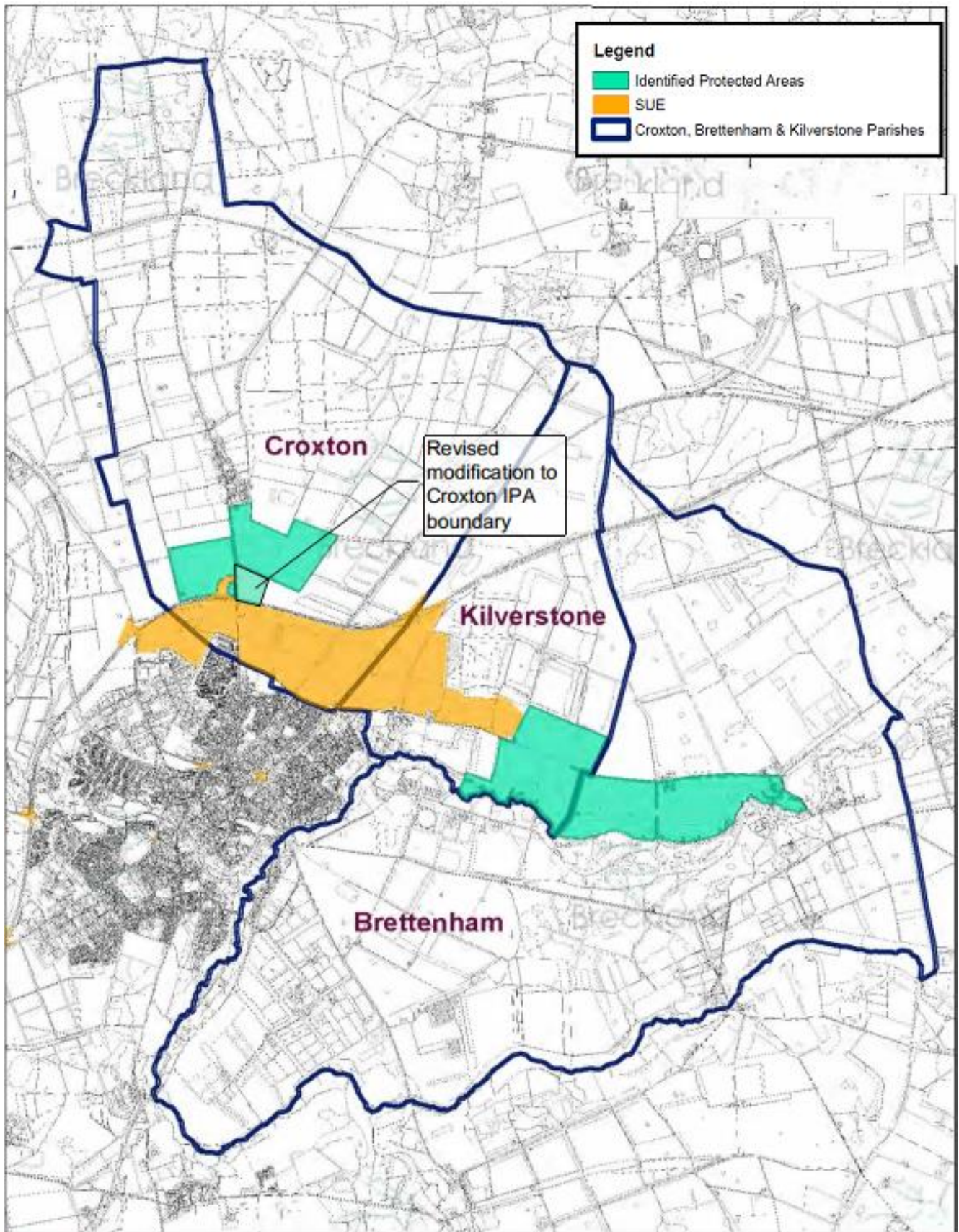


COPYRIGHT
 This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Breckland District Council licence no.100019535. Published 2018.



Map B - Examiners recommended Modifications to the boundary of the Identified Protected Areas (Policy JNP 11 and Map 6)

0 1,100 2,200 4,400 Meters



Legend

- Identified Protected Areas
- SUE
- Croxton, Brettenham & Kilverstone Parishes

Revised
modification to
Croxton IPA
boundary

COPYRIGHT
 This map is reproduced from Ordnance Survey material with the permission of Ordnance Survey on behalf of the Controller of Her Majesty's Stationary Office © Crown copyright. Unauthorised reproduction infringes Crown copyright and may lead to prosecution or civil proceedings. Breckland District Council licence no.100819535. Published 2018.



Map C – Breckland Council Modification to Croxton Identified Protected Area boundary (Policy JNP11 and Map 6)

