

AMBER VALLEY BOROUGH LOCAL PLAN
EXAMINATION HEARINGS
HEARING POSITION STATEMENT
ON BEHALF OF AMBER VALLEY BOROUGH COUNCIL

Matter 1: Legal Compliance, including the Duty to Co-operate

c. Scope of the Plan [CD05]

i. Has the Plan been prepared in accordance with the Local Development Scheme?

1. The latest update of the Council's Local Development Scheme (LDS7) (CD08), which was approved in March 2018, refers to the preparation of the Local Plan, including a Schedule at section 5 setting out the latest anticipated timeframe and a Profile at section 6 containing an overview, the timeframe and key milestones and the production arrangements.

ii. What is the scope of the Plan?

1. The Profile in section 6 of LDS7 (CD08) provides an overview of the purpose and content of the Local Plan, namely to provide an overall vision, key objectives, spatial strategy, policies and proposals to guide development in Amber Valley up to 2028.

iii. Having regard to the Council's intentions, as set out in the Local Development Scheme, are there any obvious omissions, in terms of policy guidance, from the submitted Plan?

1. The Council does not consider that there are any obvious omissions from the submitted Plan, having regard to its intentions as set out in LDS7 (CD08).

iv. *Paragraph 157 of the National Planning Policy Framework (NPPF) says that, crucially, Local Plans should be drawn up over an appropriate timescale, preferably a 15-year time horizon, take account of longer term requirements, and be kept up to date. Does the Local Plan accord with Government policy in this respect?*

1. The Council acknowledges the preference in paragraph 157 of the NPPF for Local Plans to cover a 15-year time horizon. However, the NPPF does not prescribe any minimum timeframe for a Local Plan period and the Council does not consider that the proposed end date for the Local Plan (31 March 2028) is contrary to Government policy in this respect. The reasons for this proposed timeframe are set out in the Council's response to question 6 of the Inspector's Initial Questions For The Council (INS/01).

v. *On what basis is the Council committed to an early review of the Local Plan, following adoption. What would be the timescale for review?*

1. The Council's response to question 7 of the Inspector's Initial Questions For The Council (INS/01) states that it anticipates a review of the Local Plan commencing as soon as practicable, following adoption and refers to the considerations that would inform the precise timing and scope of a review.