



EXECUTIVE
29 June 2020

Agenda Item No.
3 (VI)

Title	Use of delegated powers - Local Development Scheme (LDS)	
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Wards of the District directly affected	All	
Is the report private and confidential and not for publication by virtue of a paragraph of schedule 12A of the Local Government Act 1972, following the Local Government (Access to Information) (Variation) Order 2006?	No	
Date and meeting when issue was last considered and relevant minute number	Executive, 06 Feb 2019, Item 10 Executive, 13 Nov 2019, Item 10	
Background Papers		
Contrary to the policy framework:	No	
Contrary to the budgetary framework:	No	
Key Decision?	Yes	
Included within the Forward Plan? (If yes include reference number)	Yes , 1083	
Equality Impact Assessment Undertaken		
Officer/Councillor Approval		
Officer Approval	Date	Name
Chief Executive/Deputy Chief Executive	12/02/20	Bill Hunt
Head of Service	12/02/20	Dave Barber
CMT	12/02/20	Chris Elliott/Bill Hunt/Andy Jones
Section 151 Officer	12/02/20	Mike Snow
Monitoring Officer	12/02/20	Andy Jones
Finance	12/02/20	Mike Snow
Portfolio Holder(s)	17/02/20	Cllr John Cooke
Consultation & Community Engagement		
Final Decision?	Yes	
Suggested next steps (if not final decision please set out below)		

1. **Summary**

- 1.1 This report informs Members of an urgent decision taken by the Chief Executive under delegated authority CE(4), following consultation with Group Leaders, to approve a refreshed Local Development Scheme (LDS). The LDS sets out the work of the Planning Policy team over the next 3 years in terms of the production of planning documents, is a requirement of the Planning and Compulsory Purchase Act 2004 and is updated annually.
- 1.2 Due to the Coronavirus outbreak and in line with the self-isolation Government advice, the 18 March 2020 meeting of the Executive was cancelled. As a result, the decisions on the agenda for that meeting were taken under the Chief Executive's delegated authority CE(4).

2. **Recommendations**

- 2.1 That Executive notes the decision taken by the Chief Executive, after consultation with Group Leaders, under delegated authority CE(4) to note the content of the LDS (Appendix 1) and to agree the adoption of the LDS and its proposals for delivery of planning documents over the forthcoming 3 years.

3. **Reasons for the Recommendations**

- 3.1 This was an urgent matter which could not wait until the next Executive meeting. Because of the Coronavirus outbreak, it was not known when the Council meetings would resume.
- 3.2 This resulted in the use of delegated power CE(4), which states:
"The Chief Executive be authorised to deal with urgent items that occur between meetings, in consultation with the relevant Deputy Chief Executive, Head(s) of Service (if available) and Group Leaders (or in their absence Deputy Group Leaders) subject to the matter being reported to the Executive at its next meeting."
- 3.3 The adoption and publication of a Local Development Scheme is a statutory requirement of the Planning and Compulsory Purchase Act 2004, which lays out the coverage and duration of the document required. This includes a provision for an annual review of the Scheme to ensure it remains relevant and up-to-date.
- 3.4 The Warwick District Local Plan (2011–2029) was adopted in September 2017, and as such a revision of the LDS is required to detail the Development Plan Documents (DPDs) and Supplementary Planning Documents (SPDs) that are required to support the Local Plan and add further detail for applicants and decision makers.
- 3.5 Much of the programme of work is driven by commitments within the Local Plan. As well as these commitments, additional work will arise in response to either local planning issues or changes in national legislature. Where possible these are factored into the Scheme, and a refreshed LDS is produced annually to reflect progress made and any new areas of policy being worked on.
- 3.6 The 2019 LDS was adopted by Executive in February 2019. A subsequent update to the LDS was approved by Executive in November 2019 to allow for

the introduction of a significant new DPD related to climate change and the rearrangement of other areas of work.

- 3.7 The LDS removes the proposed Leamington Area Action Plan from the work programme. This piece of work has been on hold whilst the Creative Quarter and Leamington Neighbourhood Plan have been progressing. It is now considered that work on both projects, as well as the work done on the Leamington Town Centre Visioning, is sufficiently advanced as to render the production of an AAP superfluous.
- 3.8 This LDS also includes a separate work stream on the revision, consultation and adoption of a new Statement of Community Involvement (SCI) during 2020. A review of SCI's is required every 5 years, with the current one being adopted in January 2016.
- 3.9 The LDS proposes no other significant changes to that which was approved in November 2019, and sets out the areas of work to be covered in 2022 that were not included in that paper.
- 3.10 The National Planning Policy Framework requires Local Plans to be reviewed every 5 years to ensure that they remain relevant and continue to deliver the growth laid out in the Plans. Work on the Plan Review will now begin in earnest, with the identification and assembly of the required evidence base as well as identifying areas to update as a result of the publication of the revised NPPF in 2019. It is expected that this work will fully engage any capacity within the team over the period of the LDS in Appendix 1 to the report.

4. Policy Framework

4.1 Fit for the Future (FFF)

The Council's FFF Strategy is designed to deliver the Vision for the District of making it a Great Place to Live, Work and Visit. To that end, amongst other things, the FFF Strategy contains several Key projects.

The FFF Strategy has 3 strands – People, Services and Money and each has an external and internal element to it. The table below illustrates the impact of this proposal if any in relation to the Council's FFF Strategy.

FFF Strands		
People	Services	Money
External		
Health, Homes, Communities	Green, Clean, Safe	Infrastructure, Enterprise, Employment

<p><u>Intended outcomes:</u> Improved health for all Housing needs for all met Impressive cultural and sports activities Cohesive and active communities</p>	<p><u>Intended outcomes:</u> Becoming a net-zero carbon organisation by 2025 Total carbon emissions within Warwick District are as close to zero as possible by 2030 Area has well looked after public spaces All communities have access to decent open space Improved air quality Low levels of crime and Anti-Social Behaviour (ASB)</p>	<p><u>Intended outcomes:</u> Dynamic and diverse local economy Vibrant town centres Improved performance/productivity of local economy Increased employment and income levels</p>
Impacts of Proposal		
<p>Will help co-ordinate the delivery of the strategic aims of the Local Plan through the provision Planning Policy Documents</p>	<p>Will help co-ordinate the delivery of the strategic aims of the Local Plan through the provision Planning Policy Documents</p>	<p>Will help co-ordinate the delivery of the strategic aims of the Local Plan through the provision Planning Policy Documents</p>
Internal		
Effective Staff	Maintain or Improve Services	Firm Financial Footing over the Longer Term
<p><u>Intended outcomes:</u> All staff are properly trained All staff have the appropriate tools All staff are engaged, empowered and supported The right people are in the right job with the right skills and right behaviours</p>	<p><u>Intended outcomes:</u> Focusing on our customers' needs Continuously improve our processes Increase the digital provision of services</p>	<p><u>Intended outcomes:</u> Better return/use of our assets Full Cost accounting Continued cost management Maximise income earning opportunities Seek best value for money</p>
Impacts of Proposal		
<p>By coordinating the delivery of a variety of Planning Policy documents staff are able to programme work for maximum efficiency and effectiveness.</p>	<p>By coordinating the delivery of a variety of Planning Policy documents staff are able to programme work for maximum efficiency and effectiveness, giving greater guidance to applicants and Case Officers</p>	<p>None</p>

4.2 **Supporting Strategies**

Each strand of the FFF Strategy has several supporting strategies. The Local Plan is one of the key strategies, cutting across many of the FFF strands. The LDS details the delivery of commitments made within the Local Plan.

5. **Budgetary Framework**

- 5.1 There are no costs directly incurred as a result of the approval LDS as the work will take place within the current staffing and budgetary frameworks.

6. **Risks**

- 6.1 There are no specific risks associated with approving the LDS.
- 6.2 There are no direct risks associated with the report because the decision has already been taken.

7. **Alternative Option(s) considered**

- 7.1 No alternative options were considered as the decision was already made and the report was for information only.

8. **Background**

- 8.1 The Warwick District Local Plan (2011-2029) was adopted in September 2017. This comprehensive Plan sets out the required additional planning documents which form the basis of the Local Development Scheme.
- 8.2 The production and maintenance of a LDS is a requirement of the Planning and Compulsory Purchase Act 2004 and has in the past few years principally focussed on the adoption of the Local Plan and production of Supplementary Planning Documents.
- 8.3 The recently approved Climate Emergency Action Plan (CEAP) confirms the timelines for a plan review to take place by 2022, with work commencing this year. Alongside statutory considerations, such as conformity with the NPPF and the delivery of sufficient housing, the review will embed combatting the climate emergency within the Plan's new and existing policies.