



SILVERDALE PARISH COUNCIL

Mrs Debra Powell, Parish Clerk and Responsible Finance Officer
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11 May 2022

Mr J Upton
Head of Planning
Newcastle under Lyme Borough Council
By Email: Jeff.Upton@newcastle-staffs.gov.uk

Dear Mr Upton

Town and Country Planning Act 1990
The Neighbourhood Planning (General) Regulations 2012, as amended.
Application for designation of a Neighbourhood Area

I am writing to request a designation of a Neighbourhood Area under Section 61 of the above act.

On 21st April 2022 at Silverdale Parish Council's Full Council meeting it was resolved to apply for designation of the whole of Silverdale Parish area as a Neighbourhood Area for the purposes of preparing a Silverdale Parish Neighbourhood Plan. Silverdale Parish Council considers that it is appropriate and desirable to designate the whole of the Parish as a Neighbourhood Area as this allows the Parish Council to consider the needs and requirements for the Parish as a whole.

Silverdale Parish Council is a "relevant body" within the terms of Section 61G (2)(a) of the Town and Country Planning Act 1990.

Regulation 5A relates to the designation of the whole of the area of a parish council, and states that:

- "5A.—(1) This regulation applies where—
- (a) a local planning authority receive an area application from a parish council;
 - (b) the area specified in the application consists of the whole of the parish council's area; and
 - (c) if any part of the specified area is part of a neighbourhood area, none of that neighbourhood area extends outside the parish council's area.
- (2) The local planning authority must exercise their powers under section 61G of the 1990 Act to designate the specified area as a neighbourhood area.
- (3) Where this regulation applies, regulations 6 and 6A do not apply."

This makes clear that the local planning authority must exercise their powers under section 61G to designate the neighbourhood area. You will note that the publicity requirements for neighbourhood areas do not apply in this instance, and the designation is not discretionary.

Please find enclosed a copy of the plan showing the boundary of the proposed Neighbourhood Area (the Parish boundary).

I look forward to hearing from you.

Yours sincerely

Debra Powell

Debra Powell
Parish Clerk and Responsible Finance Officer