



## **Newcastle-under-Lyme Borough Council Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan**

### **Decision Statement published pursuant to the Sections 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 & 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)**

Notice of Making of Neighbourhood Plan pursuant to the Section 38A of the Planning and Compulsory Purchase Act 2004, as amended by the Neighbourhood Planning Act 2017.

#### **Decision**

Newcastle-under-Lyme Borough Council decided by delegated authority of Simon McEneny, Executive Director - Commercial Development & Economic Growth, in consultation with Councillor Paul Northcott - Portfolio Holder for Planning and Growth on 21<sup>st</sup> January 2020 to make the Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan under Section 38A(4) of the Planning and Compulsory Purchase Act 2004 (as amended). The Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan now forms part of the Development Plan for Newcastle-under-Lyme Borough.

#### **Reasons for decision:**

The Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan meets the 'Basic Conditions' and its promotion process is compliant with legal and procedural requirements. Paragraphs 38A(4)(a) and (6) of the Planning and Compulsory Purchase Act 2004 (as amended) requires the Council to make a Neighbourhood Plan if more than half of those voting in the referendum have voted in favour of the Plan being used to help decide planning applications in the area, unless the Council consider that the 'making' of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998). The Council is not of that opinion. On 12 December 2019 the Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan was subject to a local referendum which returned a majority vote in favour of using the Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan to decide planning applications within the Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Area.

Upon declaration of this result the Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan now forms part of the statutory development plan for Newcastle-under-Lyme Borough Council.

A copy of this notice is being sent to:

- The qualifying body, namely Chapel and Hill Chorlton Parish Council, Maer and Aston Parish Council, and Whitmore Parish Council; and
- To any person who asked to be notified of the decision.

The Chapel and Hill Chorlton, Maer and Aston, and Whitmore Neighbourhood Development Plan and its associated documents are available to view on the Council's website at:

<https://www.newcastle-staffs.gov.uk/all-services/planning/planning-policy/neighbourhood-planning/chapel-and-hill-chorlton-maer-and-aston>

**These documents can also be viewed on computer screens at:**

Castle House, Barracks Road, Newcastle-under-Lyme, ST5 1BL – Monday to Friday 9am to 4.30pm

Kidsgrove Customer Service Centre, Town Hall, Kidsgrove, ST7 4EL Monday to Friday 9am to 1pm and 2pm to 5pm

All Staffordshire libraries – for opening hours please contact the libraries directly.

**For further information please contact:**

Planning Policy Team, Newcastle-under-Lyme Borough Council, Barracks Road, Newcastle-under-Lyme, ST5 1BL

Email: [neighbourhoodplanning@newcastle-staffs.gov.uk](mailto:neighbourhoodplanning@newcastle-staffs.gov.uk) Telephone: 01782 717717

Signed:



Simon McEneny,  
Executive Director – Commercial Development & Economic Growth  
Dated: 21<sup>st</sup> January 2020

In consultation with

Signed:



Councillor Paul Northcott,  
Portfolio Holder – Planning and Growth  
Dated: 21<sup>st</sup> January 2020