

AUDLEY RURAL



PARISH COUNCIL

In the borough of Newcastle-under-Lyme, Staffordshire

Mr Shawn Fleet
Head of Planning
NBC
By email
Shawn.Fleet@newcastle-staffs.gov.uk

Clerk - Mrs C Withington

**The Croft
Barthomley Road
Audley
Staffs
ST7 8HU**

audleyparishcouncil@hotmail.co.uk

15.12.20

Dear Mr Fleet

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 19th November 2020 Audley Rural Parish Council's Full Council meeting it was resolved to apply for designation of the whole of Audley Rural Parish area as a Neighbourhood Area for the purposes of preparing an Audley Rural Parish Neighbourhood Plan. Audley Rural 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.

Audley Rural 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

Mrs C Withington
Parish Clerk

Cc Planning Policy