

Lawshall Neighbourhood Plan

MODIFICATION PROPOSAL

REGULATION 14 STATEMENT

1. This statement is made by Lawshall Parish Council (“the Qualifying Body”) pursuant to Regulation 14 (a) (v) of the Neighbourhood Planning (General) Regulations as amended by the Neighbourhood Planning (General) and Development Management Procedure (Amendment) Regulations 2016 and 2017.
2. Regulation 14 (a) (v) applies to a proposal to modify an existing “made” neighbourhood development plan. It requires that *“in relation to a modification proposal, a statement setting out whether or not the qualifying body considers that the modifications contained in the modification proposal are so significant or substantial as to change the nature of the neighbourhood development plan which the modification proposal would modify, giving reasons for why the qualifying body is of this opinion”*.
3. Government Planning Practice Guidance notes that there are 3 types of modification which can be made to a neighbourhood plan or order. The process will depend on the degree of change which the modification involves:
 - Minor (non-material) modifications to a neighbourhood plan or order are those which would not materially affect the policies in the plan or permission granted by the order. These may include correcting errors, such as a reference to a supporting document, and would not require examination or a referendum.
 - Material modifications which do not change the nature of the plan or order would require examination but not a referendum. This might, for example, entail the addition of a design code that builds on a pre-existing design policy, or the addition of a site or sites which, subject to the decision of the independent examiner, are not so significant or substantial as to change the nature of the plan.
 - Material modifications which do change the nature of the plan or order would require examination and a referendum. This might, for example, involve allocating significant new sites for development.

Paragraph: 106 Reference ID: 41-106-20190509

4. The Lawshall Neighbourhood Development Plan was made by Babergh District Council on 24 October 2017. The Plan contains policies in relation to the location of development, housing development, housing mix, affordable

housing, recreation and green spaces, natural environment assets, biodiversity, settlement gaps, an area of local landscape sensitivity, heritage assets, design, community facilities, infrastructure, and flood management. The made Neighbourhood Plan does not identify levels of housing growth planned in the period to 2036.

5. The Qualifying Body proposes to modify the existing made plan to include:
 - an increase in the plan period from 2036 to 2037 in accordance with the emerging Joint Babergh Mid Suffolk Local Plan,
 - identifying the minimum amount of housing growth during the Plan period, reflecting the number of dwellings that currently have planning permission but have yet to be completed,
 - revising a number of policies to take account of current national planning policy and the emerging Joint Babergh Mid Suffolk Local Plan,
 - deleting a policy concerning the development of homes outside the Built-Up Area Boundary.
6. The Qualifying Body considers that the nature of the modifications to be not so significant or substantial as to change the nature of the made Plan. It considers that the modifications would require examination but, subject to the decision of the independent examiner, would not require a referendum.

Lawshall Parish Council

October 2022