

REPORT TO: DUNDEE, PERTH, ANGUS AND NORTH FIFE STRATEGIC DEVELOPMENT PLANNING AUTHORITY JOINT COMMITTEE MEETING ON 4th OCTOBER 2016

REPORT ON: STRATEGIC DEVELOPMENT PLAN EXAMINATION UPDATE

REPORT BY: GORDON REID, ACTING STRATEGIC DEVELOPMENT PLAN AUTHORITY MANAGER

REPORT NO: SDPA 10-2016

1 PURPOSE OF REPORT

1.1 To update the Joint Committee on the Proposed Strategic Development Plan Examination.

2 SUMMARY

2.1 The Proposed Plan and related documents were submitted to Scottish Ministers on 7th June 2016. Adverts were placed in The Courier and Press and Journal on submission of the Plan. Thereafter, confirmation was received from the Scottish Government's Planning and Environmental Appeals Division (DPEA) that the engagement undertaken in the preparation of the Proposed Plan conformed to the Participation Statement. Two reporters have been appointed and are now carrying out the examination of the Proposed Plan.

3 RECOMMENDATION

3.1 It is recommended that the Joint Committee:

- a) Note the submission of the Proposed Strategic Development Plan to Scottish Ministers and progress with the Examination of the Plan.

4 FINANCIAL IMPLICATIONS

4.1 The costs of the Examination are not yet known. The anticipated costs are £20,000 for the examination and are contained within the approved revenue budget. This assumes a total cost of £40,000 for which TAYplan would pay half. This is covered in Report SDPA 13-2016 *Budget Update*.

5 EXAMINATION UPDATE

Proposed Plan Submission

5.1 The Proposed Plan was submitted to Scottish Ministers on 7th June 2016 following approval by the Joint Committee on 18th February 2016. TAYplan placed a statutory advert in The Courier, Press and Journal and on the TAYplan website to advise of the submission.

Conformity with Participation Statement

- 5.2 TAYplan also submitted a Report of Conformity with the Participation Statement. This set out all of the actions for public engagement which were included within the Participation Statement (contained within the Development Plan Scheme, March 2015) and reported on how and when these actions were delivered. Legislation requires conformity with the Participation Statement which is published at the time the Proposed Plan is submitted. This is the first report that the Reporter considers prior to commencing the examination of the Proposed Plan. The DPEA advised on 21st July that they were satisfied that TAYplan has conformed with all its commitments to engage with interested parties. The reporters will now consider the need for further information and any hearings or inquiries.

Proposed Plan Examination

- 5.3 The DPEA has advised that, due to the completion of other work streams, significant work on the examination is unlikely to commence before early September. One reporter was initially appointed, Stephen Hall. Further to this an additional Reporter, Sinead Lynch was appointed on 1st July 2016. The DPEA's target date for completion of the examination is currently 8th March 2017.
- 5.4 All information regarding the examination of the Proposed Plan can be found by visiting the DPEA website at this address:
<http://www.dpea.scotland.gov.uk/CaseDetails.aspx?id=117486&T=0>.
- 5.5 The information includes key documents submitted by TAYplan and all communication during the Examination (letters, emails etc.). This is all managed and hosted by the DPEA. The TAYplan website is being kept updated and includes links to the Examination information on DPEA website. It is for the DPEA to determine what information is published.
- 5.6 Reporters will seek any further information from any party where they consider this is required. At the time of writing this report, no further information requests have been received and the Reporters have not determined whether any hearings are to be held. Staff resourcing will be required to prepare for and attend any hearings or to respond promptly to any further information requests. Additional work has been programmed to support statutory processes around Plan approval and the associated Action Programme.

6 NEXT STEPS

- 6.1 Following the examination the Reporters will make recommendations to Scottish Ministers. Unlike Local Development Plans it is Scottish Ministers who approve the Strategic Development Plan. Scottish Ministers will either approve the Plan (in part or in whole and with or without modifications) or they will reject it.
- 6.2 Upon approval by Scottish Ministers the Plan (including any ministerial modifications) will become the approved Strategic Development Plan and will replace the current TAYplan (2012). The TAYplan officers must make the appropriate modifications and publish the newly approved Plan. The Joint Committee will then have three months to approve/adopt the accompanying Action Programme. Under current legislation a third Strategic Development Plan must be submitted to Scottish Ministers within 4 years of this new approval date.

7 CONSULTATIONS

- 7.1 TAYplan's Treasurer and Clerk; Angus Council's Director of Communities Directorate; Dundee City Council's Executive Director of City Development; Fife Council's Executive Director, Enterprise & Environment; and Perth & Kinross Council's Executive Director (Environment) have been consulted and are in agreement with the contents of this report.

8 BACKGROUND PAPERS

- 8.1 Report SDPA 09-2016: *Project Update*
- 8.2 Report SDPA 13-2016 *Budget Update*
- 8.3 Report on Conformity with the Participation Statement, February 2016.
http://www.tayplan-sdpa.gov.uk/system/files_force/publications/Report%20of%20Conformity%202016.pdf?download=1
- 8.4 TAYplan Examination, DPEA website:
<http://www.dpea.scotland.gov.uk/CaseDetails.aspx?id=117486&T=0>
- 8.5 Town and Country Planning (Scotland) Act 1997
<http://www.scotland.gov.uk/Publications/2005/01/20576/50663>
- 8.6 Town & Country Planning (Development Planning) (Scotland) Regulations 2008
<http://www.legislation.gov.uk/ssi/2008/426/contents/made>
- 8.7 Circular 6/2013: *Development Planning*, Scottish Government
<http://www.scotland.gov.uk/Resource/0044/00441577.pdf>
- 8.8 Planning etc. (Scotland) Act 2006
http://www.legislation.gov.uk/asp/2006/17/pdfs/asp_20060017_en.pdf

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