

Appendix A

NORTH EAST DERBYSHIRE DISTRICT COUNCIL

LOCAL DEVELOPMENT SCHEME

2023

The Local Development Scheme will take effect from 6 March 2023



NORTH EAST DERBYSHIRE DISTRICT COUNCIL
LOCAL DEVELOPMENT SCHEME

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Introduction

- 1.1 This is the first Local Development Scheme that the Council has produced since the adoption of the Local Plan in November 2021. This document replaces LDS8 that was adopted in January 2018, and updated in September 2018.
- 1.2 The Planning & Compulsory Purchase Act 2004, as amended, requires the Council to prepare and maintain a Local Development Scheme. This provides a public statement of the Council's programme for producing Development Plan documents and for their review. Local planning authorities are also encouraged to include details of other documents being prepared that may guide development in their area.
- 1.3 The National Planning Policy Framework (NPPF) and National Planning Practice Guidance further guidance on the preparation and implementation of Local Plans.
- 1.4 This Local Development Scheme took effect on **6 March 2023**

The Development Plan

- 2.1 In North East Derbyshire, the Development Plan currently includes the following documents:
 - The adopted North East Derbyshire Local Plan 2014-2034.
 - The following 'made' (adopted) Neighbourhood Plans prepared by Town and Parish Councils:
 - Ashover Neighbourhood Plan 2016-2033;
 - Brackenfield Neighbourhood Plan 2017-2034;
 - Dronfield Neighbourhood Plan 2016-2034;
 - Holymoorside & Walton Neighbourhood Plan 2016-2033;
 - Wessington Neighbourhood Plan 2017-2034
 - Wingerworth Neighbourhood Plan 2016-2033
 - The saved policies from both the Derby & Derbyshire Waste Local Plan (March 2005), and the Derby & Derbyshire Minerals Local Plan (April 2000) (as altered in November 2002). These plans are produced by Derbyshire County Council as the authority responsible for minerals and waste.
- 2.2 The policies in all these documents together must be taken into account when making decisions on planning applications. In cases where there is any conflict between the non-strategic policies in the Neighbourhood Plans and Local Plans, the policy within the most recently adopted Plan will take precedence¹.

¹ NPPF, 2021 para.20

Review of the Local Plan

- 3.1 The Council's Local Plan was adopted on 21st November 2021 and is currently considered to be up to date. However, the Government requires local planning authorities to review Local Plans at least once every 5 years from their adoption date and update them as necessary, to ensure that policies remain relevant and effectively address the needs of the local community². As such a review of whether the Local Plan and its evidence base remain up-to-date needs to be completed by November 2026. More details on the review process and detailed timescales will be published in an updated LDS later this year.

Neighbourhood Plans

- 4.1 Neighbourhood Plans are plans prepared by a Parish or Town Council for a particular designated neighbourhood area. The timetable for the preparation of a Neighbourhood Plan is set by the relevant Parish or Town Council. There are currently 6 made Neighbourhood Plans covering designated neighbourhood areas within North East Derbyshire.
- 4.2 In addition, there are a number of Neighbourhood Plans in the process of preparation, under review or being modified. Table 1 below sets out the status of neighbourhood plans across the district as at February 2023.

Table 1: Status of Neighbourhood Plans

Neighbourhood Area	Formal Status	Current Stage/Proposals for Review
Ashover	Plan Made: 26 February 2018	The Parish Council submitted proposed modifications to the made Plan in November 2022. A public consultation period on the proposed modifications ran from 10 th November 2022 to 21 st December 2022 and an Examiner will be appointed in the new year.
Brackenfield	Plan Made: 8 October 2019	No current plans to review.
Brampton	Area Designated: 22 June 2018	The area covered by this designation includes land within the Peak District National Park, however, NEDDC is the lead Local Planning Authority. The Parish Council submitted their Draft Neighbourhood Plan to the Council in January 2023. Public consultation will

² [Regulation 10A of The Town and Country Planning \(Local Planning\) \(England\) Regulations 2012 \(as amended\)](#)

		conclude on 16 th March 2023. This will be followed by independent Examination with a public referendum expected in the Summer 2023.
Dronfield	Plan Made: 5 November 2019	No current plans to review.
Holymoorside and Walton	Plan Made: 28 November 2017	The Parish Council in collaboration with the District Council is currently assessing the need for updates to the Holymoorside and Walton Neighbourhood Plan.
Killamarsh	Submitted application for designation of a Neighbourhood Area: 31 January 2023	
Shirland and Higham	Area Designated: 11 October 2021	The Parish Council is in the process of preparing a draft Shirland and Higham Neighbourhood Plan. It is anticipated that the draft plan will be published for public consultation sometime in 2023.
Wessington	Plan Made: 8 October 2019	No current plans to review.
Wingerworth	Plan Made: 9 July 2018	No current plans to review.

Other Council Policy Documents

Statement of Community Involvement

- 5.1 This document sets out the Council's approach to involving the community in the preparation, alteration and review of planning policy documents and in the consideration of planning applications. Similar to Local Plans, the Government also requires local planning authorities to review their Statements of Community Involvement at least once every 5 years from the date of adoption.
- 5.2 The Council's Statement of Community Involvement (SCI) was adopted in October 2014 and is currently under review. The timeline for the update to the SCI is as follows:
- November 2022 - Commencement of review and update work
 - February/March 2023 - Public consultation on draft Statement of Community Involvement
 - Summer/Autumn 2023 - Adoption

Supplementary Planning Documents

- 5.3 Supplementary Planning Documents (SPD's) add further detail to the policies in the Local Plan. They can be used to provide further guidance for development on specific sites, or on particular issues, such as design. Supplementary Planning Documents are a material consideration in planning decisions, but are not part of the Development Plan.
- 5.4 The Council currently has a number of SPD's and Planning Guidance as listed in Table 2 below. These were prepared within the context of the previous Local Plan (2005), most are over 10 years old and work is currently underway on their review. This review work will continue during 2023 and will include an assessment of each SPDs relationship to the new Local Plan and current national legislation and guidance, to identify whether it should be retained and updated; or whether it should be revoked in its entirety. A formal decision on each SPD will be taken by the Council's Cabinet.

Table 2: Supplementary Planning Documents and Planning Guidance

Document Title	Date of Adoption
Access for All SPD	December 2007
Affordable Housing SPD	January 2008
Developer Contributions SPD	September 2007
Eckington Town Centre Development Framework SPD	May 2012
Recreation and Open Space SPD	October 2007
Sustainable Buildings SPD	November 2011
Successful Places: A Guide to Sustainable Housing Layout and Design Interim Planning Guidance	2013
