Hykeham Neighbourhood Plan

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HYKEHAM
NEIGHBOURHOOD
PLAN
2016-2036

BASIC CONDITIONS
STATEMENT

North Hykeham Town Council and South Hykeham Parish Council
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1 Introduction

1.1.1. The National Planning Policy Framework requires that Neighbourhood Plans ensure that development is based on an understanding and evaluation of an area’s defining characteristics and should help to establish a strong sense of place.

2 Basic Conditions: Legislation

2.1.1. Paragraph 8 of Schedule 4B of the Town and Country Planning Act 1990 requires that Neighbourhood Development Plans (NDPs) must meet the following basic conditions:

- having regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood development plan;
- the making of the neighbourhood development plan contributes to the achievement of sustainable development;
- the making of the neighbourhood development plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area);
- the making of the neighbourhood development plan does not breach, and is otherwise compatible with, EU obligations; and
- the prescribed conditions are met in relation to the neighbourhood plan and prescribed matters have been complied with in connection with the proposal for the neighbourhood plan.

2.1.2. This Basic Conditions Statement addresses these requirements in the following sections:

- Section 3 confirms that it is appropriate for the Hykeham Neighbourhood Plan (HNP) to be made;
- Section 4 shows how the HNP will contribute to sustainable development;
- Section 5 demonstrates the conformity of the HNP with the Central Lincolnshire Local Plan; and
- Section 6 demonstrates compliance with the appropriate EU obligations and the prescribed condition.
3 Background to the Making of the Hykeham Neighbourhood Plan

3.1 Submitting Body

3.1.1. The Hykeham Neighbourhood Plan (HNP) is prepared and submitted by North Hykeham Town Council, who are a “qualifying body” for the making of a Neighbourhood Development Plan, as defined within section 38A(12) of the 2004 Act (as inserted by paragraph 7 of the Localism Act 2011).

3.2 Neighbourhood Plan Area

3.2.1. The HNP area extends to the parishes of North and South Hykeham as identified on the map below:
3.3 **Process**

3.3.1. A joint application by North Hykeham Town Council and South Hykeham Parish Council was made to North Kesteven District Council for the Hykeham Neighbourhood Plan designation area. The application was approved by North Kesteven District Council on 18 September 2013.

3.3.2. The Town Council and the Neighbourhood Plan Steering Group that it convened have worked closely with North Kesteven District Council throughout the preparation of the Plan.

3.4 **Documents**

3.4.1. The Hykeham Neighbourhood Plan, 2016 – 2036 is accompanied by the following documents:

- South Hykeham Character Appraisal (2015)
- Identified Local Priorities (2016/2017)
- Hykeham Neighbourhood Plan Consultation Statement
- Hykeham Neighbourhood Plan Basic Conditions Statement.
4 Contribution to the Achievement of Sustainable Development

4.1.1. Sustainable development is at the heart of the National Planning Policy Framework (NPPF) and a presumption in favour of sustainable development is identified within the Framework as a golden thread running through both plan-making and decision-taking.

4.1.2. The NPPF sets out the three dimensions to sustainable development: economic, social and environmental. These dimensions give rise to the need for the planning system to perform a number of roles:

- **an economic role** – contributing to building a strong, responsive and competitive economy, by ensuring that sufficient land of the right type is available in the right places and at the right time to support growth and innovation; and by identifying and coordinating development requirements, including the provision of infrastructure;

- **a social role** – supporting strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of present and future generations; and by creating a high quality built environment, with accessible local services that reflect the community’s needs and support its health, social and cultural well-being; and

- **an environmental role** – contributing to protecting and enhancing our natural, built and historic environment; and, as part of this, helping to improve biodiversity, use natural resources prudently, minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.

4.1.3. The HNP has these themes at its core and policies were developed against the backdrop of the NPPF. A consideration of the policies of the HNP against the roles of sustainable development is provided within the table below:

**Table Key:** Makes a:

+ positive contribution  ++ very positive contribution  = neutral contribution  +/- mixed contribution  - negative contribution  -- very negative contribution
<table>
<thead>
<tr>
<th>HNP Policy</th>
<th>Contribution to sustainable development</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>HNP1: Design of New Development</strong></td>
<td>= + ++</td>
<td>Policy supports growth of high quality design and sustainability. Design criteria have been appended to the Plan to assist developers and decision makers in supporting good design principles. Consistent with Economic – ‘building a strong, responsive and competitive economy.’ Social - ‘providing the supply of housing and high quality built environment.’ Environmental – By encouraging sustainable construction ‘mitigate and adapt to climate change including moving to a low carbon economy’.</td>
</tr>
<tr>
<td><strong>HNP2: South Hykeham Local Green Space</strong></td>
<td>+/- + ++</td>
<td>Protects specifically identified existing local green space from development. Consistent with Economic – Identifies land as unsuitable for development. ‘ensuring that sufficient land of the right type is available in the right places’ Social – Identifies green infrastructure of importance to the local community ‘... reflect the community’s needs and support its health, social and cultural well-being.’ Environmental – ‘contributing to protecting and enhancing our natural, built and historic environment’</td>
</tr>
<tr>
<td><strong>HNP3: Employment</strong></td>
<td>++ = +</td>
<td>Encourages the creation of jobs at an appropriate scale, along with modal shift and the use of renewable technologies. Consistent with</td>
</tr>
</tbody>
</table>

**Economic  Social  Environmental**
<p>| HNP4: Renewables |  | ++ | <strong>Economic</strong> – ‘contributing to building a strong, responsive and competitive economy’ <strong>Social</strong> – ‘supporting strong, vibrant and healthy communities’ <strong>Environment</strong> – ‘minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.’ |
| HNP5: Transport Plans |  | + | <strong>Encourages development maximising opportunities for renewable technologies.</strong> Consistent with <strong>Economic</strong> – ‘contributing to building a strong, responsive and competitive economy’ <strong>Social</strong> – ‘housing required to meet the needs of present and future generations; and by creating a high quality built environment’ <strong>Environmental</strong> - ‘use natural resources prudently, minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.’ |
|  |  |  | <strong>Supports growth on appropriate sites and requires developments for non-residential and residential uses to encourage sustainable transport and demonstrate appropriate traffic impact assessment and mitigation.</strong> Consistent with <strong>Economic</strong> – ‘ensuring that sufficient land of the right type is available in the right places’ <strong>Social</strong> – ‘use natural resources prudently, minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy’. <strong>Environmental</strong> – ‘minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.’ |
| HNP6: Pedestrians and Cyclists | = | + | ++ | Supports development which aims to enhance walking and cycling networks and takes opportunities to complete gaps in the existing cycle and walking network. Consistent with Economic – ‘...by identifying and coordinating development requirements, including the provision of infrastructure.’ Social – ‘...accessible local services that reflect the community’s needs and support its health, social and cultural well-being.’ Environmental – ‘...minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.’ |
| HNP7: Open Space and Recreation | = | ++ | + | Supports development that provides and/or improves public open space, sport and recreation facilities. Consistent with Economic – Good quality environments attract investment but no direct linkage to NPPF wording for ‘an economic role’. Social – ‘...creating a high quality built environment, with accessible local services that reflect the community’s needs and support its health, social and cultural well-being.’ Environmental – ‘...contributing to protecting and enhancing our natural, built and historic environment ..’ |
| HNP8: Cemetery Provision | = | + | = | Supports the provision of new burial sites. Economic – Cultural important facilities but no direct linkage to NPPF wording for ‘an economic role’. |</p>
<table>
<thead>
<tr>
<th>HNP9: Infrastructure Provision and Community Infrastructure Levy</th>
<th>=</th>
<th>++</th>
<th>=</th>
</tr>
</thead>
<tbody>
<tr>
<td>Social – ‘... accessible local services that reflect the community’s needs and support its health, social and cultural well-being.’ Environmental - Cultural important facilities but no direct linkage to NPPF wording for ‘an environmental role’.</td>
<td>Links CIL within the HNP area to the Local Priorities List. Economic – locally significant but no direct linkage to NPPF wording for ‘an economic role’. Social – ‘supporting strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of present and future generations; and by creating a high quality built environment, with accessible local services that reflect the community’s needs and support its health, social and cultural well-being’ Environmental - locally significant but no direct linkage to NPPF wording for ‘an environmental role’.</td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Key:** Makes + a positive contribution ++ very positive contribution = neutral contribution +/- mixed contribution - negative contribution -- very negative contribution

4.1.4 The assessment of the policies of the North Hykeham Neighbourhood Plan show that in terms of sustainability all of the policies make a positive contribution to achieving sustainable development. The permissive nature of the policies and the emphasis within several policies on sustainable transport, good design, and renewable energy leads to the conclusion that there are no wholly negative contributions resulting from the policies to any of the three dimensions to sustainable development as set out in the NPPF.
## 5 Conformity with the Strategic Policies

### 5.1.1. Conformity with the Strategic Policies

The making of the Hykeham Neighbourhood Development Plan is in general conformity with the strategic policies contained in the Local Plan for Central Lincolnshire and the NPPF.

### 5.1.2. Policy Relationships

The following table relates the policies of the Hykeham Neighbourhood Plan to the relevant policies in the Central Lincolnshire Local Plan, and the relevant paragraph within the NPPF.

<table>
<thead>
<tr>
<th>HNP Policy</th>
<th>Comment</th>
<th>CLLP 2017</th>
<th>NPPF Paragraphs</th>
</tr>
</thead>
<tbody>
<tr>
<td>HNP1: Design of New Development</td>
<td>Supports developments in the Plan area which can demonstrate high quality in terms of design and sustainability.</td>
<td>LP2, LP4, LP5, LP10, LP17, LP20, LP21, LP22, LP23, LP26, LP29</td>
<td>P17, P56-P67, P76</td>
</tr>
<tr>
<td>HNP2: South Hykeham Local Green Space</td>
<td>Protects specified local green space from development.</td>
<td>LP23</td>
<td>P76, P77</td>
</tr>
<tr>
<td>HNP3: Employment</td>
<td>Encourages the creation of jobs at an appropriate scale, along with modal shift and the use of renewable technologies.</td>
<td>LP5, LP6, LP13, LP34</td>
<td>P18-22, P30</td>
</tr>
<tr>
<td>HNP4: Renewables</td>
<td>Encourages development maximising opportunities for renewable technologies.</td>
<td>LP18, LP19</td>
<td>P93-P97</td>
</tr>
<tr>
<td>HNP5: Transport Plans</td>
<td>Supports growth on appropriate sites and requires developments for non-residential and residential uses to encourage sustainable transport and demonstrate appropriate traffic impact assessment and mitigation.</td>
<td>LP13, LP36</td>
<td>P29-P32, P34-P38</td>
</tr>
<tr>
<td>HNP6: Pedestrians and Cyclists</td>
<td>Supports development which aims to enhance walking and cycling networks and takes opportunities to complete gaps in the existing cycle and walking network.</td>
<td>LP13, LP34, LP36</td>
<td>P35</td>
</tr>
<tr>
<td>HNP7: Open Space and Recreation</td>
<td>Supports development that provides and/or improves public open space, sport and recreation facilities.</td>
<td>LP15, LP20, LP21, LP23, LP24</td>
<td>P69, P70, P73-P78</td>
</tr>
<tr>
<td>HNP8: Cemetery Provision</td>
<td>Supports the provision of new burial sites.</td>
<td>LP15</td>
<td></td>
</tr>
<tr>
<td>HNP9: Infrastructure Provision and Community Infrastructure Levy</td>
<td>Links CIL within the HNP area to the local Priorities List.</td>
<td>LP12, LP15</td>
<td>P183-185</td>
</tr>
</tbody>
</table>
6 Compliance with EU Obligations

6.1.1. Hykeham Neighbourhood Plan has had regard to the rights and freedoms guaranteed under the European Convention on Human Rights and complies with the Human Rights Act.

6.1.2. The Hykeham Neighbourhood Plan does not warrant an Appropriate Assessment under the EU habitats Regulations.

6.1.3. The Hykeham Neighbourhood Plan does not have an effect on a European site or a European offshore marine site.

6.1.4. North Kesteven District Council did not consider that a Strategic Environmental assessment was require as the Hykeham Neighbourhood Plan is not likely to have a significant environmental impact. The Plan was submitted to English Heritage, Natural England and the Environment Agency for comment as referenced in the Consultation Statement.