

Basic Conditions Statement

- 1.1. This Basic Conditions Statement has been prepared in support of the Stapenhill Neighbourhood Development Plan (SNDP) and demonstrates how the Plan meets the statutory requirements set out within the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Planning Regulations 2012. The regulations require that a Neighbourhood Plan deals with planning matters (i.e. the use and development of land), is submitted by a qualifying body, covers a stated Plan Period and identifies a designated Neighbourhood Area.
- 1.2. The core basic conditions for Neighbourhood Plans, as required by Paragraph 8 of Schedule 4B to the Town and Country Planning Act 1990 (as amended), are as follows:
- having regard to national policies and advice contained in the National Planning Practice Guidance.
 - the making of the neighbourhood plan contributes to the achievement of sustainable development.
 - the making of the neighbourhood 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 plan does not breach, and is otherwise compatible with, EU obligations.

Stapenhill Neighbourhood Development Plan (SNDP)

Basic Condition	Statement	Reference/Evidence
<p>The plan related to the use and development of land and does not include excluded development</p>	<p>The SNDP relates to planning matters (the use and development of land) and does not deal with county matters (mineral extraction and waste development), nationally significant infrastructure or any other matters set out in Section 61K of the Town and Country Planning Act 1990.</p>	
<p>The SNDP is being submitted by a qualifying body</p>	<p>The SNDP is submitted by Stapenhill Parish Council, which is a qualifying body as defined by the Localism Act 2011.</p>	
<p>The SNDP covers a stated plan period</p>	<p>The SNDP covers a Plan Period from 2015 to 2031, a period of 16 years.</p>	
<p>The SNDP covers a designated Neighbourhood Area</p>	<p>The SNDP covers a Neighbourhood Area, as designated by ESBC in December 2012. The Neighbourhood Area relates only to the Parish of Stapenhill and does not include in whole or part any other Neighbourhood Area. It is the only Neighbourhood Development Plan in the designated area and no other NDP exists or is emerging for any part of the designated area.</p>	<p>Appendix 1– Designated Neighbourhood Area</p>

Stapenhill Neighbourhood Development Plan (SNDP)

<p>The SNDP is in conformity with the NPPF</p>	<p>In order to ensure that the SNDP conforms to the NPPF an Assessment of Compliance has been undertaken. The table demonstrates how the final proposed policies all link back into the core aims of the NPPF thus fully supporting the strategy established at the national level.</p>	<p>Appendix 2 – Assessment of Compliance table (Table 1)</p>
<p>The SNDP contributes to sustainable development as set out by the NPPF</p>	<p>The policies within SNDP promote sustainable development, as set out in the NPPF. Paragraph 7 of the NPPF sets out sustainable development as consisting of the following factors:</p> <ul style="list-style-type: none"> • to contribute to building a strong, responsive and competitive economy, • to support strong, vibrant and healthy communities; and • to contribute to protecting and enhancing the natural, built and historic environment. <p>As demonstrated in Appendix 2 the NDP is compliant with the NPPF which has an overarching aim of promoting sustainable development in terms of economic, social and environmental issues. The Strategic Environmental Assessment scoping report identified that policy SH4 may have a significant effect on sustainability. However, the Sustainability Appraisal fully assesses the</p>	<p>Appendix 2 – Assessment of Compliance table (Table 1)</p> <p>See Sustainability Appraisal</p> <p>See Strategic Environmental Assessment Screening Report</p>

Stapenhill Neighbourhood Development Plan (SNDP)

	<p>plan and concludes mitigation measures ensure that the development plan meets sustainability objectives.</p>	
<p>The SNDP is in conformity with ESBC Local Plan (2012-2031)</p>	<p>In order to ensure that the SNDP conforms to East Staffordshire Borough Council Adopted Local Plan an Assessment of Compliance has been undertaken. The table demonstrates how the final proposed policies link back into the core aims of the ESBC Adopted Local Plan thus fully supporting the strategy established at the borough level.</p>	<p>Appendix 2 – Assessment of Compliance table (Table 2)</p>
<p>The SNDP is in conformity with the appropriate EU regulations</p>	<p><i>Habitats Regulations:</i></p> <p>It is not envisaged that any of the development that would be consented by this framework will have an effect on any habitats covered by Natura 2000 and therefore the subject of Articles 6 & 7 of the Habitats Directive. The Parish is covered entirely by the National Forest but this is not subject to Articles 6 & 7 of the Habitats Directive. It is not envisaged that any of the proposals covered in this plan would affect either of these designated areas.</p> <p><i>Environmental Impact:</i></p> <p>The scale of development for which the SNDP provides the framework for consent is particularly small scale and as such it is unlikely that there would be</p>	<p>See Strategic Environmental Assessment Screening Report</p>

Stapenhill Neighbourhood Development Plan (SNDP)

	<p>any effects that could be described as ‘significant’ when measured against Article 3.5. The document is the lowest level of plan adopted within the LPA area, and does not influence the preparation of other plans. It is designed to promote sustainable development - in line with guidance contained in the National Planning Policy Framework.</p> <p>It’s not envisaged that over the 16 year life span (to 2031) that the supported development in the Development Plan would individually or cumulative have a significant affect when measure against Article 3.5.</p> <p><i>Human rights:</i></p> <p>The plan has been positively prepared to ensure none of the policies infringe on any human rights from the Human Rights Act 1998.</p>	
--	---	--

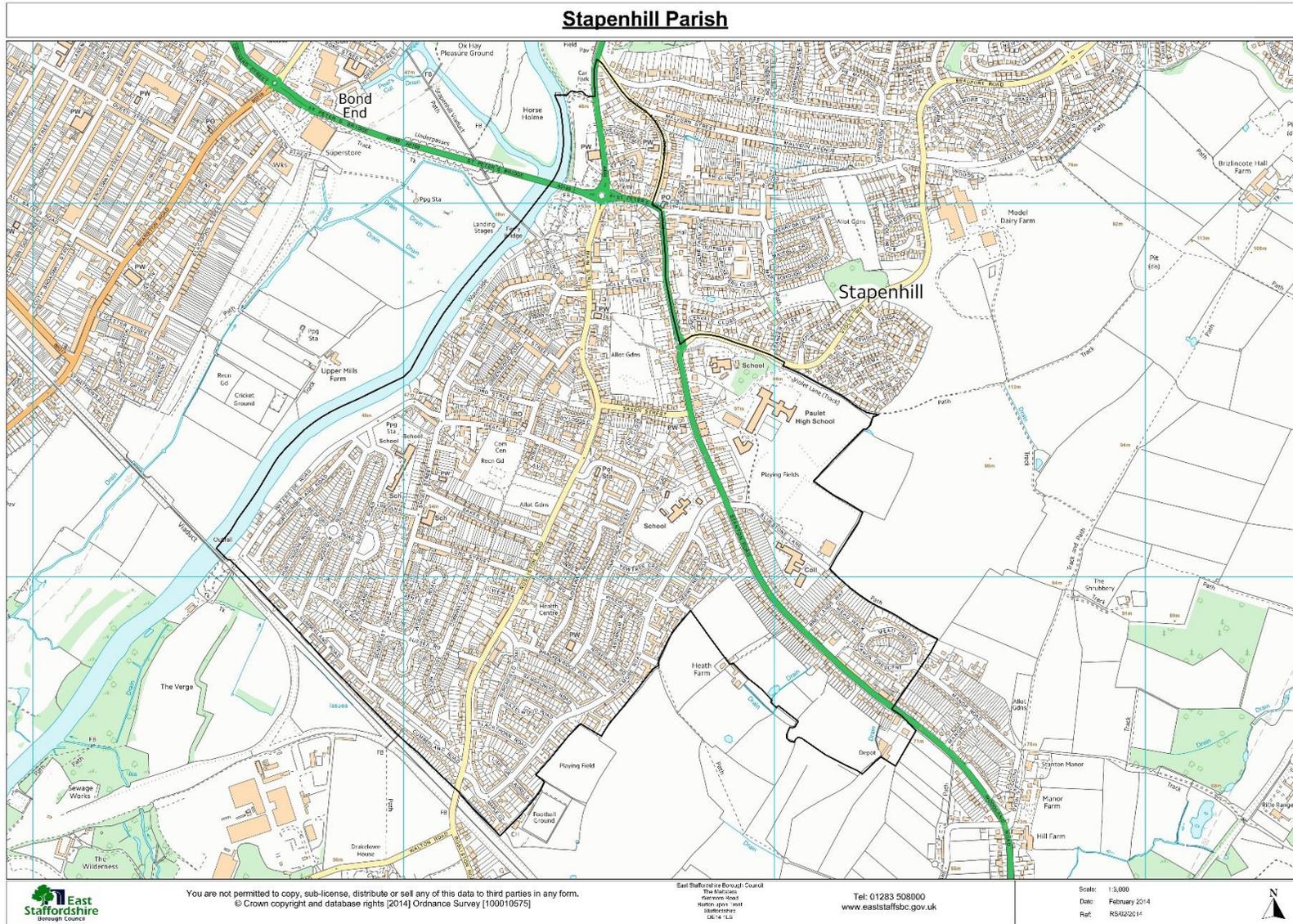
Appendices:

Appendix 1– Designated Neighbourhood Area

Appendix 2 – Assessment of Compliance Table

Stapenhill Neighbourhood Development Plan (SNDP)

Appendix 1– Designated Neighbourhood Area



Stapenhill Neighbourhood Development Plan (SNDP)

Appendix 2 – Assessment of Compliance Table

Appendix 2 - Assessment of Compliance Table

Table 1 - Assessment of Compliance Table - NPPF

	√ Complies	~ Not applicable	x A conflict may occur										
National Planning Policy Framework	1 - Building a strong, competitive economy	2 - Ensuring the vitality of town centres	3 - Supporting a prosperous rural economy	4 - Promoting sustainable transport	5 - Supporting high quality communications infrastructure	6 - Delivering a wide choice of high quality homes	7 - Requiring good design	8 - Promoting healthy communities	9 - Protecting Green Belt Land	10 - Meeting the challenge of climate change, flooding and coastal change	11 - Conserving and enhancing the natural environment	12 - Conserving and enhancing the historic environment	13 - Facilitating the sustainable use of minerals
Policies													
Housing and Development													
SH1: Housing for All	√	~	~	~	~	√	√	√	~	~	~	~	~
SH2: Previously Developed Land and Buildings	√	√	~	~	~	√	~	√	~	√	~	~	~
SH3: High Quality Design	√	√	~	~	~	√	√	√	~	√	~	~	~
SH4: Mixed Use and Other Uses	√	√	~	~	~	√	~	√	~	~	~	~	~
Transport													
ST1: Cycle and Pedestrian Routes	√	√	~	√	~	~	√	√	~	√	~	~	~
ST2: Parking and Servicing Standards	~	√	~	~	~	~	√	√	~	~	~	~	~
ST3: Traffic Calming	~	√	~	√	~	~	√	√	~	~	~	~	~
Conservation and Design													
SC1: Heritage Assets	√	√	~	~	~	~	√	√	~	~	~	√	~
SC2: Community Heritage Assets	√	√	~	~	~	~	√	√	~	~	~	√	~
SC3: Shopfront Design	√	√	~	~	~	~	√	√	~	~	~	~	~
SC4: Nature Conservation	√	√	~	~	~	~	√	√	~	√	√	~	~
Landscape and Leisure													
SL1: Streets and Spaces	√	√	~	~	~	~	√	√	~	~	~	~	~
SL2: A Network of Open Spaces	~	√	~	~	~	~	√	~	~	√	√	~	~
SL3: Local Green Space	~	√	~	~	~	~	~	√	~	√	√	~	~
SL4: The Trent Waterfront	√	√	~	√	~	~	√	√	~	√	√	√	~

Table 2 - Assessment of Compliance Table - ESBC Local Plan

	√ Complies	~ Not applicable	x A conflict may occur											
East Staffordshire Local Plan Strategic Policies (as identified in Policy NP1)	P1 - Principle of Sustainable Development	SP1 - East Staffordshire Approach to Sustainable Development	SP2 - Settlement Hierarchy	SP3 - Provision of Homes and Jobs (2012-2031)	SP4 - Distribution of Housing Growth (2012 - 2031)	SP5 - Distribution of Employment Growth (2012- 2031)	SP8 - Development Outside Settlement Boundaries	SP13 - Burton and Uttoxeter Existing Employment Land Policy	SP14 - Rural Economy	SP16 - Meeting Housing Needs	SP17 - Affordable Housing	SP18 - Residential Development on Exceptions Sites	SP20 - Town and Local Centres Hierarchy	SP32 - Outdoor Sports and Open space
Policies														
Housing and Development														
SH1: Housing for All	√	√	√	√	√	~	√	~	~	√	√	√	~	~
SH2: Previously Developed Land and Buildings	√	√	√	√	√	~	√	~	~	√	~	~	~	~
SH3: High Quality Design	√	√	~	~	~	~	~	~	~	~	√	~	~	~
SH4: Mixed Use and Other Uses	√	√	√	√	√	√	√	√	~	√	~	√	√	~
Transport														
ST1: Cycle and Pedestrian Routes	√	√	~	~	~	~	~	~	~	~	~	~	~	~
ST2: Parking and Servicing Standards	√	√	~	~	~	~	~	~	~	~	~	~	~	~
ST3: Traffic Calming	√	√	~	~	~	~	~	~	~	~	~	~	~	~
Conservation and Design														
SC1: Heritage Assets	√	√	~	~	~	~	~	~	~	~	~	~	~	~
SC2: Community Heritage Assets	√	√	~	~	~	~	~	~	~	~	~	~	~	~
SC3: Shopfront Design	√	√	~	~	~	~	√	~	~	~	~	~	~	~
SC4: Nature Conservation	√	√	~	~	~	~	√	~	~	~	~	~	~	~
Landscape and Leisure														
SL1: Streets and Spaces	√	√	~	~	~	~	√	~	~	~	~	~	~	√
SL2: A Network of Open Spaces	√	√	~	~	~	~	√	~	~	~	~	~	~	√
SL3: Local Green Space	√	√	~	~	~	~	√	~	~	~	~	~	~	√
SL4: The Trent Waterfront	√	√	~	~	~	~	√	~	~	~	~	~	~	√