



Full Council Report

Date	18 JANUARY 2023
Title	PROPOSED REVISIONS TO PART 2 OF THE FULL COUNCIL MOTION DATED 16 NOVEMBER 2022 RELATING TO THE DRAFT ISLAND PLANNING STRATEGY
Report of	CABINET MEMBER FOR PLANNING AND ENFORCEMENT

EXECUTIVE SUMMARY

1. At the Full Council meeting on 16 November 2022 a motion relating to the Draft Island Planning Strategy was agreed with two parts. Part 1 included the reasons why Full Council were returning the Draft Island Planning Strategy to the Leader of the Cabinet for reconsideration. Part 2 set the timescales for this reconsideration to occur.
2. On 22 December 2022 the Department for Levelling Up, Housing and Communities (DLUHC) published a consultation on significant reforms to national planning policy that seeks views on DLUHC's proposed approach to updating the National Planning Policy Framework. This consultation closes on 2 March 2023.
3. This short report seeks the agreement of Full Council to revise Part 2 of the motion agreed on 16 November 2022 as set out in the recommendation below (new wording is underlined for clarity) - the effect being to extend the timetable for reconsideration of the Draft Island Planning Strategy to allow the DLUHC consultation to take place and the implications for the island to be fully reviewed and considered.

RECOMMENDATION

4. Revise the wording of Part 2 of the Full Council resolution on the Draft Island Planning Strategy dated 16 November 2022 to read:

2) That, further to Part 1 of the Full Council's resolution on 16 November 2022 on the draft Island Planning Strategy and in recognition of the potentially significant changes which have occurred since that resolution was passed (in the form of the Governments new NPPF prospectus consultation launched on 22 December 2022 and running until 2 March 2023) the time for reconsideration of the Draft Island Planning Strategy to be extended to no later than the end of June 2023 within which time period the Cabinet Leader may:

- a) submit a revision of the Draft Island Planning Strategy as amended by the Cabinet (the revised “Draft Island Planning Strategy”), with the Cabinet’s reasons for any amendments made to the Draft Island Planning Strategy, to the Full Council for the Full Council’s consideration; or
- b) inform the Full Council of any disagreement that the Cabinet has with any of the Full Council’s objections and the Cabinet’s reasons for any such disagreement; or
- c) inform the Full Council of an alternative route for the Draft Island Planning Strategy that aligns with the revised National Planning Policy Framework due for publication in Spring 2023 and any other changes to legislation and national planning policy and guidance that may reasonably be expected to come into force.

BACKGROUND

5. Based on circumstances known in November 2022, Full Council passed a very explicit resolution on the Draft Island Planning Strategy regarding timescales. Part 2 of the motion passed by Full Council on 16 November 2022 refers to reconsideration by the Cabinet, but significantly includes a deadline within which the Leader may, in effect, either submit a revised draft IPS to Full Council or inform Full Council of its disagreement. The timescale for this reconsideration was sixty working days, beginning on the day after the date which the Leader of the Cabinet received the instruction on behalf of the Cabinet, therefore extending to early February 2023.
6. In a Written Ministerial Statement (WMS) to the House of Commons on 6 December 2022 Michael Gove, Secretary of State for Levelling Up, Housing and Communities, stated that a National Planning Policy Framework prospectus would be published before Christmas. The WMS contained pointers to a number of issues that would be covered in the NPPF Prospectus including changes to the local plan making process, the calculation of housing need and ensuring timely build out within the housing market.
7. On Thursday 22 December 2022, DLUHC published two consultation documents. The first is a [‘Levelling-up and Regeneration Bill: reforms to national planning policy’](#) paper that consists of 15 sections and 58 questions seeking views on the proposed approach to updating the National Planning Policy Framework, preparing National Development Management Policies, how policy may be developed to support levelling up and how national planning policy is currently accessed by users.
8. The second document is a [track changed version of the National Planning Policy Framework](#) that shows indicative changes to the wording of the NPPF for consultation purposes. The DLUHC consultation page can be accessed [here](#) and the deadline for responses is 2 March 2023.
9. The consultation documents cover a wide range of topics and propose changes to national planning policy that could have significant implications for the preparation and content of the Draft Island Planning Strategy and the timescales for its implementation. DLUHC have indicated that following the close of the consultation on 2 March 2023, a revised NPPF will be published and ‘come into force’ in Spring 2023.

10. Given the significance of this national planning policy consultation, it is considered appropriate to allow sufficient time to properly consider the implications of it on the Draft Island Planning Strategy. For this reason, an extension of time until June 2023 is proposed (to allow time after the consultation closes within which the revised NPPF may be published) in the recommendation for the Cabinet Leader to submit a revision of the Draft IPS back to Full Council or inform Full Council of any disagreement Cabinet has with Full Council's objections.
11. A third option (c) has been added to Part 2 of the motion to reflect the possibility that the content of the national planning policy changes means an alternative route, aligning with any new national policy, may be the most appropriate way forward.
12. Officers will be reviewing the detail of the consultation over the coming weeks and briefing sessions will be held to further inform Councillors on the detail of the consultation and implications for the timing and content of the Draft Island Planning Strategy.

CONSULTATION

13. Rather than submitting a Motion on Notice, the Cabinet Member considers it more appropriate to formalise this recommendation to revise the Full Council motion of 16 November 2022 within a written report to allow all Councillors and members of the public to have sight of the recommendation in line with standard publication procedures for Full Council agenda papers.

FINANCIAL / BUDGET IMPLICATIONS

14. There are no direct financial / budget implications in agreeing to extend the timescale for Cabinet to reconsider the Draft Island Planning Strategy. The budget is already in place to cover the costs of the plan making process.

LEGAL IMPLICATIONS

15. There are no direct legal implications in agreeing to extend the timescale for Cabinet to reconsider the Draft Island Planning Strategy. The process of preparing a local plan is set out in the [Town and Country Planning \(Local Planning\) \(England\) Regulations 2012](#) and extending the timetable for Cabinet to reconsider will not conflict with these regulations.

EQUALITY AND DIVERSITY IMPLICATIONS

16. There are no direct equality and diversity implications in agreeing to extend the timescale for Cabinet to reconsider the Draft Island Planning Strategy.

PROPERTY IMPLICATIONS

17. There are no direct property implications in agreeing to extend the timescale for Cabinet to reconsider the Draft Island Planning Strategy.

SECTION 17 CRIME AND DISORDER ACT 1998

18. It is considered that an extension of the timetable for Cabinet to reconsider the Draft Island Planning Strategy will not have a direct implication in relation to Section 17 of the Crime and Disorder Act 1998 (as amended by Police and Justice Act 2006).

APPENDICES ATTACHED

19. None.

BACKGROUND PAPERS

20. The Full Council report on the [Island Planning Strategy](#) to its meeting on Wednesday 5 October 2022.
21. The Full Council agenda for the meeting on Wednesday 16 November on the [Island Planning Strategy](#).

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