

South Derbyshire Draft Local Development Scheme - Index

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Appendix 1

Glossary of Terms

The Act	The Planning & Compensation Act 2004 that sets out a new regulations for the preparation of planning documents
RSS	Regional Spatial Strategy to be produced by the Regional Planning Forum to replace Regional Planning Guidance
DP	Development Plan previously made up of the Structure Plan and Local Plan that will eventually be replaced by the RSS and LDDs setting out planning policy and land use allocations at the strategic and local level respectively
LDD	Local Development Documents comprising DPDs and SPDs that together make up the LDF that will ultimately replace a local plan
SCI	Statement of Community Involvement that sets out how the Council will consult the community and stakeholders on the preparation of planning documents and planning applications
LDF	Local Development Framework a portfolio of plans that sets out the Council's planning policy framework
SPD	Supplementary Planning Documents that provide additional detailed guidance to support policies in DPDs
Adopted Local Plan	The South Derbyshire Local Plan formally adopted in May 1998
Emerging Local Plan	A review of the adopted local plan that at January 2005 had reached the consultation on modifications stage
Structure Plan	Derby and Derbyshire Joint Structure Plan produced jointly by the Derby City & Derbyshire County Council
PPS	Planning Policy Statements produced by the Office of the Deputy Prime Minister that sets out Government policy on specific topics (previously called Planning Policy Guidance Notes (PPG))
SCI	Statement of Community Involvement that sets out how the Council will consult during the preparation of the new documents
Proposals Map	A map that identifies those areas to which specific policies apply

Purpose of this document

This Local Development Scheme (LDS) sets out how the Council will progress towards adopting a Local Development Framework (LDF) in accordance with the requirements of the Planning & Compulsory Purchase Act 2004 (the Act). The LDF and the Local Development Documents (LDDs) referred to within it will over time replace the South Derbyshire Local Plan.

Timescale

Legislation requires Local Authorities to set out a scheme to demonstrate how they will move towards the production of a LDF. The first such scheme must set out significant milestones during the first three years following commencement of the Act (28th September 2004) and be submitted via the Government Office for the East Midlands to the Secretary of State for approval. It must also set out an indicative programme of work beyond September 2007.

Status and relationship of existing plans

During the transition period policies contained in adopted Local Plans can be saved for three years from commencement of the Act and those currently under preparation can be saved for three years from their adoption. Thus policies in the Adopted Local Plan will form part of the framework of documents until superseded by the Emerging Local Plan (likely to be adopted May 2005) that was prepared to cover the time period up to 2011.

The emerging Local Plan is based upon the most up to date government advice particularly the principles of sustainability, so most of the policies contained within it are therefore likely to remain relevant for longer than three years. Where policies are shown to be in accordance with the Core Strategy of the emerging LDF and monitoring demonstrates that they are still relevant, policies can be saved for longer than three years subject to the Secretary of State's consent. Supplementary Planning Guidance (SPG) associated with the saved policies will also be saved. Those SPGs that need to be reviewed and updated are included in the LDS programme. (In future such documents will be called Supplementary Planning Documents (SPDs) but they will not form part of the Development Plan because they will not undergo independent examination.)

Under the old system housing requirements for Derbyshire were established in the Regional Planning Guidance (RPG). Those figures in turn were broken down to District in the Structure Plan, and although policies in that document can be saved for three years from commencement of the Act it will eventually disappear completely. In future District housing requirements will be set out in the Regional Spatial Strategy (RSS) the document that will replace the RPG. The current RPG runs till 2021 but a review is to commence in 2005 with anticipated adoption by 2008. The new document will contain District targets and is likely to cover the period up to 2026.

Planning documents must have regard to other Council Strategies such as those for Housing, Economic Development, Tourism, Heritage and Leisure. Regard must also be had to the Community Strategy, which in South Derbyshire is being prepared by the Local Strategic Partnership (LSP) that was established in October 2003. A draft of that document has been published for consultation and further decisions will be taken at the Annual General Meeting of the LSP in January 2005.

Development Plan Documents (DPDs)

These will be the documents that comprise the Development Plan for the purposes of the Town & Country Planning Acts.

Document Title (date if adopted)	2004	2005	2006	2007	2008	2009 onwards
Regional Planning Guidance 8 (2002)						
Revised Regional Planning Guidance 8						
Regional Spatial Strategy						
Joint Structure Plan (2001)						
Local Plan (1998)						
Local Plan						
Minerals Local Plan (2000)						
Waste Local Plan						
Local Development Documents						

Programme for completing the Emerging Local Plan

December 2004	Inspector's Recommendations Considered by Council
January 2005	Consultation on Modifications commenced
May 2005 (approx)	Adoption

LDS Programme and Milestones

Document Title	DPD/SPD	Brief Description	Conformity	Commence i.e. survey & data gathering	Pre-submission consultation LDD (informal consultation if SPD)	Pre-submission participation LDD (formal participation if SPD)	Submission to Secretary of State & formal participation for LDD/SCI	Pre – examination meeting	Examination	Adoption
Statement of Community Involvement	N/A	Sets out how the Council will consult and involve the local community & other stakeholders	Must meet minimum standards set out in regulations & comply with the Race Relations (Amendment) Act 2000 and the Disability Discrimination Act 1995	January 2005	February 2005	June 2005	September 2005	TBA	TBA	February 2006
Woodville – Swadlincote Action Area Plan	DPD	Will provide the framework for securing economic and environmental improvements for the area between Woodville & Swadlincote Town Centre.	Emerging Local Plan objective & Policy T12	Commenced	September 2005	January 2006	June 2006	TBA	TBA	August 2007

Highfields Farm	SPD	Will provide detailed planning and design guidance for the layout and development of the housing allocation and associated services and facilities	Emerging Local Plan – site identified at Modification stage.	November 2005	February 2006	May 2006	N/A	N/A	N/A	N/A	December 2006
Guidance on the provision of Affordable Housing	SPD	Will set out best practice with regard to mechanisms to secure the provision of affordable housing	Emerging Local Plan Policy H10	June 2005	September 2005	November 2005	N/A	N/A	N/A	N/A	January 2006
Guidance on the Location of Mobile Phone Masts	SPD		Emerging Local Plan Policy C7	Commenced	January 2005	February 2005	N/A	N/A	N/A	N/A	June 2005
Historic South Derbyshire	SPD	Will contain design advice to assist those submitting planning applications relating to historic sites and buildings	Adopted Local Plan Environment Policies 12 & 13, Emerging Local Plan Policies ENV19 & 20	Commenced	July 2005	November 2005	N/A	N/A	N/A	N/A	March 2006
Repton & Milton Village Design Statement	SPD	Will describe the distinctive character of Repton and provide design guidance.	Emerging Local Plan Policy ENV21	Commenced	September 2005	January 2006	N/A	N/A	N/A	N/A	April 2006

Provision of Outdoor Playing Space in New Development	SPD	Will provide guidance for the provision of play, open space and recreation facilities in new development	Adopted Local Plan Recreation & Tourism Policy 4, Emerging Local Plan Policy LRT4	Commenced January 2006	Ongoing	June 2005	N/A	N/A	N/A	September 2005
Guidance on Local Distinctiveness	SPD	Will identify the characteristics that contribute to local distinctiveness and provide guidelines for assessing whether new development is in keeping with it.	Emerging Local Plan Policy ENV21	April 2006	May 2006	June 2006	N/A	N/A	N/A	September 2006
Guidance on Sustainable Development Techniques & Energy Production	SPD	Will establish guidelines and best practice examples of sustainable construction techniques and energy production	Emerging Local Plan Policies ENV12, ENV16 & ENV21	April 2007	September 2007	January 2008	N/A	N/A	N/A	April 2008
Core Strategy	DPD	Sets out the key elements of the planning framework for the District comprising of a vision & strategic	Must be in general conformity with RSS & PPSs	Ongoing	January 2007	June 2007	December 2007	TBA	TBA	February 2009

Housing Allocations 2011 - 2026 ¹	DPD	objectives and the core policies for achieving them	Will identify major housing allocations to meet District requirements established in new RSS	Must conform with RSS, Core Strategy and be identified on and Proposals Map	Ongoing	April 2009	July 2009	October 2009	TBA	TBA	October 2010
Employment Allocations 2011 - 2026 ¹	DPD		Will identify major employment allocations to meet the District in accordance with new RSS	Must conform with RSS, Core Strategy and be identified on and Proposals Map	Ongoing	April 2009	July 2009	October 2009			October 2010
Preparation of a suite of development control policies	DPD		Review of policies set out in the Emerging Local Plan	Must conform with RSS, and Core Strategy							

Notes:

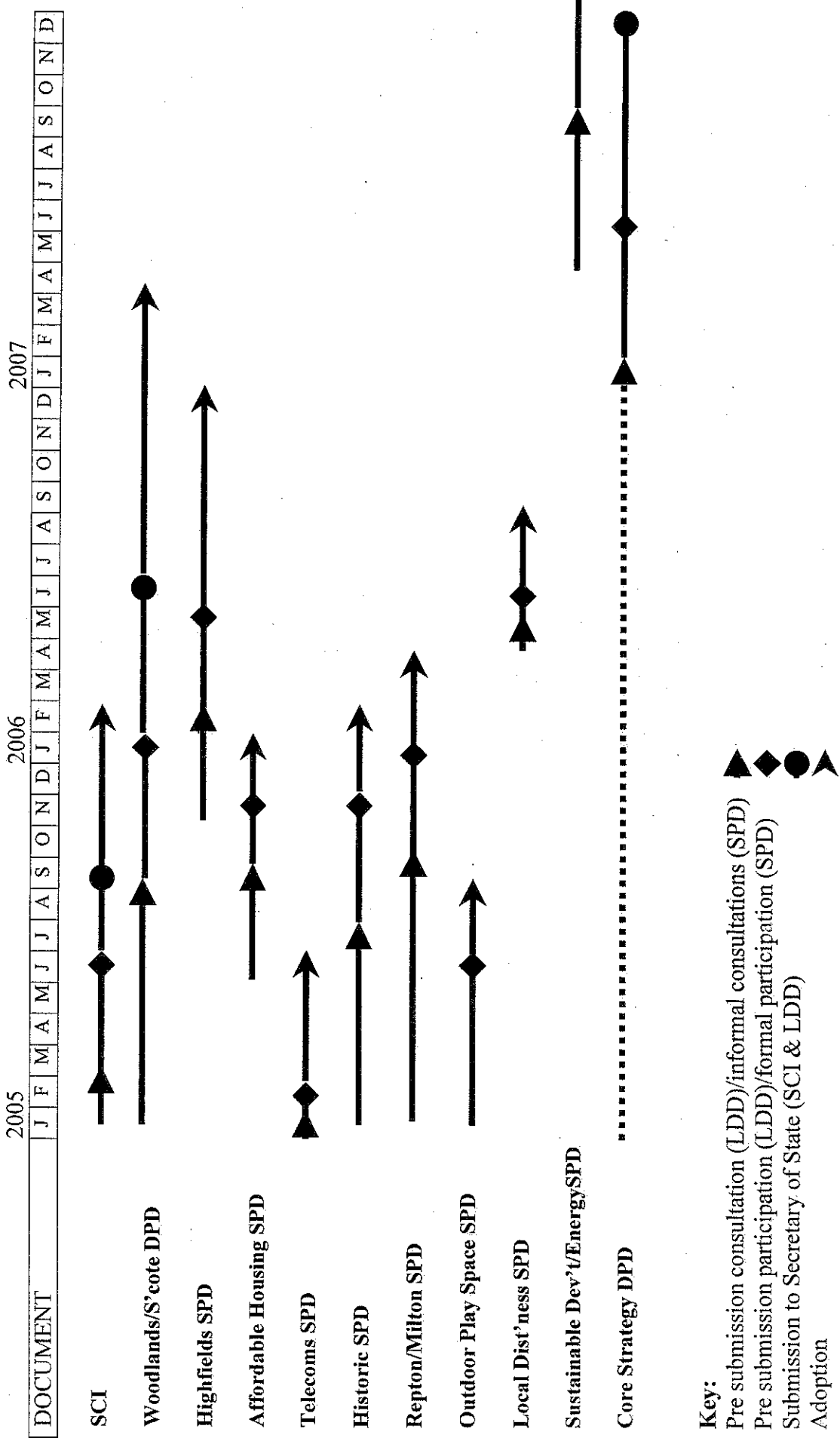
- 1 Dates for adoption are based on PINS draft guidelines which anticipate as a maximum the Inspector's Report on the SCI and LDDs to be four and twelve months respectively from the date of submission. Time has then been added on to enable the preparation of reports to Council.
- 2 Where policy numbers relate to the Emerging Local Plan they may change in the final document.
- 3 Until such time as the SCI is adopted public participation shall be carried out at least to the minimum set out in The Town and Country Planning (Local Development) (England) Regulations 2004.

¹ Dependent upon end date for new RSS

4 The following SPGs are current and will be saved for as long as a parent Local Plan Policy is saved. When appropriate they will be reviewed in accordance with the new requirements to become SPD and a timetable for their preparation incorporated into a future amended LDS .

- Housing Design and Layout Adopted Local Plan Housing Policy 11, Emerging Local Plan Policy ENV21
- Extending Your Home Adopted Local Plan Housing Policy 13, Emerging Local Plan Policy ENV21
- Display of Advertisements Adopted Local Plan Environment Policy 12, Emerging Local Plan Policy ENV24
- Trees and Development Adopted Local Plan Environment Policy 9 & Housing Policy 11, Emerging Local Plan Policies ENV2, 3 &5
- Industrial & Office Design & Layout Emerging Local Plan Policies ENV21 & C6
- Swadlincote Walking Strategy Emerging Local Plan Policy T3
- South Derbyshire Cycling Strategy Emerging Local Plan Policy T4

Gantt Chart of Programme and Milestones



Key:
 ▲ Pre submission consultation (LDD)/informal consultations (SPD)
 ◆ Pre submission participation (LDD)/formal participation (SPD)
 ● Submission to Secretary of State (SCI & LDD)
 ▼ Adoption

Survey Work

In order to ensure that policies in LDDs are based upon up to date information the Council will undertake the following survey work:

Currently being undertaken -

- An Open Space, Sport & Recreation Study in accordance with PPS17 - consultants – final report expected April 2005
- A Swadlincote Town Centre Retail & Leisure study in accordance with PPS 6 to complement the existing Vision & Strategy Document - consultants– final report expected April.
- Housing Needs Assessments in accordance with PPG 3 are being undertaken by a Rural Housing Enabler
- Annual surveys of housing and employment land availability – undertaken in-house – final report expected June each year.
- Preparation of Conservation Area Character Statements –consultants - final reports expected end of June 2005
- Update of the Swadlincote Urban Capacity Study and expansion to cover serviced villages –in house –report expected June 2005
- Analysis of existing consultation methods and preparation of a draft Statement of Community Involvement –consultants– final report expected April 2005.

Future Work

- Assessment of local distinctiveness – to be undertaken externally by consultants during 2005/6 to inform the subsequent production of SPD
- Assessment of employment land – to be undertaken by consultants during 2005 to inform the determination of applications for the redevelopment of employment sites for residential development
- Evaluation of existing publications relating to guidance on sustainable building techniques to inform the production of SPD
- Assessment of the District's potential to meet the requirements of the different sustainable energy production techniques/review and appraisal of current best practice regarding sustainable development techniques –requires corporate involvement and co-ordination prior to the preparation ofSPD.

Strategic Environmental Assessment (SEA) & Sustainability Appraisal (SA)

The Act requires all LDDs to be subject to SA, the only exception being the SCI. The SA is integral to document preparation as a means of assessing their potential social, environmental and economic effects.

The Council will also need to conduct environmental assessments in accordance with the requirements of the EU Directive 2001/42/EC. Derbyshire County Council is promoting an initiative with the Districts to develop a protocol and standards for information gathering that will form the baseline data for SEAs and SAs. It is highly likely that the Council will have to buy in specialist expertise to assess the impacts of policies and proposals.

Resources

Staff

The Local Plans Team currently comprises the Local Plans Manager, 2 Local Plans Officers, 1.5 Technical Assistants, a Design & Conservation Officer, a Heritage Officer and the Council's Graphic Designer. The team however has other responsibilities in addition to preparing the LDF documents. There will be a need to call upon other key officers within other sections of the Council at appropriate times when dealing with specific topics and issues. Currently external resources are used to produce the web and hard copies of Local Plan documents due to their size and complexity.

Financial

Funding for surveys and studies currently being undertaken by consultants has been made available for 2004/5 from the Planning Delivery Grant (PDG) award. Future surveys and work necessitating the use of specialist consultants in 2005/6 will also be funded by the PDG. Any additional staffing requirements will have to be sought at the appropriate time as part of the Council's normal procedures for Service Development Proposals.

Budget provision has been set aside for specialist input to the preparation of SEA & SA.

Risk Assessment

The Council does not have control over all aspects associated with the preparation of a LDF and its constituent LDDs. Completion relies upon input to the process from a wide variety of individuals and organisations ranging from members of the public to the Secretary of State. All those involved will have their own priorities and processes that need to be dealt with and they may not reflect the timescales placed on the Council by legislation. The Council will endeavour as best it can to ensure that working relationships with external groups and organisations begin to move towards joined up working where this is not already in place, and will use the information gathered during the preparation of the SCI to improve corporate consultation.

It is impossible to accurately identify the cost of employing an Inspector and Programme Officer for a Public Inquiry until the number of objectors is known, as that influences the number of sitting days for the Inquiry, however, by front loading the preparation of documents with public consultation it is anticipated that most issues will be known if not resolved by the time of formal submission to the S of S.

There is a risk that the consultation on the Modifications to the Emerging Local Plan will necessitate a further Public Inquiry. If this is the case it is likely that it will relate to specific aspects and therefore be much shorter than the original inquiry and therefore unlikely to require the same level of staff resource. There is also a risk of a legal challenge to the subsequent adoption of the plan that will have financial implications if Counsel is engaged. Any knock on effects regarding the preparation of the LDF will require a review of the LDS to accommodate them.

Slippage in the timetable for preparing the RSS is a risk over which the Council has no control.

Monitoring

The Act requires the production of an Annual Monitoring Report (AMR).

The Council has a detailed database for monitoring residential and employment land availability and produces annual reports on those topics. The database was set up by Derbyshire County Council and is operated by all Derbyshire Local Authorities in accordance with an agreed protocol.

Each policy in the emerging Local Plan has its own performance indicator for monitoring purposes and the computer system used for recording planning applications is being developed so that it will provide the appropriate data to monitor the policies by the time that document is adopted. The system will be developed to cater for the monitoring needs of the documents within the LDF.

Some indicators such as those associated with the Cycling Strategy require information from other organisations such as the County Highway Authority and Police and the Council will work in partnership with those agencies to ensure that information is gathered in a compatible manner. Account will also be taken of government guidance when published.

Baseline data used to underpin the policies in the LDF will also have to be monitored and updated when necessary. Briefs for the survey work currently being undertaken by consultants includes a requirement that all data shall be recorded in a manner enabling future updating by the Council.

The monitoring exercises will inform a LDS review as and when necessary.

Document Profile – Woodville – Swadlincote Action Area Plan

Purpose To provide further guidance in land use terms (taking account of social, economic and environmental issues) for the regeneration of the area of land adjoining and in the vicinity of the proposed Swadlincote Regeneration Route.

Coverage A specific area of land roughly bounded by Occupation Lane, Swadlincote Road, Woodhouse Street and Robin Hood Place through which will run the proposed new road (Policy T12 of the Emerging Local Plan).

Status Development Plan Document

Conformity Objective and policy in the Emerging South Derbyshire Local Plan

Timetable

Start of preparation process	June 2005
Pre submission consultation	January 2006
Pre submission participation	April 2006
Submission	June 2006
Adoption	June 2007 ¹

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee to make recommendations for approval to Full Council
Internal Resources	Local Plans Team
External Resources	May require specialist support for site assessment and community involvement

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement submitted to the Secretary of State in August 2005.

Document Profile – Highfields Farm (Extension of Derby City Council’s Heatherton Phase 2)

Purpose

To provide further planning and design guidance to enable the comprehensive development of new housing and associated services and facilities on the site.

Coverage

A specific area of land in the vicinity of Highfields Farm adjoining the District boundary with Derby City.

Status

Supplementary Planning Document

Conformity

Emerging South Derbyshire Local Plan

Timetable

Start of preparation process	November 2005
Informal Consultation	February 2006 (to coincide where possible with similar consultation being undertaken Derby City)
Start of public participation	May 2006
Adoption	December 2006

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee
Internal Resources	Local Plans Team
External Resources	Joint working with officers from Derby City Council’s Plans and Policies Team to produce a joint document

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council’s Statement of Community Involvement submitted to the Secretary of State in August 2005.

Document Profile – Affordable Housing

Purpose To set out best practice guidance for the delivery of affordable housing.

Coverage District wide

Status Supplementary Planning Document

Conformity Emerging South Derbyshire Local Plan (Policy H10)

Timetable

Start of preparation process June 2005

Informal Consultation September 2005

Formal Public Participation November 2005

Adoption January 2006

Arrangements for production

Organisational Lead

Political Management

Internal Resources

External Resources

Local Plans Manager

Environmental & Development Services Committee

Local Plans Team, Housing Strategy Manager

Joint working with Registered Social Landlords (via RSL Liaison Meetings)

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement submitted to the Secretary of State in August 2005.

Document Profile – Historic South Derbyshire

Purpose To review the existing SPG and establish updated design guidance to assist those submitting planning applications for sites in Conservation Areas and affecting Listed Buildings.

Coverage District wide

Status Supplementary Planning Document

Conformity Adopted Local Plan Environment Policies 12 & 13 and Emerging Local Plan Policies ENV19 & 20.

Timetable

Start of preparation process	Commenced
Informal Consultation	July 2005
Formal Public Participation	November 2005
Adoption	February 2006

Arrangements for production

Organisational Lead
Political Management
Internal Resources
External Resources

Local Plans Manager
Environmental & Development Services Committee
Design and Conservation Officer
Conservation Area Character Statements are currently being prepared by Consultants.

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – Telecommunications Base Station Development

Purpose To provide guidance to prospective applicants and their agents considering the development of telecommunications base stations and an explanation for the public of the approach taken by the Council.

Coverage District wide

Status Supplementary Planning Document

Conformity Timetable Emerging Local Plan Policy C7

Start of preparation process	Commenced
Informal Consultation	January 2005
Formal Public Participation	February 2005
Adoption	June 2005

Arrangements for production

Organisational Lead	Development Control Manager
Political Management	Environmental & Development Services Committee
Internal Resources	Development Control Manager
External Resources	Consultants have been engaged to advise the Council on technical issues.

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – Repton & Milton Village Design Statement

Purpose To describe the distinctive character of the settlements of Repton and Milton and set out design principles based upon that character

Coverage Repton & Milton villages

Status Supplementary Planning Document

Conformity Emerging Local Plan Policy ENV21

Timetable

Start of preparation process	Commenced
Informal Consultation	Ongoing
Formal Public Participation	September 2005
Adoption	June 2005

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee
Internal Resources	Design & Conservation Officer
External Resources	Repton & Milton Village Design Group

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – Provision of Outdoor Playing Space in New Developments

Purpose To review the existing SPG and provide up to date guidance to developers to enable appropriate provision of outdoor playing space to be made to meet the needs of occupiers of new residential properties.

Coverage District Wide

Status Supplementary Planning Document

Conformity Timetable Adopted Local Plan Recreation and Tourism Policy 4 and Emerging Local Plan Policy LRT4

Start of preparation process
 Informal Consultation
 Formal Public Participation
 Adoption

Commenced
 Ongoing
 June 2005
 September 2005

Arrangements for production

Organisational Lead
 Political Management
 Internal Resources
 External Resources

Local Plans Manager
 Environmental & Development Services Committee
 Local Plans Manager & Facilities Development Manager + technical assistants
 Survey in accordance with PPG17 requirements is currently being undertaken by consultants

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – Core Strategy

Purpose To set out the strategic vision, key objectives and the special strategy for meeting known and anticipated development requirements (other than for minerals or waste development) including the number of dwellings required to 2026.

Coverage District Wide

Status Development Plan Document

Conformity Regional Spatial Strategy

Timetable*

Start of preparation process	Ongoing through monitoring but will be influenced by the timetable for preparation of the RSS
Pre Submission Consultation	January 2007
Pre Submission Participation	June 2007
Submission/Formal Public Participation	December 2007
Adoption	February 2009

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee to make recommendations to full Council for approval
Internal Resources	Local Plans Team
External Resources	As necessary

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – The Local Distinctiveness of South Derbyshire

Purpose To provide design advice to applicants and agents to ensure that new development conserves, enhances or restores local distinctiveness

Coverage District Wide

Status Supplementary Planning Document

Conformity Emerging Local Plan Policy ENV21

Timetable

Start of preparation process	April 2006
Informal Consultation	May 2006
Formal Public Participation	June 2006
Adoption	September 2006

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee
Internal Resources	Design & Conservation Officer
External Resources	Design Consultants

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

Document Profile – Sustainable Development Techniques and Energy Production

Purpose To provide guidance and set out best practice to ensure that new development is constructed in a sustainable manner and to identify those areas of the District that would be particularly suitable for the location of sustainable energy production.

Coverage District Wide

Status Supplementary Planning Document

Conformity Emerging Local Plan Policies EN12, 16 & 21.

Timetable

Start of preparation process	April 2007
Informal Consultation	September 2007
Formal Public Participation	January 2008
Adoption	April 2008

Arrangements for production

Organisational Lead	Local Plans Manager
Political Management	Environmental & Development Services Committee
Internal Resources	Local Plans Team
External Resources	Input by Specialist Consultants may be necessary

Community & Stakeholder Involvement

In accordance with the Town and Country Planning (Local Development) (England) Regulations 2004 and as set out in the Council's Statement of Community Involvement

