

Ticehurst Neighbourhood Plan Decision Statement (Regulation 18, 2)

Summary

1. Following an independent examination undertaken by written representations, Rother District Council now confirms that the Ticehurst Neighbourhood Plan will proceed to a Neighbourhood Planning Referendum.
2. This decision statement is available on the [Ticehurst Neighbourhood Plan](#) page of the Rother District Council website and at the Bexhill Town Hall and Battle Community Help Points.

Background

3. On 2 November 2015, Rother District Council formally designated the area shown at Appendix 1 as the Ticehurst Neighbourhood Area.
4. Following the submission of the Ticehurst Neighbourhood Plan to Rother District Council the plan was publicised and representations were invited. The publicity period ran from 9 November to 21 December 2018.
5. The District Council appointed an independent Examiner, Mr John Slater BA (Hons), DMS, MRTPI to examine whether the Ticehurst Neighbourhood Plan met the basic conditions as set out in Schedule 4B to the Town and Country Planning Act 1990, and whether the Ticehurst Neighbourhood Plan should proceed to a referendum.
6. The Examiner's Report recommended a number of modifications so that the Ticehurst Neighbourhood Plan is able to comply with the 'basic conditions' and other relevant statutory provisions and that the submission plan if modified can be put to referendum.
7. The Examiner's Report (5 April 2019) concludes by stating:

"I must congratulate Ticehurst Parish Council for preparing a locally distinct neighbourhood plan, which seeks to deliver on the expressed priorities of the residents of the parish of Ticehurst. The plan will provide a sound basis for dealing with planning applications in the parish in the next few years.

To conclude, I can confirm that my overall conclusions are that the Plan, if amended in line with my recommendations, meets all the statutory requirements including the basic conditions test and that it is appropriate, if successful at referendum, that the Plan as amended be made."

Recommendations, Decisions and Reasons

8. The Neighbourhood Planning (General) Regulations 2012, Regulation 18 requires the local planning authority to outline what action to take in response to the recommendations of an examiner made in a report under paragraph 10 of Schedule 4a to the Town and Country Planning Act 1990 (as applied by Section 38A of the Planning and Compulsory Purchase Act 2004).
9. Having considered the recommendations made by the Examiner's report, and the reasons for them, Rother District Council in conjunction with Ticehurst Parish Council (the Qualifying Body) has agreed to accept the modifications made to the draft plan under paragraph 12(6) of Schedule 4B to the Town and Country Planning Act 1990 in response to the Examiner's recommendations/ modifications.
10. To meet the requirements of the Localism Act 2011 a referendum which poses the question, 'Do you want Rother District Council to use the Ticehurst Neighbourhood Plan to help it decide planning applications in the Ticehurst Neighbourhood Area?' will be held in the area formally designated as the Ticehurst Neighbourhood Area.
11. The date on which the referendum will take place is Thursday 27 June 2019.

17 May 2019