

Rye Modified Neighbourhood Plan 2021-2036

Preliminary Questions from the Independent Examiner

Prepared by

JOHN SLATER BA(Hons), DMS, MRTPI, FRGS

John Slater Planning Ltd

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Introductory Remarks

1. As you will be aware, I have been appointed to carry out the examination of the modifications to the Rye Neighbourhood Plan. I have carried out my initial review of the Plan and the accompanying documents.
2. As this is an examination of a modified neighbourhood plan proposal there are certain legal requirements that relate to modifications that do not apply to a neighbourhood plan undergoing examination.
3. These three questions address whether all the legal requirements that relate to a modified neighbourhood plan have been complied with and these questions are, in the main, directed to the District Council which needed to be satisfied that the legal requirements have been met, before the plan is submitted to examination, although the Town Council may wish to contribute.

Question 1

4. Is Rother District Council satisfied that the Town Council, at Pre-Submission consultation stage complied with the requirements of Regulation 14 (a)(v) of the Neighbourhood Planning (General) Regulations 2012, as amended by the Neighbourhood Planning (General) and Development Management Procedures (Amendment) Regulations 2017. This is , in respect of a modification proposal at its pre submission consultation and publicity stage, a requirement for *“a statement setting out whether or not the qualifying body considers the modifications contained in the modifications are so significant or substantial as to change the nature of the neighbourhood development plan which the modification proposal would modify, giving reasons for such for why the qualifying body is of the opinion”*. I have now seen the Reg 14 version of the plan and I did not see the Modification Statement within that document.

Question 2

Has the Town Council produced the required statement in respect of its submission to Rother District Council as required by Regulation 15(1)(f) which requires the submission of the same statement to accompany its modification proposal's submission to the local planning authority?

Question 3

5. Has Rother District Council prepared its submission pursuant to Regulation 17(e) of the Neighbourhood Planning Regulations 2012 as amended which is almost identical to the above?

Concluding Remarks

6. Upon confirmation of these various matters have been satisfactorily complied with, I can then, under the provisions of paragraph 10 (1 – 4) of the Article A2 of the Planning and Compulsory Purchase Act indicate how this examination will proceed.
7. At that point, I will issue some Introductory Comments setting out how I intend to conduct the examination and my Initial Comments document which will cover the planning questions that arise from my preliminary consideration of the modified plan and also from my site visit which I conducted on 23rd April 2023.
8. I am sending this note direct to Rye Town Council and Rother District Council. I would request that responses to these questions should be sent to me by 5 pm on **9th May 2025** and copied to the other party.
9. I would also request that copies of this note and the respective responses are placed on the Town Council's and District Council's websites.

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Independent Examiner to the Modifications to the Rye Neighbourhood Plan