



GREATER CAMBRIDGE
SHARED PLANNING

Appendix 2

Basic Conditions Check – made (adopted) Neighbourhood Plan

Foxton Neighbourhood Plan – July 2021

Requirements	Local Planning Authority Comments	Basic Condition met?
<p>The Neighbourhood Plan has regard to national policies and advice contained in guidance issued by the Secretary of State and it is appropriate to make the Neighbourhood Plan.</p>	<p>The Council considers that the Neighbourhood Plan is consistent with national policies and advice in that the core land use planning principles set out in the National Planning Policy Framework (2019) have been embodied in the Neighbourhood Plan.</p> <p>Specifically, the Neighbourhood Plan seeks:</p> <ul style="list-style-type: none"> • to ensure high quality design (Policy FOX/2) see Chapter 12 of NPPF which seeks to achieve well designed places. • to conserve and enhance the historic character of the village (Policies FOX/3 and FOX/4) see Chapter 16 of NPPF which seeks to achieve well designed places. • To support the delivery of new homes and that they meet the needs for the different groups in the community (Policy FOX/9, FOX/10 and FOX11) 	<p>Yes</p>



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	<p>see chapter 5 of the NPPF which considers the delivery of a sufficient supply of homes.</p> <ul style="list-style-type: none"> • to provide for a successful economy (Policies FOX/16 and FOX/20) see paragraph 83 of NPPF which seeks to enable the growth and expansion of all types of business in rural areas. • to safeguard community uses (Policies FOX/5, FOX6, FOX7, FOX/12. FOX13 and FOX14) see Paragraph 83 in NPPF which seeks to retain and develop accessible local services and community facilities and paragraphs 99-101 in NPPF which allows for the designation of Local Green Space • to safeguard important natural habitats (Policy FOX/5 and FOX/8) see paragraph 174 of NPPF which seeks to protect and enhance biodiversity. • to protect and enhance walking and cycling routes (Policy FOX/15) see Chapter 9 of NPPF which seeks to promote sustainable transport. • to take the opportunity for environmental enhancement of a site alongside the A10 (Policy FOX/20) see chapter 11 of NPPF about making effective use of land. • To promote a travel hub which minimise negative impacts (Policy FOX/19) and encouraging cycling 	



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	<p>and walking (Policy FOX/18) see chapter 9 of NPPF which considers promoting sustainable transport and chapter 8 promoting healthy and safe communities.</p> <p>This conclusion is consistent with the examiner’s conclusions that the Neighbourhood Plan has had regard to national planning policies and guidance, in that it sets out a positive vision for the future of the neighbourhood area. (See Examiner’s Report on the Foxton Neighbourhood Plan - see paragraphs 5.1 – 5.2)</p> <p>The examiner has recommended a series of modifications to provide clarity and precision to the policies to ensure that the Neighbourhood Plan fully accords with national policy and guidance. SCDC and Foxton Parish Council have agreed each of the recommended modifications and the modifications are included in the ‘Referendum’ version of the Neighbourhood Plan.</p>	



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<p>The making of the Neighbourhood Plan contributes to the achievement of sustainable development.</p>	<p>The Council considers that the Neighbourhood Plan contributes to the achievement of sustainable development, specifically by:</p> <ul style="list-style-type: none"> • Contributing to the economic aspects by having policies to meet local housing needs (Policies FOX/9, FOX/10, and FOX/11) and promotes a successful economy (Policies FOX/16 and FOX/20) • Contributing to the social aspects by seeking to provide a vibrant community by promoting and safeguarding community uses and spaces (Policies FOX/12, FOX/13, and FOX /14.) • Contributing to the environmental aspect by having a range of polices which include ones which seek to conserve the historic character of the area (Policy FOX/1, FOX 3 and FOX/4); safeguard natural habitats (Policy FOX/8) and ensure high quality design (Policy FOX/2) and encourage means of transport other than cars (Policies FOX/15 and FOX/18) <p>This conclusion is consistent with the examiner’s conclusion that the Neighbourhood Plan has set out to achieve sustainable development in the neighbourhood area. (See Examiner’s Report on the Foxton Neighbourhood Plan - see paragraphs 5.1 – 5.2)</p>	<p>Yes</p>
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<p>The Neighbourhood Plan is in general conformity with the strategic policies contained in the development plan for the area.</p>	<p>The development plan for South Cambridgeshire consists of the adopted South Cambridgeshire Local Plan 2011-2031, and a list of strategic policies is included in Appendix E of the Local Plan. The Basic Conditions Statement, submitted by Foxton Parish Council, considers whether the Neighbourhood Plan is in general conformity with these strategic policies.</p> <p>The Council considers that the Neighbourhood Plan policies are in general conformity with the strategic policies in the adopted South Cambridgeshire Local Plan.</p> <p>This conclusion is consistent with the examiner's conclusion that the Neighbourhood Plan delivers a local dimension and supplements the detail already included in the adopted Local Plan, and on that basis is satisfied that the Neighbourhood Plan is in general conformity with the strategic policies in the development plan. (See Examiner's Report on the Foxton Neighbourhood Plan - see paragraphs 5.1 – 5.2)</p>	<p>Yes</p>
<p>The making of the Neighbourhood Plan does not breach, and is otherwise compatible with, EU obligations.</p>	<p>The Council considers that the Neighbourhood Plan does not breach and is compatible with European Union Obligations.</p>	<p>Yes</p>



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<p>Prescribed conditions are met in relation to the Neighbourhood Plan, including that the making of the neighbourhood plan does not breach the requirements of Chapter 8 of Part 6 of the Conservation of Habitats and Species Regulations 2017.</p>	<p><u><i>Strategic Environmental Assessment (SEA) and Habitats Regulations Assessment (HRA)</i></u>: a SEA screening has been undertaken that determines that the Neighbourhood Plan is unlikely to result in significant environmental impacts and therefore does not require a SEA. A HRA screening has also been undertaken that indicates that the Neighbourhood Plan is not predicted to have significant effects on any European site, either alone or in conjunction with other plans and projects. These conclusions are supported by the responses from the statutory bodies.</p> <p>As the modifications made to the Foxton Neighbourhood Plan following its examination do not change the essence of its planning policies, the SEA and HRA screening undertaken on a draft version of the Neighbourhood Plan in April 2019, and the screening determination published in June 2019 (amended December 2019) remain valid.</p> <p>This conclusion is consistent with the examiner's conclusion that a proportionate process has been undertaken in accordance with the various regulations and the Neighbourhood Plan is compatible with European obligations. (See Examiner's Report on the Foxton Neighbourhood Plan (see paragraphs 4.1 and 4.2)</p>	



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	<p><u>Human Rights</u>: an assessment has been undertaken to examine the impact of the Neighbourhood Plan policies on persons who have a ‘protected characteristic’ and the results of this assessment are included in the Basic Conditions Statement. The Council is supportive of the assessment which concludes that the Neighbourhood Plan will not result in negative effects on persons who have a ‘protected characteristic’ and that there may be positive impacts on persons with a ‘protected characteristic’.</p> <p>This conclusion is consistent with the examiner’s conclusion that the Neighbourhood Plan has had regard to the fundamental rights and freedoms guaranteed under the European Convention on Human Rights and that it complies with the Human Rights Act. (See Examiner’s Report on the Foxton Neighbourhood Plan - see paragraph 3.11)</p>	

CONCLUSION: South Cambridgeshire District Council has confirmed that the made Foxton Neighbourhood Plan meets all the Basic Conditions.

* Please note that all references to primary and secondary legislation are to those enactments as amended.