

Basic Conditions Check – Made (adopted) Neighbourhood Plan

Fulbourn Neighbourhood Plan – March 2023

Basic Conditions Check



GREATER CAMBRIDGE
SHARED PLANNING

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 (2021) have been embodied in the Neighbourhood Plan. Specifically, the Neighbourhood Plan seeks:</p> <ul style="list-style-type: none"> to address housing needs and deliver affordable homes and an appropriate housing mix (Policy FUL/09) – see Chapter 5 of the NPPF which considers the delivery of a sufficient supply of homes to meet the needs for the different groups in the community. 	<p>Yes</p>

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	<ul style="list-style-type: none"> • to protect existing community facilities, secure the re-provision of community facilities in an accessible location within the village, and secure the expansion of existing facilities (see Policies FUL/11 and FUL/12) – see Chapter 7 of the NPPF which seeks to support the role that town centres play within their communities. • to promote sustainable transport use within the parish (see Policy FUL/13) – see Chapter 9 of NPPF which seeks to promote opportunities for walking, cycling and public transport use and to actively manage growth to support this. • to achieve well-integrated and inclusive communities, including sustainable and well-designed homes and developments that contribute positively to the character of Fulbourn (see Policies FUL/02, FUL/06, FUL/07, FUL/08, FUL/09 and FUL/10) – see Chapter 12 of the NPPF which seeks to achieve the creation of high 	

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	<p>quality and sustainable buildings and places through good design.</p> <ul style="list-style-type: none"> • to protect green spaces and safeguard against the loss of existing services and facilities (see Policies FUL/05, FUL/11 and FUL/12) – see Chapter 8 of the NPPF which seeks to deliver healthy and safe communities by retaining and securing accessible local services and community facilities, and protecting green spaces. • to conserve and enhance the natural and historic environment of Fulbourn, including by consolidating and extending the existing green infrastructure in the area (see Policies FUL/01, FUL/03 and FUL/04) – see Chapters 15 and 16 of the NPPF which seek to protect and enhance the natural environment, safeguard and restore wildlife rich habitats and ecological networks, recognise the character of the countryside and the 	

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	<p>role that it plays, and sustain and enhance heritage assets.</p> <ul style="list-style-type: none"> • to secure developments that respect and enhance the landscape setting of Fulbourn and its location within the Green Belt (see Policies FUL/01 and FUL/02) – see Chapter 13 of the NPPF which attaches great importance to Green Belts. <p>This conclusion is consistent with the examiner’s conclusions (see paragraphs 6.8 and 6.10 of the Examiner’s Report) that, subject to his recommended modifications, the Neighbourhood Plan has had regard to national planning policies and guidance. The examiner states that the Neighbourhood Plan sets out a positive vision for the future of the neighbourhood area and that the Basic Conditions Statement maps the policies in the plan against the appropriate sections of the NPPF. The examiner has recommended a series of modifications to provide clarity and precision to the policies to ensure that</p>	

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	<p>the Neighbourhood Plan fully accords with national policy. SCDC and Fulbourn Parish Council agreed each of the recommended modifications and the modifications were included in the 'Referendum' version of the Neighbourhood Plan, and are included in the 'Made' version of the Neighbourhood Plan.</p>	
<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 aspect by having policies that seek to provide the necessary infrastructure to support growth (see Policies FUL/11 and FUL/12). • contributing to the social aspect by having a range of policies that will deliver well-integrated and inclusive communities, including sustainable and well-designed homes (see Policies FUL/09 and FUL/10) and by protecting green spaces (see Policy FUL/05). 	<p>Yes</p>

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	<ul style="list-style-type: none"> contributing to the environmental aspect by having a range of policies that seek to protect and enhance the natural, built and historic environment (see Policies FUL/01, FUL/02, FUL/03, FUL/04, FUL/06, FUL/07 and FUL/08). <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 paragraph 6.11 of the Examiner's Report).</p>	
<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 Fulbourn Parish Council, considers whether the Neighbourhood Plan is in general conformity with these strategic policies.</p>	<p>Yes</p>

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	<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 is in general conformity with the strategic policies in the development plan (see paragraph 6.13 of the Examiner's Report). He considers the extent to which the policies and proposals are in general conformity in detail in Chapter 7 of his report.</p>	
<p>The making of the Neighbourhood Plan does not breach, and is otherwise compatible with, EU obligations.</p> <p>Prescribed conditions are met in relation to the Neighbourhood Plan, including that the making of the neighbourhood plan is not likely to have a</p>	<p>The Council considers that the Neighbourhood Plan does not breach and is compatible with EU Obligations.</p> <p>Strategic Environmental Assessment (SEA) and Habitats Regulations Assessment (HRA): a SEA screening has been undertaken that determines that the Neighbourhood Plan is unlikely to result in significant</p>	Yes

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<p>significant effect on a European wildlife site or a European offshore marine site either alone or in combination with other plans or projects.</p>	<p>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 Fulbourn 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 October 2020 and the screening determination published in November 2020 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</p>	

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	<p>European obligations (see paragraphs 6.14 – 6.18 in the Examiner's Report).</p> <p>Human Rights: 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 Equalities Impact Assessment which concludes that: a number of policies in the Neighbourhood Plan will have positive benefits for specific protected characteristics; there are no negative equality impacts that arise from the policies or proposals contained within the Neighbourhood Plan; and the Neighbourhood Plan does not raise any issues in relation to any of the convention rights in the Human Rights Act 1998.</p> <p>This conclusion is consistent with the examiner's conclusion that he is satisfied that the Neighbourhood</p>	

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	<p>Plan has had regard to the fundamental rights and freedoms guaranteed under the European Convention on Human Rights (ECHR) and that it complies with the Human Rights Act, and therefore that the Neighbourhood Plan does not breach, nor is in any way incompatible with the ECHR (see paragraph 6.19 of the Examiner's Report).</p>	

CONCLUSION: South Cambridgeshire District Council has confirmed that the 'Made' version of the Fulbourn Neighbourhood Plan meets the Basic Conditions.