

# **AGENDA ITEM NO 7**

**REPORT NO 107/18**

## **ANGUS COUNCIL**

**ANGUS COUNCIL - 22 MARCH 2018**

**ANGUS DEVELOPMENT PLAN SCHEME (2018/19)**

**REPORT BY HEAD OF HOUSING, REGULATORY AND PROTECTIVE SERVICES**

### **ABSTRACT**

This report sets out for approval the Angus Development Plan Scheme which includes the timetable for the next Angus Local Development Plan to replace the current Plan adopted on 23 September 2016.

### **1. RECOMMENDATIONS**

It is recommended that the Council:

- (i) note the timetable for preparing the next Angus Local Development Plan;
- (ii) agree the 2018/19 Angus Development Plan Scheme and Participation Statement set out in **Appendix 1** for submission to Scottish Ministers and general publication by 31 March 2018; and
- (iii) note that a copy of the revised Angus Development Plan Scheme and Participation Statement will be placed in all Angus Libraries and ACCESS offices and made available on the Council's web site.

### **2. ALIGNMENT TO ANGUS LOCAL OUTCOMES IMPROVEMENT PLAN/CORPORATE PLAN**

- 2.1 The main purpose of a future Angus Local Development Plan will be to guide development and changes in land use, in a sustainable manner that can best serve the needs of the communities of Angus. The Angus Local Development Plan can therefore contribute to the following local outcomes set out in the Angus Local Outcomes Improvement Plan and Locality Plans:

#### **ECONOMY**

- An inclusive and sustainable economy
- Attractive employment opportunities

#### **PEOPLE**

- Improved physical, mental and emotional health and well-being

#### **PLACE**

- An enhanced, protected and enjoyed natural and built environment
- A reduced carbon footprint
- Safe, secure, vibrant and sustainable communities

### **3. INTRODUCTION**

- 3.1 Section 20B of the Planning etc (Scotland) Act 2006 requires each planning authority to prepare and publish a Development Plan Scheme (DPS), at least annually. The purpose of the DPS is to set out the authority's programme for preparing and reviewing the Local Development Plan (LDP) for Angus. It includes the proposed timetable and what is likely to be involved at each stage of the plan preparation process. The current Angus Development Plan Scheme 2017/18 was approved by Angus Council at their Meeting of 23 March 2017 (Report 140/17 refers) and subsequently submitted to Scottish Ministers by 31 March 2017.
- 3.2 This Report brings forward the annual Angus DPS which has been prepared in line with the Town and Country Planning (Development Planning) (Scotland) Regulations 2008.

- 3.3 The Regulations require Angus Council to send two copies of the Development Plan Scheme (DPS) to Scottish Ministers; publish the DPS; and place a copy of the DPS in each public library in Angus. There is currently no requirement to consult on the content of development plan schemes.

#### **4. ANGUS COUNCIL DEVELOPMENT PLAN SCHEME**

- 4.1 The current system of development planning for Scotland introduced by the Planning etc. (Scotland) Act 2006 is based on Strategic Development Plans (SDPs) for the four city region areas and Local Development Plans (LDPs) throughout Scotland. Angus Council is a joint partner in the preparation of TAYplan (the SDP for the Dundee, Perth, Angus and North Fife area) and is also required to prepare a new Local Development Plan (LDP) for Angus excluding that part in the Cairngorms National Park.
- 4.2 The Angus DPS 2018/19 sets out the indicative timetable and stages for preparing the next Angus Local Development Plan. The replacement Plan requires to be adopted within 5 years from the adoption of the current Angus LDP. To comply with this timescale the new Plan will require to be prepared and adopted by no later than September 2021.
- 4.3 Over the last year Forward Planning staff have been working on the implementation of the existing Local Development Plan, engaging with landowner and developers to bring forward allocated sites, and completion of elements of supplementary guidance.
- 4.4 As well as setting out the overall indicative programme the DPS focuses on the various stages of work that will take place over the next 12-18 months. This will be a key period for community and stakeholder involvement in shaping the Plan and a number of elected member sessions will also take place during this period.
- 4.5 The Planning (Scotland) Bill was introduced to the Scottish Parliament on 4 December 2017 following the Scottish Governments Review of Planning. The Bill sets out our proposed high level changes to the overall framework under which planning operates; the detail of how the new provisions will work in practice will be contained within secondary legislation and guidance which will commence following Parliamentary scrutiny of the Bill. Any legislative and policy changes as a result of this review could have implications for the key stages in the preparation of the next Local Development Plan. Any changes will be reflected in future updates.
- 4.6 A number of the themes emerging from the Planning Review do not require legislative change to be progressed and therefore the programme has been developed to take these on board. We have extended the pre plan stage to allow for significant engagement/co-creation with communities and stakeholders on a broad range of issues and take a long term view of the role, function and opportunities for our towns and villages developing some of the themes emerging from the charrettes and the locality plans. This takes account of the move towards a 10 year plan, emphasis on delivery and closer link with community planning.
- 4.7 The Participation Statement included in the DPS sets out how, when and with whom community and stakeholder engagement will be undertaken. In conjunction with community planning colleagues we will use interactive online mapping to assist with making it easier and more accessible to engage on planning issues and input to the process. This will be supplemented by workshops and briefings.

#### **5. OTHER IMPLICATIONS**

##### **Risks**

- 5.1 The risk to the Council of not approving the Angus Development Plan Scheme 2018/19 is that Angus Council will fail to comply with a legislative/legal requirement. In addition, failure to establish and maintain progress in meeting the indicative timetable may mean that Angus Council will not provide up to date Development Plan coverage of Angus as required by the Scottish Government.
- 5.2 The Planning (Scotland) Bill is expected to receive Royal Assent in Autumn 2018. The timing of legislative procedures to introduce these changes, and transition arrangements, is however currently uncertain. The review of the adopted Angus LDP will therefore be progressed under the current legislative framework. Any implications arising from the Bill will be reflected in future Development Plan Schemes or updates provided as required.

## **6. FINANCIAL IMPLICATIONS**

6.1 There will be expenditure throughout the preparation of the Angus Local Development Plan arising from costs associated with consultation and community engagement, statutory advertisements, postage, printing and publishing of documents (Proposed Plan, Environmental Report, etc.) which it is anticipated will be contained within the Place Directorate Revenue Budget in the appropriate year. However the costs associated with any future Examination are likely to be substantial. Subsequent reports setting out the programme and associated costs for any future Examination process for the next Angus Local Development Plan will be brought forward to Committee as appropriate. The Development Plan Scheme will be further reviewed in March 2019 and any revised financial implications will be reported as part of that process.

## **7. CONCLUSION**

7.1 The Development Plan Scheme 2018/19 sets out the timetable for Angus Council to replace the Angus Local Development Plan (adopted 23 September 2016).

**NOTE:** The background papers, as defined by Section 50D of the Local Government (Scotland) Act 1973 (other than any containing confidential or exempt information) which were relied on to any material extent in preparing the above report are:

- The Planning etc. (Scotland) Act 2006.
- The Town and Country Planning (Development Planning) (Scotland) Regulations 2008.
- Planning Circular 6/2013: Development Planning, Scottish Government, December 2013.
- Angus Local Outcomes Improvement Plan 2017 – 2030, Angus Council 2017
- Report No. 140/17: Angus Development Plan Scheme 2017/18, Angus Council, 23 March 2017.
- Angus Local Development Plan Scheme 2017/18.

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List of Appendices:

Appendix 1: Angus Development Plan Scheme 2018/19