

ANGUS COUNCIL

ANGUS COUNCIL - 21 MARCH 2019

ANGUS DEVELOPMENT PLAN SCHEME (2019/20)

REPORT BY HEAD OF COMMUNITIES

ABSTRACT

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

1. RECOMMENDATION(S)

It is recommended that the Council:

- (i) note the timetable for preparing the next Angus Local Development Plan and work programme for the next 12 months; and
- (ii) agree the 2019/20 Angus Development Plan Scheme and Participation Statement set out in **Appendix 1** for submission to Scottish Ministers and general publication by 31 March 2019.

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 2018/19 was approved by Angus Council at their Meeting of 22 March 2018 (Report 107/18 refers) and subsequently submitted to Scottish Ministers by 31 March 2018.

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 2019/20 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 The management restructure implemented in April 2019 resulted in a significant shift in the structure of the team bringing together Communities and Development Plan under a single manager. This presented an opportunity to develop our approach towards the next Local Development Plan shifting the focus towards a more all-encompassing Place plan drawing together the work of Communities, the Council and Community Planning Partners. This would assist in better co-ordination of activity across towns, make the plan more accessible and support future prioritisation of workstreams and funding. Over the last year staff have therefore been working on developing the approach. Project work to support elements for inclusion within the Plan (e.g. housing demand analysis, green and blue network) as well as initiatives such as Accessible Arbroath have also been the focus of activity.
- 4.4 This alternative look at the structure and format of the Plan, coupled with changes to resources, has resulted in a delay to the overall work programme. However this delay has enabled us to provide a clear overview of activity over the next 12 months ensuring sufficient opportunity for full and broad engagement of all stakeholders focussed around the future of our areas across Angus. The revised timescale still sets out a replacement plan by September 2021.
- 4.5 The Planning (Scotland) Bill was introduced to the Scottish Parliament on 4 December 2017. 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 and we have sought to manage this risk within the overall programme. Officers are in regular contact with the Scottish Government around potential transition arrangements through Heads of Planning Scotland Development Plan Sub-Committee.
- 4.6 The Participation Statement included in the DPS sets out how, when and with whom community and stakeholder engagement will be undertaken.

5. OTHER IMPLICATIONS

Risks

- 5.1 The risk to the Council of not approving the Angus Development Plan Scheme 2019/20 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 There has been around a 12 month delay in the programme for the Planning (Scotland) Bill with Stage 3 now due to be held around April 2019. 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 engagement, statutory advertisements, postage, printing and publishing of documents (Proposed Plan, Environmental Report, etc.) contained within the Planning and Communities Revenue Budget. The Draft Angus Local Development Plan will be submitted to Scottish Ministers for independent examination. 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 2020 and any revised financial implications will be reported as part of that process.

7. CONCLUSION

- 7.1 The Development Plan Scheme 2019/20 sets out the timetable for Angus Council to replace the Angus Local Development Plan (adopted 23 September 2016) and main work areas for the next 12 months.

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. 107/18: Angus Development Plan Scheme 2019/19, Angus Council, 22 March 2018.
- Angus Local Development Plan Scheme 2018/19.

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List of Appendices:

Appendix 1: AngusPlan Development Plan Scheme 2019/20