

AGENDA ITEM NO 14

REPORT NO 140/17

ANGUS COUNCIL

ANGUS COUNCIL - 23 MARCH 2017

ANGUS DEVELOPMENT PLAN SCHEME 2017/18

REPORT BY VIVIEN SMITH – HEAD OF PLANNING AND PLACE

ABSTRACT

This report sets out for approval the Angus Development Plan Scheme 2017/18, including 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 2017/18 Angus Development Plan Scheme and Participation Statement set out in **Appendix 1** for submission to Scottish Ministers and general publication by 31 March 2017; 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 THE ANGUS SINGLE OUTCOME AGREEMENT

2.1 This report sets out the indicative timetable for preparing the next Angus Local Development Plan and a Participation Statement of when and how communities, stakeholders, interest groups and members of the public across a variety of backgrounds can become involved. 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 within the Angus Community Plan and Single Outcome Agreement:

- We have a sustainable economy with good employment opportunities.
- Angus is a good place to live in, work in and visit.
- Our communities are safe, secure and vibrant.
- We have improved the health and wellbeing of our people and inequalities are reduced.
- Individuals are supported in their own communities with good quality services.
- Our communities are developed in a sustainable manner.
- Our natural and built environment is protected and enjoyed.
- Our carbon footprint is reduced.

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 must include the proposed timetable and what is likely to be involved at each stage of the plan preparation process. The DPS also incorporates a "Participation Statement" which sets out the principles of community engagement and consultation to be undertaken for the next Local Development Plan, who would be

involved/consulted, at what stage this would take place and what approaches would be used. The previous (seventh) annual Angus Development Plan Scheme was approved by the Policy and Resources Committee at their Meeting of 15 March 2016 (Report 114/16 refers) and subsequently submitted to Scottish Ministers by 31 March 2016. This Report brings forward the eighth annual Angus DPS which has been prepared in line with the Town and Country Planning (Development Planning) (Scotland) Regulations 2008.

- 3.2 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 no requirement to consult on the content of development plan schemes.

4. ANGUS COUNCIL DEVELOPMENT PLAN SCHEME (AND PARTICIPATION STATEMENT)

- 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 city region areas of Aberdeen, Dundee, Edinburgh and Glasgow, 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 2016/17 DPS sets out the timescales for the final stages of the preparation of the Angus Local Development Plan following examination and leading to adoption of the Plan in September 2016. All key dates set out in that programme were met.
- 4.3 The Angus DPS 2017/18 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.
- 4.4 The TAYplan Proposed SDP 2016-2036 was submitted to Scottish Ministers for Examination in June 2016. Following a Hearing session in December 2016, it is anticipated that the Examination Report will be received by 6 March 2017. This should allow TAYplan SDP 2016-2036 to be approved with any modifications in June 2016. When approved by Scottish Ministers TAYplan SDP 2016-2036 will provide the strategic context for the next Angus Local Development Plan.
- 4.5 The Participation Statement included in the Angus DPS reinforces Angus Council's commitment to developing effective engagement with communities by encouraging consultation and engagement at various stages in the Local Development Plan process. It is proposed to undertake extended Community and Stakeholder engagement to assist in identifying issues affecting communities and work with them in the development of options. This will include use of a range of social and digital media, including exploring the use of GIS mapping to assist the process of engagement. The Participation Statement is in line with current legislative requirements, reflects best practice in setting out how, when and with whom stakeholder engagement will be undertaken in the preparation of Local Development Plans and Supplementary Guidance. The Participation Statement is reviewed and updated annually along with the Development Plan Scheme.

5. OTHER IMPLICATIONS

Risks

- 5.1 The risk to the Council of not approving the Angus Development Plan Scheme 2017/18 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 Angus DPS 2017/18 has been prepared in the context of the current consultation on proposed changes to the Planning system following the Scottish Governments Review of

Planning. A separate Report on the Planning Review Proposals¹, including recommended response to the consultation is included as part of this agenda to Full Council (Report XXX/17 refers).

5.3 The key elements relating to Development Planning include the following:

- Removal of Strategic Development Plans from the system to allow more proactive regional partnership working;
- Enhance role of the National Planning Framework and Scottish Planning Policy;
- Stronger Local Development Plans through extending the Plan period to 10 years and removal of the Main Issues Reports and Supplementary Guidance.
- Increased focus on delivery of the Plan to ensure that planned development happens on the ground.

5.4 It is anticipated that legislative changes resulting in a Draft Bill will be published towards the end of 2017. Whilst these are likely to take some time to progress it is important that the processes and stages involved in preparing the next Angus Local Development Plan take account of and is flexible to respond to potential changes arising from any legislative changes.

5.5 Whilst an early review of the current Local Development Plan was envisaged much of the work involved as part of that review will continue to progress in the context of Scottish Government proposals from the review of the Planning System. In addition to this the team have already been progressing with key principles of the review around the 3 key themes of:

- Digital;
- Development Delivery; and
- Community Engagement and Closer Working with Community Planning

6. FINANCIAL IMPLICATIONS

6.1 There will be expenditure throughout the preparation of the Angus Local Development Plan arising from costs associated with advertisements, postage, printing and publishing of documents (Proposed Plan, Environmental Report, etc.) which it is anticipated will be contained within the Environment and Development Plan Team Revenue Budget in the appropriate year. However the costs associated with any future Examination in Public 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 2018 and any revised financial implications will be reported as part of that process.

7. CONCLUSION

7.1 The Development Plan Scheme 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.
- Scottish Planning Policy, Scottish Government, June 2014.
- National Planning Framework, Scottish Government, June 2014.
- Angus Community Plan and Single Outcome Agreement 2013 – 2016, Angus Council,

¹ Places, People and Planning: A consultation on the future of the Scottish Planning System <https://consult.scotland.gov.uk/planning-architecture/a-consultation-on-the-future-of-planning/>

- 2013.
- Report No. 114/16: Angus Development Plan Scheme – 7th Annual Review, Policy and Resources Committee, 15 March 2016.
 - Angus Local Development Plan Scheme (Revised March 2016).
 - Report No. 277/16: Angus Local Development Plan Post Examination Modification and Adoption, Angus Council, 4 August 2016.
 - TAYplan Strategic Development Plan (approved with modifications by Scottish Ministers 8 June 2012).
 - Proposed TAYplan SDP 2016 – 2036, May 2015

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List of Appendices:

Appendix 1: Angus Development Plan Scheme 2017/18 (Incorporating a Participation Statement)