

19 April 2024



**BABERGH DISTRICT COUNCIL
OFFICER DECISIONS NOTICE**

**OFFICER DECISIONS MADE UNDER THE SCHEME OF DELEGATIONS BY
THE CHIEF EXECUTIVE – BABERGH DISTRICT COUNCIL**

THIS IS NOT A KEY DECISION

The following decision has been taken by Officer Delegation and will come into effect on 22 April 2024

Officer Delegated Decision made on 19 April 2024

Decision: To 'make' (adopt) the Lawshall Neighbourhood Plan Review 2021 - 2037 as part of the Council's development plan.

Key Decision: No

Subject to Call In: No

Reason for Decision: To enable the District Council to meet its statutory obligation by 'making' (adopting) the Lawshall NP Review 2021 - 2037 within the prescribed time period.

Background:

The Lawshall Neighbourhood Plan 2016 - 2036 was adopted by Babergh District Council in October 2017. In late 2020, Lawshall Parish Council commenced work on a review of their adopted plan. The 'Lawshall NP Review' has been prepared in accordance with the relevant regulations, and has been independently examined. In her final report, the Examiner concluded that ... the Review Plan did not include modifications that were so significant or substantial as to change the nature of the already made (2017) Plan, that the Review Plan did not need to go to a new referendum, and that Babergh District Council should make (adopt) the Lawshall Review Plan subject to the further proposed modifications set out in her report.

The District Council is only able to exercise further discretion at this point if it considers that this Plan would be in breach of any EU obligations or any of the Convention Rights (within the meaning of the Human Rights Act, 1998). The Council is satisfied that the Review Plan is not in breach of these obligations.

The Council is also satisfied that the Lawshall NP Review, as modified by the Examiner's recommendations, complies with the basic conditions as set out in Paragraph 8(2), Schedule 4B the Town and Country Planning Act, 1990.

The 'making' (adoption) of this Lawshall NP Review means that the Parish Council can continue to receive 25% of any Community Infrastructure Levy receipts arising from newly granted development proposals in the designated plan area.

Alternative Options Considered and Rejected: None

Any Declarations of Interest Declared: Not applicable

Any Dispensation Granted: Not applicable