

# **Addingham Neighbourhood Development Plan (NDP)**

## **Basic Conditions Statement**

(Paragraph 8(2) of Schedule 4B to the Town and Country Planning Act 1990)

**October 2018**

**Prepared for Addingham Parish Council**

by



## **1.0 INTRODUCTION**

1.1 Planning Practice Guidance (Paragraph: 065 Reference ID: 41-065-20140306)<sup>1</sup> sets out that only a draft Neighbourhood Development Plan or Order that meets each of a set of basic conditions can be put to a referendum and be made. The basic conditions are set out in [paragraph 8\(2\) of Schedule 4B to the Town and Country Planning Act 1990](#) as applied to Neighbourhood Development Plans by section 38A of the Planning and Compulsory Purchase Act 2004. The basic conditions are:

- a. having regard to national policies and advice contained in guidance issued by the Secretary of State it is appropriate to make the order (or Neighbourhood Development Plan).
- b. having special regard to the desirability of preserving any listed building or its setting or any features of special architectural or historic interest that it possesses, it is appropriate to make the order. This applies only to Orders.
- c. having special regard to the desirability of preserving or enhancing the character or appearance of any conservation area, it is appropriate to make the order. This applies only to Orders.
- d. the making of the order (or Neighbourhood Development Plan) contributes to the achievement of sustainable development.
- e. the making of the order (or Neighbourhood Development Plan) is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area).
- f. the making of the order (or Neighbourhood Development Plan) does not breach, and is otherwise compatible with, EU obligations.
- g. prescribed conditions are met in relation to the Order (or plan) and prescribed matters have been complied with in connection with the proposal for the order (or Neighbourhood Development Plan).

1.2 This Basic Conditions Statement sets out how Addingham NDP has been prepared to meet the basic conditions. It has been prepared as a supporting document for consideration by the NDP independent Examiner.

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<sup>1</sup> <https://www.gov.uk/guidance/neighbourhood-planning--2#basic-conditions-for-neighbourhood-plan-to-referendum>

## **2.0 LEGAL REQUIREMENTS**

### **2.1 The Submission Plan is being submitted by a qualifying body**

This Submission Plan is being submitted by a qualifying body, namely Addingham Parish Council.

### **2.2 What is being proposed is a neighbourhood development plan**

The plan proposal relates to planning matters (the use and development of land) and has been prepared in accordance with the statutory requirements and processes set out in the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Development Planning Regulations 2012.

### **2.3 The proposed Neighbourhood Development Plan states the period for which it is to have effect**

The proposed Neighbourhood Development Plan states the period for which it is to have effect. That period is from the Plan being made (2017) up to 2030 (the same period as the Bradford Local Plan Core Strategy).

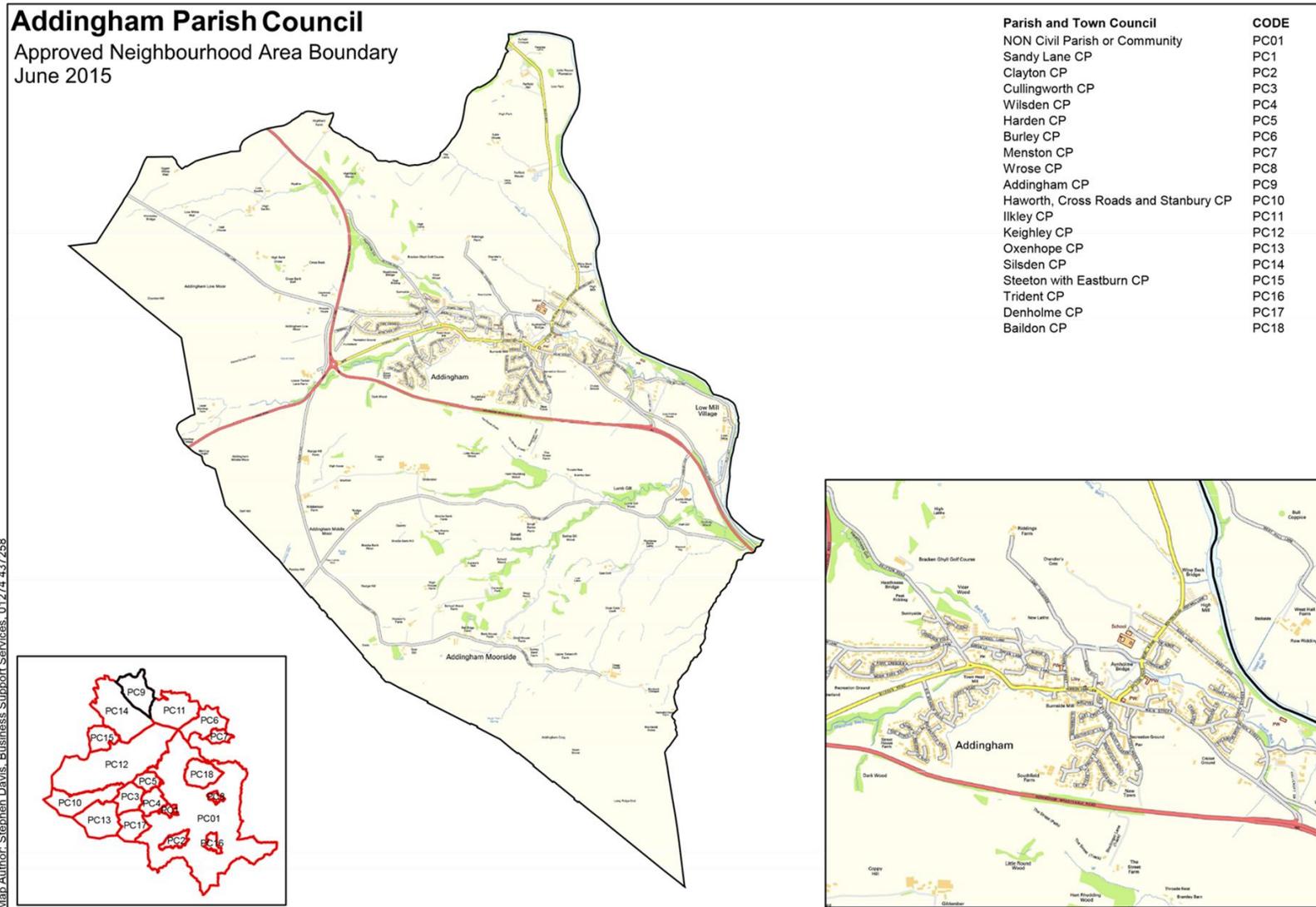
### **2.4 The policies do not relate to excluded development**

The Neighbourhood Development Plan proposal does not deal with county matters (mineral extraction and waste development), nationally significant infrastructure or any other matters set out in Section 61K of the Town and Country Planning Act 1990.

### **2.5 The proposed Neighbourhood Development Plan does not relate to more than one neighbourhood area and there are no other neighbourhood development plans in place within the neighbourhood area.**

The Neighbourhood Development Plan proposal relates to the Addingham Neighbourhood Area and to no other area (Figure 1). There are no other Neighbourhood Development Plans relating to that neighbourhood area.

Figure 1. Addingham Designated Neighbourhood Area



Map Author: Stephen Davis, Business Support Services, 01274 437258

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### **3.0 BASIC CONDITIONS**

#### **3.1 a. Having regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the plan**

The Addingham Neighbourhood Development Plan has been produced with appropriate regard to the guidance contained within the National Planning Policy Framework (NPPF).

In accordance with the implementation provisions of the revised NPPF, paragraph 214 the Addingham NDP is submitted before 24<sup>th</sup> January 2019 and will be applied against the policies in the NPPF 2012. All subsequent references to NPPF, unless otherwise stated, relate to the NPPF 2012.

Paragraphs 183-185 of the NPPF outline specific guidance in relation to the production of Neighbourhood Development Plans. Paragraph 184 states that “The ambition of the neighbourhood should be aligned with the strategic needs and priorities of the local area. Neighbourhood Development Plans must be in general conformity with the strategic policies of the local plan.” The Neighbourhood Development Plan has been drafted with regard to the relevant strategic planning policies for City of Bradford Metropolitan District, and the comprehensive evidence base that supports these policies.

Paragraph 184 also states that Neighbourhood Development Plans should “not promote less development than set out in the Local Plan or undermine its strategic policies”. The Addingham Neighbourhood Development Plan does not undermine the strategic policies of CBMDC. The Plan aims to support these policies by protecting key assets whilst at the same time encouraging suitable and appropriate local growth.

The Plan has regard to the twelve core planning principles set out within paragraph 17 of the Framework, as set out in Table 1 below:

**Table 1 NPPF Core Planning Principles and the [XXX] Submission Neighbourhood Development Plan**

<p><b>NPPF Core Planning Principle</b></p>	<p><b>Regard that the Addingham Neighbourhood Development Plan has to guidance</b></p>
<p>Planning should be genuinely plan-led, empowering local people to shape their surroundings, with succinct local and Neighbourhood Development Plans setting out a positive vision for the future of the area. Plans should be kept up to date, and be based on joint working and co-operation to address larger than local issues. They should provide a practical framework within which decisions on planning applications can be made with a high degree of predictability and efficiency.</p>	<p>The Councils have produced the Submission Plan in line with this guidance.</p> <p>The NDP will provide a framework to ensure that development is genuinely plan-led, and through the involvement of the local community in shaping its policies and proposals through extensive consultation at all stages, the Plan will empower local people to shape their surroundings (this is evidenced in the accompanying Consultation Statement).</p> <p>The overall aim, objectives, policies and proposals in the Plan have been developed with a thorough approach to community engagement. The group has worked closely with City of Bradford Metropolitan District Council (CBMDC) officers and the NDP has a sound evidence base. This is summarised in the accompanying Planning Policy and Evidence Base Assessment document.</p> <p>The Plan sets out a positive vision for the area up to 2030. The Neighbourhood Development Plan sets out a concise and practical suite of policies (XX in total) to guide development management decisions.</p>
<p>Planning should not simply be about scrutiny, but instead be a creative exercise in finding ways to enhance and improve the places in which people live their lives.</p>	<p>The Submission Neighbourhood Development Plan offers the local community the opportunity to shape the future development of Addingham in a creative way, ensuring that the identity, quality and distinctiveness of the neighbourhood area is enhanced.</p>

<p><b>NPPF Core Planning Principle</b></p>	<p><b>Regard that the Addingham Neighbourhood Development Plan has to guidance</b></p>
	<p>The NDP focusses on the promotion of well designed, sensitive development, appropriate to the area whilst at the same time supporting housing growth within the neighbourhood area.</p>
<p>Planning should proactively drive and support sustainable economic development to deliver the homes, business and industrial units, infrastructure and thriving local places that the country needs. Every effort should be made objectively to identify and then meet the housing, business and other development needs of an area, and respond to wider opportunities for growth. Plans should take account of market signals, such as land prices and housing affordability, and set out a clear strategy for allocating sufficient land which is suitable for development in their area, taking account of the needs of the residential and business communities.</p>	<p>The NDP supports further housing development within Addingham village.</p> <p>The NDP has policies to protect a key local employment area and promote appropriate development in the Local Centre</p> <p>The NDP seeks to protect key local community facilities and services, including local shops.</p>
<p>Planning should always seek to secure high quality design and a good standard of amenity for all existing and future occupants of land and buildings.</p>	<p>The Submission Neighbourhood Development Plan includes Policy ANDP4 that seeks to promote high quality design and a good standard of amenity.</p>
<p>Planning should take account of the different roles and character of different areas, promoting the vitality of our main urban areas, protecting the Green Belts around them, recognising the intrinsic character and beauty of the countryside and supporting thriving rural communities within it.</p>	<p>The Addingham NDP recognises the neighbourhood area’s distinct components and puts forward policies appropriate to each of these areas. The NDP includes policies on heritage assets, design, landscape, biodiversity and geodiversity, non-designated heritage assets, and local green spaces. Whilst seeking to protect these assets the NDP also</p>

<p><b>NPPF Core Planning Principle</b></p>	<p><b>Regard that the Addingham Neighbourhood Development Plan has to guidance</b></p>
	<p>supports the Local Plan Core Strategy policy for the Local Growth Centres.</p>
<p>Support the transition to a low carbon future in a changing climate, taking full account of flood risk and coastal change, and encourage the reuse of existing resources, including conversion of existing buildings, and encourage the use of renewable resources (for example, by the development of renewable energy).</p>	<p>The ANDP seeks to help achieve this core planning principle by including policies on sustainable design (ANDP4) and a policy on responding to climate change (ANDP14). In particular, the latter includes criteria on flooding, carbon sequestration, surface water run-off and renewable technology.</p>
<p>Planning should contribute to conserving and enhancing the natural environment and reducing pollution. Allocations of land for development should prefer land of lesser environmental value, where consistent with other policies in the Framework.</p>	<p>A number of the ANDP policies support this principle:</p> <p>ANDP1 criterion (i) seeks to retain areas of flowing water and criterion (j) seeks to protect wildlife, habitats, trees and hedges.</p> <p>ANDP5 seeks to protect the neighbourhood area’s landscape character.</p> <p>ANDP11 designates Local Green Spaces a number of which have natural environment attributes.</p> <p>ANDP13 identifies and seeks to protect a network of Green Infrastructure.</p> <p>ANDP14 seeks to respond to climate change and includes criteria on (d) use of native species.</p>

<b>NPPF Core Planning Principle</b>	<b>Regard that the Addingham Neighbourhood Development Plan has to guidance</b>
<p>Planning should encourage the effective use of land by reusing land that has been previously developed (Brownfield land), provided that it is not of high environmental value.</p>	<p>The ANDP supports this core planning principle. Policy ANDP1, criterion (a) seeks to “maximise the re-use of previously developed land” within the built-up area of the existing village.</p>
<p>Planning should promote mixed-use developments, and encourage multiple benefits from the use of land in urban and rural areas, recognising that some open land can perform many functions (such as wildlife, recreation, flood risk mitigation, carbon storage or food production).</p>	<p>The Submission Plan recognises that open spaces can perform multiple functions including contribution to local character, enhancing the setting of heritage assets and providing opportunities for recreational activities through the green infrastructure, biodiversity and local green space policies.</p>
<p>Planning should conserve heritage assets in a manner appropriate to their significance, so that they can be enjoyed for their contribution to the quality of life of this and future generations</p>	<p>Policy ANDP2 sets planning policy for Addingham Conservation Area, Policy ANDP3 seeks to protect the non-designated heritage assets of the area.</p>
<p>Planning should actively manage patterns of growth to make the fullest possible use of public transport, walking and cycling, and focus significant development in locations which are or can be made sustainable</p>	<p>The ANDP supports this core planning principle. Policy ANDP1 seeks to support housing development within the built-up area of the existing village. This is the area best served by local bus routes and the area with the greatest accessibility to the local centre and other local services and facilities.</p>
<p>Planning should take account of and support local strategies to improve health, social and cultural wellbeing for all, and deliver sufficient community and cultural services to meet local needs</p>	<p>The Neighbourhood Development Plan is fully in accord with this principle and has taken account of various national, regional and local strategies. Policy ANDP7 seeks to protect and enhance local community buildings and land.</p>

**3.2 b. Having Special Regard to the Desirability of Preserving any Listed Building or its Setting or any Features of Special Architectural or Historic Interest**

There are 147 entries on the National Heritage List for England within the neighbourhood area, including listed buildings and scheduled monuments. The ANDP does not include any specific policy relating to Listed Buildings, but does include Policy ANDP2 that seeks to conserve and enhance Addingham Conservation Area.

*[Note: this Basic Condition only applies to Neighbourhood Development Orders but has been included for the sake of completeness].*

**3.3 c. Having Special Regard to the Desirability of Preserving or Enhancing Character or Appearance of any Conservation Area**

The neighbourhood area has a Conservation Area. Policy ANDP2 seeks to conserve and enhance Addingham Conservation Area.

*[Note: this Basic Condition only applies to Neighbourhood Development Orders but has been included for the sake of completeness].*

**3.4 d. Contributes to the Achievement of Sustainable Development**

The Submission Neighbourhood Development Plan contributes strongly to the achievement of sustainable development.

Paragraphs 6-10 of the National Planning Policy Framework outline the Government's definition of sustainable development.

The UK Government's interpretation of the concept of sustainable development builds on that of the UN resolution 24/187, which is 'meeting the needs of the present without compromising the ability of future generations to meet their own needs.'

The NPPF amplifies this simple definition, at paragraph 7, stating that sustainable development has three dimensions, economic, social and environmental. Planning needs to perform a number of roles in relation to these issues:

- ❑ “an economic role - contributing to building a strong, responsive and competitive economy, by ensuring that sufficient land of the right type is available in the right places at the right time to support growth and innovation; and by identifying and coordinating development requirements, including the provision of infrastructure;
- ❑ a social role - supporting strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of the present and future generations; and by creating a high quality built environment, with accessible local services that reflect the community’s needs and support its health, social and cultural well- being; and
- ❑ an environmental role - contributing to protecting and enhancing our natural, built and historic environment; and as part of this, helping to improve biodiversity, use natural resources prudently, minimise waste and pollution, and mitigate and adapt to climate change including moving to a low carbon economy.”

In Paragraph 6, the NPPF states that “the policies in paragraphs 18-219, taken as a whole, constitute the Government’s view of what sustainable development in England means in practice for the planning system”.

Table 1 above gives a clear and comprehensive narrative of how the framework complies with the Core Planning Principles of the NPPF, and by corollary, the achievement of sustainable development.

Table 2 below summarises how the policies and allocations in the Addingham Submission Neighbourhood Development Plan contribute to the economic, social and environmental aspects of sustainable development.

**Table 2 Submission Plan’s contribution to the economic, social and environmental aspects of sustainable development.**

<b>Sustainable Development Role</b>	<b>Neighbourhood Development Plan’s Contribution</b>
<b>Economic</b>	The plan seeks to protect an existing local employment area: Townhead Trading Area (Policy ANDP9) Addingham Local Centre is also defined and development management policy set to retain the vibrancy and vitality of this important local commercial centre.
<b>Social</b>	<p>The NDP supports the provision of new housing in line with the strategy set out in the Local Plan Core Strategy. Policy ANDP1 supports growth within the existing built-up area of Addingham. Beyond this area is the Green Belt. Any review of this policy is a matter for CBMDC.</p> <p>The value of community and other facilities is recognised in the plan and such facilities are protected and enhancements supported (ANDP7); local sport and recreation facilities are also protected (ANDP12). The plan also seeks to designate a number of Local Green Spaces – some of which have multiple functions (ANDP11).</p>
<b>Environmental</b>	<p>A number of the ANDP policies support the environmental role of sustainable development:</p> <p>ANDP1 criterion (i) seeks to retain areas of flowing water and criterion (j) seeks to protect wildlife, habitats, trees and hedges.</p> <p>ANDP5 seeks to protect the neighbourhood area’s landscape character.</p> <p>ANDP11 designates Local Green Spaces a number of which have natural environment attributes.</p> <p>ANDP13 identifies and seeks to protect a network of Green Infrastructure.</p> <p>ANDP14 seeks to respond to climate change and includes criteria on (d) use of native species.</p>

### 3.5 e. In General Conformity with Strategic Local Planning Policy

The Submission Neighbourhood Development Plan is in general conformity with strategic Local Plan policies contained in the Bradford Local Plan Core Strategy 2017 (LPCS) and those that are saved policies in the Replacement Unitary Development Plan (RUDP).

Table 3 below sets out the way that the Neighbourhood Development Plan conforms to the relevant strategic policies from the Core Strategy.

**Table 3 Conformity with Local Strategic Planning Policy**

Addingham NDP Policy	Bradford Local Plan Core Strategy 2017 (LPCS)	Saved Replacement Unitary Development Plan (RUDP)	Statement on general conformity
<p><b>Policy ANDP1 New Housing Development within Addingham Village</b></p> <p><b>Within the existing built-up area of Addingham village (see the defined settlement boundary on the Policies Map) new development for housing will be supported when it:</b></p> <p><b>a) Seeks to use small, infill sites that maximise the re-use of previously developed land, provided that such land is not of high environmental value;</b></p> <p><b>b) Would not lead to the development of protected open or Local Green Spaces in accordance with the relevant policies in this plan and other development plan policies;</b></p> <p><b>c) Would not have a significant adverse impact on valued views into or out of the village;</b></p>	<p>HO1: The District’s Housing Requirement                      HO3: Distribution of Housing Development                      HO6: Maximising the Use of Previously Developed Land (PDL)                      Sub Area Policy WD1: Wharfedale</p>	<p>None relevant.</p>	<p>Policy ANDP1 sets a development management policy for development within the existing built-up area of Addingham village. This is defined on the Policies Map.</p> <p>This policy is in general conformity with with LPCS policies, specifically:</p> <p>HO1: in that ANDP in supporting development within the existing built-up area helps contribute, however modestly, to meeting the District’s housing requirement</p>

<p><b>d) Would not lead to the loss of an identified community or recreation facility in accordance with the relevant policies in this plan and other development plan policies; and</b></p> <p><b>e) Would preserve a designated heritage asset (listed building and/or Conservation Area) or the setting of such an asset.</b></p>			<p>H03: in that Policy ANDP1 will help to meet the apportionment of the housing requirement set for Addingham of 200. Also set out in Sub Area Policy WD1: Wharfedale.</p> <p>H04: criterion ANP1a is in general conformity with the LPCS Policy HO6 that also seeks to “give priority to the development of previously developed land and buildings”.</p> <p>Policy ANDP1 supports the strategic pattern of development set in the LPCS that identifies 200 new homes in Addingham.</p>
<p><b>Policy ANDP2 New Development in and Affecting the Setting of Addingham Conservation Area</b></p> <p><b>New development in and affecting the setting of Addingham Conservation Area should be designed sensitively to ensure the special characteristics of the area are conserved and enhanced.</b></p> <p><b>Planning applications should demonstrate evidence of consideration of the following criteria:</b></p>	<p>Policy EN3: Historic Environment Sub Area Policy WD1: Wharfedale</p>	<p>None relevant.</p>	<p>Policy ANDP2 is in general conformity with LPCS Policy EN3 that seeks to “preserve, protect and enhance the character, appearance, archaeological and historic value and significance of the District’s designated and undesignated heritage assets and their settings.”</p> <p>Policy ANDP2 provides more detailed local development plan</p>

<p>a) <b>Appropriate scale, massing and siting of new development, in keeping with the overall character of the area;</b></p> <p>b) <b>Use of appropriate materials such as traditional local stone for elevations; stone slates and Welsh Blue slates for roofing materials; timber for windows, doors and shop fronts; and cast iron for railings and gates. Stone walls or hedgerows should be used for boundary treatments;</b></p> <p>c) <b>Where highway works are proposed these should seek to minimise adverse impact on the Conservation Area and the traditional character and form of the village. Depending on the size of development, flexibility in visibility splays, footway requirements and materials usage will be supported where they would retain local character and distinctiveness;</b></p> <p>d) <b>New surfaces e.g. roads and paving should seek to use traditional materials;</b></p> <p>e) <b>Where signage is used this should avoid clutter;</b></p> <p>f) <b>Adverse impact of a proposal on valued areas of open space, including the Local Green Spaces proposed to be designated in Policy ANDP11 of this NDP, should be minimised and areas left open to act as buffers between the historic village and later development and to conserve the character of the older parts of the settlement;</b></p> <p>g) <b>Where traditional vernacular architectural detail, such as railings, datestones, ornamentation etc are still present these should be retained. Where opportunities arise, correct details should be re-introduced to listed buildings;</b></p>			<p>policy for one of the District’s designated heritage assets, namely Addingham Conservation Area.</p> <p>Policy ANDP2 is in general conformity with D6 of LPCS Sub Area Policy WD1: Wharfedale that seeks to conserve designated and undesignated heritage assets.</p>
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<p><b>h) Traditional shopfronts should be retained or, where necessary, upgraded or replaced with a modern equivalent of traditional design. Where new shopfronts are proposed these should be of traditional design;</b></p> <p><b>i) Mature and semi- mature trees, hedgerows and stone walls, should be retained where possible;</b></p> <p><b>j) Valued views into and out of the village should be retained and enhanced; and</b></p> <p><b>k) Listed buildings and non-designated heritage assets should be preserved and protected in accordance with their significance (see also Policy ANDP3 below)</b></p>			
<p><b>Policy ANDP3 New Development Affecting Non-Designated Heritage Assets</b></p> <p><b>Local non-designated heritage assets identified in the Conservation Area Appraisal and the West Yorkshire Archaeology Advisory Service Historic Environment Record should be conserved.</b></p> <p><b>Development proposals affecting these assets will be supported when they conserve and enhance these assets. Development that would result in the loss of, or have a significant adverse impact on, these assets will only be supported in the following circumstances:</b></p> <p><b>a) Where renovation or alteration of non-designated heritage assets require planning permission, such changes are designed sensitively and with careful regard to the heritage asset's</b></p>	<p>Policy EN3: Historic Environment Sub Area Policy WD1: Wharfedale</p>	<p>None relevant.</p>	<p>Policy ANDP3 is in general conformity with LPCS Policy EN3 that seeks to “preserve, protect and enhance the character, appearance, archaeological and historic value and significance of the District’s designated and undesignated heritage assets and their settings.”</p> <p>Policy ANDP3 provides more detailed local development plan policy for non-designated heritage assets in Addingham.</p> <p>Policy ANDP3 is in general conformity with D6 of LPCS Sub</p>

<p>historical and architectural value and paying appropriate regard to the asset’s setting; or</p> <p>b) Where a development proposal would result in the loss of, or substantial harm to a locally non-designated heritage asset, such development will only be supported when the public benefit of the proposed development outweighs the loss of or harm to the asset and its setting; and</p> <p>c) Where such development is permitted, this will be conditioned in such a way so as to ensure the proposed development takes place after the loss, or harm, has occurred (e.g. demolition or removal of a building feature); and that appropriate recording of the heritage takes place prior to any loss or harm.</p>			<p>Area Policy WD1: Wharfedale that seeks to conserve designated and undesignated heritage assets.</p>
<p><b>Policy ANDP4 – Good Quality Sustainable Design in Addingham</b></p> <p>All development proposals in the neighbourhood area should be of good quality sustainable design that responds to and helps to retain and enhance the distinctive character of Addingham village and the surrounding countryside. Proposals should be designed in such a way as to meet the following criteria, where relevant. They should:</p> <p>a) Reinforce the historical linear settlement form and use of the natural contours of the land affected;</p> <p>b) Retain and enhance any areas of historic townscape both within and outside the Conservation Area;</p>	<p>Policy DS1: Achieving Good Design</p> <p>Policy DS3: Urban Character</p> <p>Policy DS4: Streets and Movement</p> <p>Policy DS5: Safe and Inclusive Places</p>	<p>None relevant.</p>	<p>Policy ANDP4 is in general conformity with a number of LPCS policies and sets complementary local development management policy for Addingham.</p> <p>Policy ANDP4 is in general conformity with LPCS Policy DS1: Achieving Good Design in that both policies seek to achieve good quality design.</p> <p>Policy ANDP4 is in general conformity with LPCS Policy DS3: Urban Character in that it seeks</p>

<p>c) Respect the overall character of the area by being of appropriate scale, massing and siting;  d) Use traditional local materials so as to reinforce a strong sense of visual harmony in the built environment;  e) In respect of new buildings, be of appropriate design that is sympathetic to the character and setting of the village;  f) Create street patterns that are organic and create new footpaths or link to existing footpaths;  g) Create patterns of development that intersperse buildings and open spaces;  h) Create safe and secure places, including Secure by Design features;  i) Use/reuse buildings on Main Street in such a way as to ensure that the vibrancy and vitality of this area is maintained and, where possible, enhanced;  j) Be of a density of development that is appropriate to the site and compatible with the character of the area within which they are situated;  k) Retain areas of flowing water, particularly Town Beck and Back Beck with buffer strips to protect and enhance biodiversity and maintain and improve waterside access;  l) Protect wildlife, habitats, trees and hedges unless suitable mitigation or replacement is offered by way of mitigation;  m) Include native species in any planting and landscaping; and  n) Use stone walls or hedges for site and plot boundaries.</p>			<p>to retain and enhance the distinctive character of Addingham and identifies those features of the local area that generate that character e.g. the linear settlement form, traditional local materials, street patterns and flowing water.</p> <p>Policy ANDP4 is in general conformity with LPCS Policy DS4: Streets and Movement that seeks to “encourage people to walk, cycle and use public transport” in that it seeks to create street patterns that are organic, create new footpaths and link to existing footpaths (ANDP4e).</p> <p>Policy ANDP4 is in general conformity with LPCS Policy Policy DS5: Safe and Inclusive Places in that it seeks to “Create safe and secure places, including Secure by Design features” (ANDP4h).</p>
<p><b>Policy ANDP5 Protecting Addingham’s Landscape Character</b></p>	<p>Policy EN4: Landscape</p>	<p>None relevant.</p>	<p>Policy ANDP5 is in general conformity with LPCS Policy EN4:</p>

<p><b>Development proposals within the Addingham neighbourhood area should demonstrate careful consideration of any potential impacts on the landscape character of the area and, where significant adverse impacts are identified, should provide suitable measures for mitigation through scale, siting, massing, design, landscaping and means of access.</b></p> <p><b>In particular, proposals should have regard to the following criteria:</b></p> <p><b>a) Development proposals in floodplain pasture areas at low risk of flooding should protect and enhance the traditional built settlement pattern and hedge and field tree enclosure (see ANDP14 for criteria relating to development in areas at higher risk of flooding);</b></p> <p><b>b) In areas of enclosed pastures, settlement edges should be clearly defined and utilise a framework of tree planting using native species. The visual impact of any proposals should be considered in detail and additional on-site and off-site planting, where appropriate in relation to landscape character and biodiversity importance, should be used to absorb the development into the landscape;</b></p> <p><b>c) The impact of any lighting associated with the development should be minimised through careful lighting design;</b></p> <p><b>d) The views and vistas within Addingham village and into Addingham village should be retained. Development affecting these views and</b></p>	<p>Policy DS2: Working with the Landscape Sub Area Policy WD1: Wharfedale</p>		<p>Landscape. LPCS Policy EN4 states “Plans, policies and proposals should make a positive contribution towards the conservation,` management and enhancement of the diversity of landscapes within the District” including Wharfedale, of which Addingham forms a part. Policy ANDP5 is in general conformity with this approach and provides detailed local development management policy based on a full analysis of the character and components of the local landscape.</p> <p>LPCS EN4 goes on to state that “the approach set out in the Landscape Character Assessment SPD” should be used. This has been key document in developing Policy ANDP5.</p> <p>Policy ANDP5 is also in general conformity with LPCS Policy DS2: Working with the Landscape. Both policies seek to retain existing landscape and ecological features and work with the</p>
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<p>vistas should be designed in such a way so as not to have a significant adverse impact on their visual quality and amenity (NB views within the village are shown on the Policies Map for Addingham village, views into the village are shown on Figure 5 included in the ANDP);</p> <p>e) Areas of historic dry-stone wall should be retained and restored using local stone and traditional techniques wherever possible;</p> <p>f) Evidence of the area’s historic water management systems for industry, transport and drinking water should be retained;</p> <p>g) Any restoration or conversion of buildings and other structures should take into account the presence of bats which take advantage of breeding and roosting sites close to water;</p> <p>h) The visible evidence of the historic environment of the moorland fringes and valleys should be protected, in particular by retaining historic field patterns defined by drystone walls, farmsteads, barns, weavers’ cottages, mill buildings, terraced houses, chapels and artefacts associated with mills and factories; and</p> <p>i) Where possible, the repair, restoration or conversion of vernacular buildings should have due regard to their historic interest and their existing scale and character and should utilise materials which are sympathetic to the existing buildings.</p>			<p>landscape to reduce the environmental impact of development.</p> <p>Policy ANDP5 is in general conformity with section D “Environment” of LPCS Sub Area Policy WD1: Wharfedale that seeks to protect key features in the Wharfedale landscape.</p>
<p><b>Policy ANDP6 – Infrastructure</b></p> <p><b>New development that generates the need for additional infrastructure provision will only be</b></p>	<p>Policy ID3: Developer Contributions</p>	<p>None relevant</p>	<p>Policy ANDP6 is in general conformity with LPCS Policy ID3: Developer Contributions. Policy ID3 seeks to ensure that</p>

<p><b>supported when suitable mechanisms (such as planning conditions and obligations) are put in place to ensure the identified infrastructure provision is implemented within a reasonable timescale.</b></p>	<p>Sub Area Policy WD2: Investment Priorities for Wharfedale</p>		<p>developers “contribute towards the cost of providing infrastructure and of meeting social and environmental requirements, where directly related to the proposed development, and fairly and reasonably related in scale and kind to the development.” This can be through the planning applications process or Community Infrastructure Levy. Both mechanisms are set out in Policy ANDP6.</p> <p>Policy ANDP6 is in general conformity with Sub Area Policy WD2: Investment Priorities for Wharfedale that seeks to target infrastructure investment in the area.</p>
<p><b>Policy ANDP7 Protecting and Enhancing Community Facilities and Public Houses</b></p> <p><b>Existing Facilities</b></p> <p><b>There is a presumption in favour of the protection of existing community facilities and public houses. Where planning permission is required, the change of use of existing community facilities and public houses, as listed below, will only be supported for</b></p>	<p>Strategic Core Policy 1 (SC1): Overall Approach and Key Spatial Priorities Strategic Core Policy 4 (SC4): Hierarchy of Settlements</p>	<p>None relevant</p>	<p>Addingham is identified under LPCS Policy SC4 as a Local Service Centre. LPCS Policy CS4 seeks to “Retain and improve local services and facilities, particularly in Local Service Centres” – Policy ANDP7 is in general conformity with this strategic policy and adds local</p>

<p><b>other health, education or community type uses (such as community halls, local clubhouses, schools, public houses and children’s day nurseries). When a non-community use (e.g. housing) is proposed to replace, either by conversion or re-development, one of the facilities listed below such development will only be supported when one of the following can be demonstrated:</b></p> <p><b>a) The proposal includes alternative provision, on a site within the locality, of equivalent or enhanced facilities. Such sites should be accessible by public transport, walking and cycling and have adequate car parking; or</b></p> <p><b>b) Where facilities are considered to be no longer needed or suitable for continued community facility use, satisfactory evidence is put forward by the applicant that, over a minimum period of 12 months, it has been demonstrated, through active marketing of the site, that there is no longer a need or demand for the facility.</b></p> <p><b>The facilities to be protected are listed as follows and shown on the Policies Map:</b></p> <ul style="list-style-type: none"> <li>▪ <b>Craven Heifer</b></li> <li>▪ <b>The Crown</b></li> <li>▪ <b>The Sailor</b></li> <li>▪ <b>The Swan</b></li> <li>▪ <b>The Fleece</b></li> <li>▪ <b>Old School building on Main St</b></li> <li>▪ <b>Addingham Memorial Hall</b></li> </ul>			<p>detail by identifying those local community facilities and public houses that should be protected and enhanced and by providing development management policy for planning proposals affecting these identified facilities. This approach is also in general conformity that also seeks to “Support the Local Service Centres as defined in Policy SC4 in providing for homes and local services.”</p> <p>Policy ANDP7 is also in general conformity with LPCS Policy Sub Area Policy WD2: Investment Priorities for Wharfedale that seeks to “deliver transformation and change in Wharfedale through... ..improved green infrastructure, [and] community Facilities”</p>
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<ul style="list-style-type: none"> <li>▪ <b>Mount Hermon Wesleyan Reform Church</b></li> <li>▪ <b>Our Lady and English Martyrs Catholic Church</b></li> <li>▪ <b>Addingham Methodist Church</b></li> <li>▪ <b>Church of St Peter and Church Hall</b></li> <li>▪ <b>Addingham Primary School and Youth Centre</b></li> <li>▪ <b>Addingham Social Club</b></li> <li>▪ <b>Sports Pavilion/Scout Hut</b></li> <li>▪ <b>Medical Centre</b></li> </ul> <p><b>New Facilities</b></p> <p><b>Where new community facilities are proposed they should be in accessible locations for those seeking or needing to access the sites by walking, cycling and public transport, include off-street car parking to CBMDC standards and be of good quality sustainable design as set out in the policies of this plan and other development plan documents.</b></p>			
<p><b>Policy ANDP8 Addingham Local Centre and Local Shops</b></p> <p><b>To retain the vibrancy and vitality of Addingham Local Centre shown on the Policies Map, local shops (Use Class A1) and services (Use Class A2) and food and drink uses (Use Classes A3, A4 and A5) will be protected for such uses.</b></p> <p><b>Proposals to bring back into use empty shop units for retail or service uses will be supported.</b></p>	<p>Strategic Core Policy 1 (SC1): Overall Approach and Key Spatial Priorities                  Strategic Core Policy 4 (SC4): Hierarchy of Settlements                  Sub Area Policy WD1: Wharfedale</p>	<p>CR1A Retail Development Within Centres.</p>	<p>Policy ANDP8 is in general conformity with Policy EC5 of the Local Plan Core Strategy that identifies Addingham as a Local Centre. Such centres should be the focus for appropriately sized local supermarkets and a variety of small shops of a local nature to meet people’s day to day</p>

<p><b>Proposals to provide enhanced or new car parking will be supported, where appropriate.</b></p> <p><b>Where development in the village centre includes a new or replacement shopfront it should:</b></p> <p><b>a) Be of traditional construction, retaining existing traditional and period features and style, where possible. Where such features are to be removed they should be replaced with suitable modern alternatives of traditional design; and</b></p> <p><b>b) In respect of shopfront fascia signs, be of a form appropriate to the other elements and proportionate to the shop front and should not have a negative impact on the frontage of upper floors.</b></p> <p><b>Outside of the village centre and, subject to the exercise of permitted development rights, local retail provision should be protected except where the applicant can demonstrate that such local retail provision is no longer needed or that the premises are physically unsuitable for continued retail use.</b></p>	<p>Policy EC2: Supporting Business and Job Creation Policy EC5: City, Town, District and Local Centres</p>		<p>needs and minimise their need to travel. In seeking to protect local shops, services and food and drink uses Policy ANDP8 supports LPCS policy. ANDP8 also sets detailed, local development management policy to assess planning proposals.</p> <p>Policy ANDP8 is in general conformity with saved RUDP Policy CR1A that supports retail development in local centres provided it is of “a scale which is compatible with the role of the centre and the catchment it serves”.</p> <p>Policy ANDP8 is in general conformity with Sub Area Policy WD1: Wharfedale that supports limited retail and leisure development in Addingham to meet day to day needs.</p>
<p><b>Policy ANDP9 Local Employment</b></p> <p><b>To ensure Addingham remains a balanced, sustainable community with a mix of local jobs, homes and other facilities, the following existing employment area should be protected.</b></p>	<p>Policy EC2: Supporting Business and Job Creation Policy EC4: Sustainable Economic Growth</p>	<p>None relevant.</p>	<p>Policy ANDP9 helps to meet the strategic jobs growth target set in LPCS Policy EC2.</p>

<p><b>ANDP9/1 – Townhead Trading Centre</b></p> <p><b>Proposals for other uses (e.g. housing) that would lead to the loss of this employment area, in whole or in part, will only be supported when it can be clearly demonstrated by the applicant that such development meets the criteria in Core Strategy Policy EC4: Sustainable Economic Growth.</b></p>			<p>By identifying Addingham’s primary source of local employment the ANDP complements and is in general conformity with LPCS Policy EC\$ that sets out the following:</p> <p>C. Refusing Planning Permission for the alternative development, including piecemeal development, of land and buildings currently or last in use for business or industrial purposes within both urban and rural areas unless, it can be demonstrated to the Council that a site is no longer suitable for such use in terms of:</p> <ol style="list-style-type: none"> <li>1. Location</li> <li>2. Accessibility</li> <li>3. Adjacent land uses</li> <li>4. Environmental impacts</li> <li>5. Market significance – where it can be shown that the site has been continuously marketed for employment uses at local land values for a period for at least 2 years.</li> </ol>
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<p><b>Policy ANDP10 – Transport</b></p> <p><b>The following improvements to local transport, traffic and vehicle parking will be supported:</b></p> <p><b>a) Increased vehicle parking capacity for residents and visitors using shops and businesses on Main Street; and</b></p> <p><b>b) Installation of electric vehicle charging points in suitable places around the village, and other measures to encourage alternative forms of fuel technology for private cars and public transport.</b></p>	<p>Policy TR1: Travel Reduction and Modal Shift</p> <p>Policy TR2: Parking Policy</p> <p>Sub Area Policy WD1: Wharfedale</p> <p>Sub Area Policy WD2: Investment Priorities for Wharfedale</p>	<p>None relevant.</p>	<p>In seeking to increase car parking capacity on Main Street and electric vehicle charging points Policy ANDP10 is in line with LPCS Policies TR1 that seeks to encourage modal shift including criterion (F) that includes electric vehicle charging points; and LPCS Policy TR2 that seeks through planning and development decisions and transport policies “to manage car parking to help manage travel demand, support the use of sustainable travel modes, meet the needs of disabled and other groups <u>whilst improving quality of place.</u>” {our emphasis). The increase in car parking for residents and visitors will help improve quality of place by reducing on-street car parking and by increasing opportunities for residents, visitors and passers-by to use the shops and facilities in the village centre.</p> <p>Policy ANDP10 is in general conformity with the Sub Area policies of the LPCS for</p>
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			Wharfedale that seek to improve local transport provision.
<p><b>Policy ANDP11 Local Green Spaces</b></p> <p><b>The following sites are designated as Local Green Spaces. In line with para. 78 of the NPPF development of these spaces will only be permitted where it is consistent with policy for Green Belts.</b></p> <p><b>ANDP11/1 – Main Street Gardens and seating areas</b>  <b>ANDP11/2 – Memorial Hall Recreation Area and Gala Field</b>  <b>ANDP11/3 – The Church Field, St Peter’s Church</b>  <b>ANDP11/4 – Back Beck Lane and Sugar Hill Crofts</b>  <b>ANDP11/5 – Manor Garth</b>  <b>ANDP11/6 – Saw Mill Pond/Low House Field</b>  <b>ANDP11/7 – Methodist Chapel Graveyard</b>  <b>ANDP11/8 – Marchup Beck</b>  <b>ANDP11/9 – Daniel Palmer Nature Reserve and Allotment Garden</b>  <b>ANDP11/10 – North Street Garden</b>  <b>ANDP11/11 – Old First School</b>  <b>ANDP11/12 – Sailor and Burnside Fields</b></p>	<p>Policy EN1: Protection and improvements in provision of Open Space and Recreation Facilities.</p>	<p>OS6 Allotments.</p> <p>OS7 Village Greenspace.</p>	<p>In designating Local Green Spaces Policy ANDP11 provides local policy detail and is in general conformity with Local Plan Core Strategy Policy EN1, criterion D that states:</p> <p>“D. The Council will work with local communities to identify areas of Local Green Space in the local plan and neighbourhood plans. Local greenspace which is valued for amenity, recreation and wildlife or contributes towards character, distinctiveness and visual quality will be protected from development, other than in very special circumstances which are supported by the local community.”</p> <p>Policy ANDP11 is in general conformity with saved RUDP Policy OS6 that protects allotments – in this instance ANDP11/9.</p>

			<p>Policy ANDP11 is in general conformity with saved RUDP Policy OS7 that identifies and protects three village green spaces In Addingham.</p> <p>K/OS7.1 BACK BECK LANE, ADDINGHAM  K/OS7.2 SOUTH OF MAIN STREET, ADDINGHAM  K/OS7.3 SILSDEN ROAD, ADDINGHAM</p> <p>These three village greenspaces have now been re-assessed against the NPPF Local Green Space designation criteria and are now designated as five Local Green Spaces through the NDP:</p> <p>ANDP11/4 – Back Beck Lane and Sugar Hill Crofts  ANDP11/5 – Manor Garth  ANDP11/6 – Saw Mill Pond/Low House Field  ANDP11/8 – Marchup Beck  ANDP11/12 – Sailor and Burnside Fields</p>
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<p><b>Policy ANDP12 Protecting and Enhancing Recreation Facilities</b>  <b>There will be a presumption in favour of the protection of the existing recreation facilities listed below and identified on the Policies Map:</b></p> <p><b>ANDP12/1 – Addingham Cricket Club</b>  <b>ANDP12/2 – Silsden Road Recreation Ground</b>  <b>ANDP12/3 – Silsden Road Allotments</b>  <b>ANDP12/4 – Hoffman Wood Field</b>  <b>ANDP12/5 – Bark Lane and Dawson Crossley Fields</b>  <b>ANDP12/6 – Primary School Playing Field</b>  <b>ANDP12/7 – New Town Allotment Gardens</b>  <b>ANDP12/8 - Old Station Way Meadow</b>  <b>ANDP12/9 – Low Mill Housing Amenity Area</b>  <b>ANDP12/10 – Bracken Ghyll Golf Course</b>  <b>ANDP12/11 – Multi Use Games Area and amenity/gala field</b></p> <p><b>Proposals leading to the loss of these recreation facilities will only be supported when:</b></p> <p><b>a) The applicant has undertaken an assessment which clearly shows the identified facility is surplus to requirements; and</b>  <b>b) The loss resulting from the proposed development would be replaced by equivalent or better provision in terms of quantity and quality in a location accessible to existing users, including residents of the neighbourhood area; or</b>  <b>c) The development is for alternative sports and recreation provision, the needs of which clearly outweigh the loss of the existing identified facility.</b></p>	<p><b>Policy EN1: Protection and improvements in provision of Open Space and Recreation Facilities.</b></p>	<p><b>OS2 Protection of Recreation Open Space.</b></p> <p><b>OS3 Protection of Playing Fields.</b></p>	<p><b>Policy ANDP12 is in general conformity with Policy EN1 of the Local Plan Core Strategy that sets out that:</b></p> <p><b>A. Land identified as recreation open space, or which is currently or was formerly used for recreation open space will be protected from development. Recreation open space includes the following range of typologies; parks and gardens, natural and semi-natural greenspaces, green corridors, amenity and local greenspace, outdoor sports facilities, provision for children, allotments, civic spaces and also areas of water which offer opportunities for sport and recreation.</b></p> <p><b>All of the sites listed under ANDP12 fall within one or more of these typologies.</b></p> <p><b>LPCS Policy OS2 goes on to state that in terms of other</b></p>
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			<p>development “Exceptions will only be made where:</p> <ol style="list-style-type: none"> <li>1. The proposal includes alternative equivalent or better provision in terms of quantity, quality, accessibility and management arrangements, and</li> <li>2. The loss of open space does not lead to a deficiency in the area, taking into account the most recent assessments of existing provision and future proposals for growth, and</li> <li>3. The site is not suitable to meet any identified deficiency in other types of open space.”</li> </ol> <p>Policy ANDP12 is in general conformity with saved RUDP Policy OS2 that protects existing recreation open space. This includes the following sites identified for protection under Policy ANDP12 of the NDP:  ANDP12/2 – Silsden Road Recreation Ground and  ANDP12/11 – Multi Use Games Area and amenity/gala field.</p>
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			<p>Policy ANDP12 is in general conformity with saved RUDP Policy OS3 that seeks to protect existing playing fields, including the following sites identified under Policy ANDP12 in the NDP: ANDP12/1 – Addingham Cricket Club; ANDP12/4 – Hoffman Wood Field; ANDP12/6 – Primary School Playing Field</p>
<p><b>Policy ANDP13 Green Infrastructure</b></p> <p><b>The network of green infrastructure shown on the Policies Map should be protected. Development proposals should retain this green infrastructure network and, where possible and feasible, enhance and extend the network.</b></p> <p><b>New development is encouraged to incorporate new green infrastructure within landscaping and open space schemes and to establish and enhance links to the wider local sub-regional and regional network of green infrastructure where possible.</b></p>	<p>Strategic Core Policy 6 (SC6): Green Infrastructure.</p> <p>Sub Area Policy WD1: Wharfedale.</p>	<p>None relevant.</p>	<p>Policy ANDP13 is in general conformity with Local Pan Core Strategy Policy SC6. Policy ANDP13 supports the Core Strategy policy by identifying key Green Infrastructure assets in the neighbourhood area. In particular, the Green Infrastructure identified in Policy ANDP13 meets a number of the criteria identified in Policy SC6C, including:</p> <ol style="list-style-type: none"> <li>1. Retention, creation and enhancement of important habitats and ecological networks</li> <li>3. Important attributes of natural greenspace, connectivity</li> </ol>

			<p>to other greenspaces and a local need for open space</p> <p>4. Valued landscapes and local distinctiveness and amenity, particularly within the urban core</p> <p>6. Improving opportunities for walking, cycling and horseriding, establishing strategic green links and enhancing the rights of way network in urban and rural parts of the district.</p> <p>Policy ANDP13 also supports Sub Area Policy WD1 which seeks to protect the role of the River Wharfe as a key GI corridor.</p> <p>•</p>
<p><b>Policy ANDP14 Responding to Climate Change</b></p> <p><b>Development proposals should minimise their impact on climate change by seeking to reduce greenhouse gas emissions and be resilient to the impact of climate change. Proposals will be supported where they take account of the following:</b></p> <p><b>a) Effective use of previously developed land within the village, unless it is of high environmental value or protected by other policies in the ANDP;</b></p> <p><b>b) Where appropriate, and after having regard to national and development plan policy, the</b></p>	<p>Strategic Core Policy 2 (SC2): Climate Change and Resource Use</p> <p>Policy EN7: Flood Risk</p> <p>Sub Area Policy WD1: Wharfedale</p> <p>Sub Area Policy WD2: Investment Priorities for Wharfedale</p>	<p>None relevant.</p>	<p>Policy ANDP14 is in general conformity with LPCS Strategic Core Policy 2 (SC2): Climate Change and Resource Use. LPCS Policy SC2 seeks to “plan for the adaptation and long term resilience to the impacts of climate change” and “support the Council’s carbon reduction targets”.</p>

<p><b>vulnerability of the site and the wider village to flooding, especially during extreme weather events. These factors need to be assessed, identified and addressed in the proposal’s design and include measures of mitigation. Where suitable mitigation is not possible proposals will not be supported;</b></p> <p><b>c) Incorporation of buffer strips to protect streams, banks, trees and hedgerow rooting zones;</b></p> <p><b>d) Use of native species in landscape and woodland planting to increase carbon sequestration and for biodiversity value;</b></p> <p><b>e) Use of surfaces that increase ground infiltration and reduce run-off; and</b></p> <p><b>f) House design of a very high standard with respect to roof orientation and suitability for fixing renewable technology.</b></p> <p><b>Where proposals have wider impact the importance of recognising the need to protect shared ecosystems, such as the River Wharfe and its riparian zone, should be addressed in such a way that the proposal does not have a significant adverse impact on such ecosystems and flooding.</b></p> <p><b>Applicants are encouraged to identify the potential for working in partnership with landowners and agencies, including those represented on the Addingham 4Becks Project, to promote natural flood management in the beck corridors and upland parts of the Parish, and to introduce woodland planting in the Wharfe floodplain, not only for the benefit of the village but to protect downstream areas.</b></p>			<p>Policy ANDP14 will help contribute to both of these aims by providing a local development management policy to help encourage development that takes account of and is resilient to the impact of climate change.</p> <p>Policy ANDP14 is also in general conformity with LPCS Policy Policy EN7: Flood Risk that seeks to manage flood risk, again, Policy ANDP14 provides local development criteria for assessing proposals and planning applications in Addingham.</p> <p>Policy ANDP14 is also in general conformity with the LPCS Sub Area policies that seek to protect and enhance the River Wharfe’s role in flood reduction and infrastructure improvements to help manage flood risk.</p>
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### **3.6 f. Be Compatible with EU Obligations**

The Submission Neighbourhood Development Plan is fully compatible with EU Obligations.

**The making of the neighbourhood development plan is not likely to have a significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2010(2)) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats, &c.) Regulations 2007(3)) (either alone or in combination with other plans or projects).**

The Neighbourhood Development Plan has been subjected to an SEA Screening Assessment.

The Neighbourhood Development Plan has been subjected to a separate Screening Process for Strategic Environmental Assessment Scoping and Habitat Regulations Assessment Screening prepared by Kirkwells and a subsequent Environmental Report was published for consultation with Natural England, Environment Agency and English Heritage.

The Submission Neighbourhood Development Plan is fully compatible with the **European Convention on Human Rights**. It has been prepared with full regard to national statutory regulation and policy guidance, which are both compatible with the Convention. The Plan has been produced in full consultation with the local community. The Plan does not contain policies or proposals that would infringe the human rights of residents or other stakeholders over and above the existing strategic policies at national and district-levels, as demonstrated below.

The Human Rights Act 1998 incorporated into UK law the European Convention on Human Rights (“The Convention”). The Convention includes provision in the form of Articles, the aim of which is to protect the rights of the individual.

Section 6 of the Act prohibits public bodies from acting in a manner, which is incompatible with the Convention. Various rights outlined in the Convention and its First Protocol are to be considered in the process of making and considering planning decisions, namely:

Article 1 of the First Protocol protects the right of everyone to the peaceful enjoyment of possessions. No one can be deprived of possessions except in the public interest and subject to the conditions provided by law and by the general principles of international law. The Submission Neighbourhood Development Plan is fully compatible with the rights outlined in this Article. Although the Submission Plan includes policies that would restrict development rights to some extent, this does not have a greater impact than the general restrictions on development rights provided for in national law, namely the Planning and Compulsory Purchase Act 2004 and the Localism Act 2011. The restriction of development rights inherent in the UK's statutory planning system is demonstrably in the public interest by ensuring that land is used in the most sustainable way, avoiding or mitigating adverse impacts on the environment, community and economy.

Article 6 protects the right to a fair and public hearing before an independent tribunal in determination of an individual's rights and obligations. The process for Neighbourhood Development Plan production is fully compatible with this Article, allowing for extensive consultation on its proposals at various stages, and an independent examination process to consider representations received.

Article 14 provides that "The enjoyment of the rights and freedoms set forth in ... [the] ... European Convention on Human Rights shall be secured without discrimination on any ground such as sex, race, colour, language, religion, political or other opinion, national or social origin, association with a national minority, property, birth or other status." The Parish Council has developed the policies and proposals within the Plan in full consultation with the community and wider stakeholders to produce as inclusive a document as possible. In general, the policies and proposals will not have a discriminatory impact on any particular group of individuals.

**3.7 g. Prescribed conditions are met in relation to the Order (or plan) and prescribed matters have been complied with in connection with the proposal for the order (or Neighbourhood Development Plan).**

Therefore, the prescribed conditions have been met in relation to the Addingham Neighbourhood Development Plan (NDP) and prescribed matters have been complied with in connection with the proposal for the Plan.

**Prepared on behalf of Addingham Parish Council by Kirkwells Town Planning Consultants [www.kirkwells.co.uk](http://www.kirkwells.co.uk)**