

TONBRIDGE & MALLING BOROUGH COUNCIL

CABINET

03 February 2009

Report of the Director of Planning, Transport and Leisure

Part 1- Public

Matters for Recommendation to Council

1 MANAGING DEVELOPMENT AND THE ENVIRONMENT DEVELOPMENT PLAN DOCUMENT: - PRE-SUBMISSION PUBLICATION

Summary

Following public consultation on the Issues and Options report in the spring of last year, a draft version of the Managing Development and the Environment Development Plan Document (MDE DPD) was considered by the LDF Steering Panel on 22 January 2009 and Policy Overview Committee on 27 January 2009. Subject to consideration by Cabinet and adoption by Council at its meeting on 19 February the DPD it will be published so that public representations can be made before it is submitted to the Secretary of State.

1.1 Background

- 1.1.1 The Managing Development and the Environment Development Plan Document (MDE DPD) is one of four DPDs which, together with various existing and proposed Supplementary Planning Documents (SPD), comprise the Council's Local Development Framework (LDF). It deals with a range of planning issues which touch on topical, high profile matters and issues directly related to day to day decisions on development proposals and investment by the Council and others.
- 1.1.2 Public consultation on the Issues and Options for the MDE DPD took place in March and April last year. The purpose of that exercise was to scope the content of the MDE DPD, to ensure the Council had identified all of the issues and to elicit views on the choices. An independent Sustainability Appraisal of the options was also undertaken at that time.
- 1.1.3 At its meeting on **8 October 2008** the LDF Panel considered a Report on the main choices for the content of the MDE DPD having regard to the response to consultation, the results of the Sustainability Appraisal and a general steer arising from an informal Member-level Workshop which took place on 17 July 2008. At that meeting Members broadly endorsed the evolving approach to preparing the

DPD subject to some detailed points which have been taken into account in preparing the plan.

- 1.1.4 The preparation of the MDE DPD has been taken forward in the light of that steer. At its meeting on **22 January 2009** the LDF Steering Panel considered a draft of the DPD and recommended that it should be adopted for the purposes Pre-Submission Publication (as described in the Report to the LDF Panel) and as a material consideration for development control. They also considered a Supplementary Report and recommended that the Green Infrastructure Diagram be approved for inclusion in the plan.
- 1.1.5 The recommendations of the LDF Steering Panel were considered by the Policy Overview Committee at its meeting on **27 January 2009** which likewise commend the Plan (including the Green Infrastructure Diagram) for adoption. Any changes to the DPD resulting from the consideration of the matter by the LDF Steering Panel and the Policy Overview Committee will be addressed, if necessary, in a Supplementary Report.

1.2 Legal Implications

- 1.2.1 As set out in the Report to the LDF Steering Panel

1.3 Financial and Value for Money Considerations

- 1.3.1 As set out in the Report to the LDF Steering Panel

1.4 Risk Assessment

- 1.4.1 As set out in the Report to the LDF Steering Panel

1.5 Recommendations

- 1) That the Managing Development and the Environment DPD, (including the Green Infrastructure Diagram) be recommended to Council for adoption for the purposes of Pre-Submission Publication and subsequent submission to the Secretary of State and as a material consideration for Development Control.
- 2) That the Director of Planning Transport and Leisure be authorised to respond to representations received in response to Pre-Submission Publication and to put forward to the Inspector any changes that respond to those representations provided such changes raise no fundamental issues of policy, in which case a report back to Members would be necessary.

Background papers:

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Nil

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