

Shadwell Neighbourhood Development Plan

Decision Statement published pursuant to Section 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)

1. Summary

Following a positive referendum result on Thursday 6th May, Leeds City Council is publicising its decision made by the Chief Planning Officer to ‘make’ the Shadwell Neighbourhood Development Plan part of the Leeds Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

2. Decision & Reasoning

Leeds City Council appointed an Independent Examiner; Tony Burton MPhil (Town Planning) HonFRIBA FRSA to review whether the plan meets the Basic Conditions required by legislation and whether the plan should proceed to referendum.

The Examiner’s Report concluded that the Plan meets the Basic Conditions, and that subject to the modifications proposed in the report, detailed by the Shadwell Neighbourhood Plan Decision Statement (published 9th November 2020), the Plan should proceed to a Referendum. The Examiner’s proposed modifications were made to the draft Plan in advance of the Referendum.

A referendum was held on 6th May 2021 and 92% of those who voted were in favour of the Plan. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 (as amended) requires that the Council must make the Neighbourhood Plan if more than half of those voting have voted in favour of the Plan. Leeds City Council is not subject to this duty if the making of the Plan would breach, or would otherwise be incompatible with, any EU obligations or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The referendum held on 6th May met the requirements of the Localism Act 2011; it was held in the Shadwell Neighbourhood Area and posed the question:

‘Do you want Leeds City Council to use the Neighbourhood Plan for Shadwell to help it decide planning applications in the neighbourhood area?’

The count took place on 8th May and greater than 50% of those who voted were in favour of the Plan being used to help determine planning applications in the Neighbourhood Area. The results of the referendum were:

Response	Votes
Yes	718 (92%)
No	60 (8%)
Turnout	51%

Leeds City Council is therefore confirming its decision made by the Chief Planning Officer to 'make' the Shadwell Neighbourhood Development Plan part of the Leeds Development Plan following the positive referendum result.

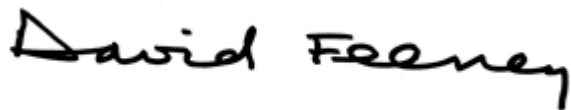
3. Inspection of Decision Statement

This decision statement can be viewed on the Leeds City Council website, the Shadwell Parish Council website:

- <https://www.leeds.gov.uk/planning/planning-policy/neighbourhood-planning/shadwell-neighbourhood-plan>
- <https://www.shadwell-parish-council.org/>
- <http://www.shadwellneighbourhoodplan.co.uk/>

For further information please contact the Neighbourhood Planning team on npsupport@leeds.gov.uk or 0113 37 87260.

Signed

A handwritten signature in black ink that reads "David Feeney". The signature is written in a cursive, slightly slanted style.

David Feeney

Chief Planning Officer

Date: 24 June 2021