
Meeting of the Cabinet – 14th December 2016

Report of the Strategic Director Place

Adoption of the Dudley Borough Development Strategy

Purpose of Report

1. To approve and recommend to Council that on adoption of the Dudley Borough Development Strategy the Unitary Development Plan 2005 is formally revoked and superseded by the Dudley Borough Development Strategy.

Background

2. The Dudley Borough Development Strategy complements and builds on the work carried out for the Black Country Core Strategy which was adopted by the Council in February 2011. The Borough Development Strategy therefore provides planning policies and site allocations for the Borough as well as detailed development strategies for the Regeneration Corridors identified in the Black Country Core Strategy. Furthermore, the policies and allocations spatially represent and support the Council Plan and Community Council objectives of growing the economy and creating jobs; ensuring a greener place; and stronger and safer communities. Once adopted, the Borough Development Strategy will replace what is remaining of the Unitary Development Plan (2005).
3. The Strategy was originally submitted to the Secretary of State for Communities and Local Government in March 2016 and was subsequently subject to an Examination in Public held by an appointed Planning Inspector. The Examination was held on 17th and 18th May 2016.
4. After the Examination the Inspector requested that the Council publish a series of modifications to four policies in particular and be subject to further public consultation. These modifications were approved by Cabinet on 29th June 2016. The representations received on these modifications, where appropriate, were taken into consideration by the Inspector in writing his final report which was received by the Council in October 2016 which concluded that the Borough Development Strategy is sound and recommended that it be adopted by Dudley Council. A list of the modifications made appear in an Appendix at the end of the Inspector's Report.
5. The Borough Development Strategy will be reported to a meeting of The Council on the 27th February 2017, where the Dudley Borough Development Strategy will be formally adopted. Following adoption the AAP will be subject to a (six week) period of legal challenge. The Borough Development Strategy will now form part of the statutory Local Plan for the Borough alongside the Black Country Core Strategy and the Area Action Plans for Brierley Hill,

Stourbridge, Halesowen and Dudley Town Centres and will be a material consideration in determining planning applications and development proposals in the Borough. Together these documents replace and supersede remaining policies and site allocations within the Unitary Development Plan (UDP) which had been adopted in 2005 and will now no longer exist as a current planning document.

Finance

6. The Dudley Borough Development Strategy is funded from existing budgets and resources dedicated to the production of Development Plan Documents and other such statutory planning documents.

Law

7. The production of the Dudley Borough Development Strategy is necessary in order to update and replace policies within Dudley Unitary Development Plan (UDP) (2005) and will deliver the regeneration requirements for the Borough set out in the Black Country Core Strategy.
8. The Dudley Borough Development Strategy is a Development Plan Document (DPD), produced in accordance with the relevant provisions of the Planning and Compulsory Purchase Act 2004, the Town and Country Planning (Local Planning) (England) Regulations 2012 and the NPPF (2012). When adopted, the Dudley Borough Development Strategy will form part of Dudley's statutory planning framework (the Local Plan) and will be used as the basis for decisions in planning applications for development across the Borough.
9. In addition Section 2 of the Local Government Act 2000 allows the Council to do anything that it considers is likely to promote or improve the economic, social or environmental well-being of the area.

Equality Impact

10. The Dudley Borough Development Strategy will set the planning framework for the development of the Borough up to 2026. The Development Strategy will seek to ensure that sufficient homes, shops and employment, social and recreational facilities are planned and provided for in that time to meet the needs of the communities in the Borough. This will include meeting the needs of children and young people by seeking to provide sufficient facilities for them as well as having a positive effect for future generations.

Recommendation

11. It is recommended that the Dudley Borough Development Strategy be approved and recommended to Council for adoption.
12. To approve and recommend to Council that on adoption of the Dudley Borough Development Strategy the Unitary Development Plan 2005 is formally revoked and superseded by the Dudley Borough Development Strategy.



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Alan Lunt

Strategic Director Place

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List of Appendices

Dudley Borough Development Strategy Track Changes and Proposals Map (July 2016)

Dudley Borough Development Strategy Inspector's Report (October 2016)

Planning Inspectorate Table of Proposed Modifications (October 2016)