

WARDS: All

AGENDA ITEM NO. 10

DUDLEY METROPOLITAN BOROUGH COUNCIL

REPORT TO THE CABINET – 15th JUNE 2005

REPORT OF THE DIRECTOR OF THE URBAN ENVIRONMENT

THE REVISED DEPOSIT UNITARY DEVELOPMENT PLAN – RESPONSES TO THE OBJECTIONS/REPRESENTATIONS TO THE PROPOSED MODIFICATIONS OCTOBER 2004.

1.0 PURPOSE

- 1.1 To approve the responses to objections received into the Proposed Modifications made with respect to the Revised Deposit Unitary Development Plan. These are available in the Members' library. To seek Cabinet approval to proceed to the next stage in the Development Plan preparation and publish 'Notice of Intention to Adopt the Dudley UDP after 28 days'.

2.0 BACKGROUND

- 2.1 The Revised Deposit UDP was approved for publication at the Full Council meeting held on 21st January 2002. Prior to commencement of the Public Local Inquiry two sets of Pre-Inquiry Changes to the Plan were approved for publication. The first set of Pre-Inquiry Changes were approved by Full Council on 7th October 2002. The second set were approved by the Executive on 28th November 2002 under delegated authority given by Full Council on 18th November 2002.
- 2.2 The Public Local Inquiry into the objections/representations to the Revised Deposit Unitary Development Plan for Dudley MBC was held from 17th December 2002 to 12th June 2003.
- 2.3 The Inspector's report was received on the 31st January 2004 - the report contained details of his conclusions and recommendations on the objections/representations made in relation to specific policies contained in the Plan. The Inspector only made recommendations in relation to policies for which objections/representations were received. Any policy which received no objections, which form the overwhelming majority of the plan's contents, were not considered by the Inspector. On 21st April 2004 Full Council approved the responses to the Inspector's recommendations.
- 2.4 In response to the Inspector's recommendations certain changes were proposed to the Revised Deposit Unitary Development Plan. These changes, called Proposed Modifications to the plan, were subject to a statutory six week consultation period 22nd October to 3rd December 2004. A number of

representations were made by objectors. Officers have considered the representations made and have recommended proposed responses to the objections made. These are detailed in Appendix 1. If Members' agree with the proposed responses a further Public Local Inquiry will not be required and the Council can then proceed to the next stage in the Development Plan production, and publish its notice of intention to adopt the Plan after the statutory 28 days notification period.

3.0 PROPOSAL

3.1 Members are asked to approve :-

- The responses to the objections made to the proposed modifications as detailed in Appendix 1.
- Approve the publication of the Council's 'Notice of Intention to Adopt the Dudley Unitary Development Plan after 28 days publication notice'.

4.0 FINANCE

4.1 The costs of preparing the Revised Deposit Plan are met from budgets specifically identified for that purpose. The costs of a modification inquiry could be significant and may not be able to be met from existing budgets.

5.0 LAW

5.1 The review of the UDP is being prepared under Part 2 of the Town and Country Planning Act, 1990.

6.0 EQUAL OPPORTUNITIES

6.1 The preparation of the UDP has been undertaken in full accordance with the Council's equal opportunities policy and part 1 of the UDP emphasises the priority attached to this in formulating the policies.

7.0 RECOMMENDATION

7.1 It is recommended that the proposals set out in Section 3 of this report be approved.

8.0 BACKGROUND PAPERS

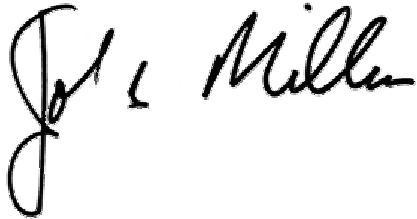
Proposed Modifications September 2004

Inspectors Report into the Revised Deposit Unitary Development Plan

Second Set of Pre-Inquiry Changes November 2002

First Set of Pre-Inquiry Changes October 2002

Revised Deposit Unitary Development Plan

A handwritten signature in black ink, appearing to read "John B. Millar". The signature is written in a cursive style with a large, stylized initial "J".

Director of the Urban Environment - John B. Millar

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