
Meeting of the Cabinet – 27th June 2022

Report of the Director of Regeneration and Enterprise

Dudley Local Development Scheme 2022

Purpose

1. The purpose of this report is to seek approval for the updated Local Development Scheme (LDS) 2022.

The LDS is the Council's project plan that identifies which Local Plan documents will be produced by The Council, in what order and by when. All documents would be subject to Cabinet and Full Council approval at the relevant stages.

Recommendations

2. It is recommended Cabinet:-
 - Approve the revisions to the Local Development Scheme (LDS) as shown in Appendix One.
 - That following adoption, Cabinet authorises the Director of Regeneration and Enterprise to make any minor modifications necessary to the Local Development Scheme that may be required prior to making it available to the Public.
 - Delegate responsibility for updating subsequent Local Development Schemes to the Director of Regeneration and Enterprise in conjunction with the Cabinet Member.

Background

3. The LDS is the Council's project plan that identifies which local plan documents will be produced by The Council, in what order and by when. All documents would be subject to Cabinet and Full Council approval at the relevant stages.
4. The Council needs to review its planning documents at regular intervals to ensure they remain up to date. The LDS therefore also provides information on the timetabling of several existing approved planning documents which need to be reviewed.

5. The revised Local Development Scheme (LDS) covers the period 2022-2025. It provides a summary of planning policy documents, as well as timescales for their progression, what stage they are currently at and the anticipated date of their adoption. The LDS will be updated as and when required should a significant change in timetabling of documents occur.
6. The policy documents set out within the LDS are referred to collectively as the Dudley Local Plan and are used as a basis for assessing and determining planning applications within the Borough. The main Local Plan documents which are currently proposed to be delivered within the 2022-2025 timeframe are:
 - The Black Country Plan (BCP) (formerly the Black Country Core Strategy)
 - The Brierley Hill Plan (BHP) (Area Action Plan review)
 - Residential Design Guide SPD, formerly the New Housing Development SPD
 - Lye & Stour Valley SPD – including Design Code
7. Every Local Planning Authority must produce a Local Plan to meet the requirements of the National Planning Policy Framework (NPPF) 2021. The NPPF requires that the Plan should steer future development over a period of at least 15 years (NPPF Para 22) and should be reviewed every five years (NPPF Para 33) and meet stringent guidelines across a range of land use issues including:
 - allocating land for housing;
 - creation of employment opportunities;
 - identifying necessary infrastructure improvements; and
 - safeguarding environmental assets and heritage.
8. The process of preparing a new Local Plan is carried out in accordance with the regulations set out within the Town and Country Planning (Local Planning) (England) Regulations 2012.
9. The main update within this LDS is the revised BCP timetable and following on from this the revised BHP timetable, as the BHP needs to run behind the BCP to allow Strategic policies to be in place to allow lower tier plans to be in conformity. The BCP timetable is as follows:

Plan preparation stage	Timescale
Focussed Regulation 18 consultation on additional Walsall sites	July – September 2022
Cabinet consideration of Publication Plan	September 2022
Full Council approve Plan for Publication (Reg19) and subsequent Submission (Reg20) to the SoS	September/October 2022
Publication Plan (Reg 19) stage - Public Consultation	October/November – December 2022
Submission of Plan (Reg20)	March 2023 or May 2023 (date subject to level and nature of responses to Reg19 consultation)
Examination in Public (Date to be determined by Planning Inspectorate)	April 2023 - March 2024
Cabinet and Full Council approval for Adoption	March or May 2024

Despite a change in the timetable, the overall Adoption date for the BCP remains within 2024, ensuring that the plan period will cover 15 years as stated in the NPPF. The LDS also covers the new Lye & Stour Valley SPD which includes Design code work for the area, following a successful bid to secure Government funding as part of the National Design Code Pathfinder programme. The SHLAA is updated on an annual basis and published on the website as with the AMR

Finance

10. The costs of preparing the Black Country Core Strategy review is funded from existing budgets and resources dedicated to the production of Local Plan Documents and other such statutory planning documents.

Law

11. In accordance with section 15 of the Planning and Compulsory Purchase Act 2004, every local planning authority must prepare planning policy documents and maintain the LDS specifying the documents that will be local development documents, their subject matter and area, and the timetable for their preparation and revision.

Risk Management

12. There are not considered to be any material risks from this report.

Equality Impact

13. The LDS is a programme of the documents to be produced over the next 3 years and does not in itself create policy. Each document within the LDS will be subject of an Equalities Impact Assessment (EQIA) as part of its preparation.



As part of the consultation process on documents children and young people will have opportunities to have their say on how decisions affect them and put their ideas forward.

Human Resources/Organisational Development

14. There are no HR/OD impacts resulting from the report as any requirements will be managed from within existing resource in line with the timescales outlined.

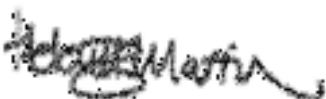
Commercial/Procurement

15. There are not considered to be any commercial/procurement implications as a result of this report.

Council Priorities and Projects

16. The Local Development Scheme will play an important part in delivering the spatial and land use aspects of the Dudley Borough Vision and Council Plan 2022-25, particularly as it relates to housing, employment, transport, environment and education goals. The Black Country Plan and the Brierley Hill AAP review will provide the regeneration framework for areas across the Borough to assist in achieving this.
17. The LDS will assist with current wider Council and Borough activity and projects including:
- Climate Change and our Net Zero target by 2041
 - GP and health provisions
 - Public transport connectivity
 - Local housing needs
 - Green spaces and the safety of the community
 - Asset and Property Management

The documents to be prepared under the LDS all contain policies and proposals to help the council achieve priorities in the areas mentioned above.



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Appendix One – Draft Updated LDS



Appendix One: Draft Local Development Scheme Timetable

Planning document	Evidence gathering	Consult Stage 1 - Issues & Options	Consult Stage 2 - Draft Plan	Consult Stage 3 - Publication	Consult Draft (SPD & CA only)	Submission	EIP	Adoption
The Black Country Plan	2016	July-September 2017	August – October 2021	October – December 2022	N/A	March 2023	April-March 2024	March- May 2024
The Brierley Hill Plan	2019 onwards	January - February 2022	February – March 2023	January - February 2024	N/A	Spring 2024	Autumn 2024	Winter 20224
Lye & Stour Valley SPD	Summer/Autumn 2022	N/A	N/A	N/A	Spring 2023	N/A	N/A	Late Summer/Autumn 2023
Residential Design Guide (SPD)	Summer/Autumn 2022	N/A	N/A	N/A	Winter/Spring 2023	N/A	N/A	Summer 2023
Black Country Local List	Winter/Spring 2022	N/A	N/A	N/A	Summer 2022	N/A	N/A	September 2022

	Delivered Stage
	Stage in progress
	Programmed Stage
	Not Applicable