
Report to: Place Panel

Date: 30 July 2019

Subject: **York Local Plan - Proposed Modification Consultation**

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1 Purpose of this report

- 1.1 The report is to inform members of the Place Panel that representatives of City of York Council (CYC) will attend the meeting to present their report made to the Leeds City Region Heads of Planning and Directors of Development, which is attached at Appendix 1. Two further appendices (Appendix 1a and Appendix 1b) set out the proposed modifications and an updated Strategic Economic Plan (SEP) Self-Assessment Form, which shows how the plan meets the objectives of the SEP.
- 1.2 A copy of the West Yorkshire Combined Authority formal response to the CYC consultation is attached at Appendix 2 for information.
- 1.3 Place Panel Members are asked to note the report and consultation response.

2 Information

- 2.1 CYC have undertaken a consultation on proposed modifications to their submitted Local Plan that closed on 22 July 2019. Following dialogue with their Planning Inspector, CYC are presenting modifications to parts of their plan after submission of their plan but prior to inspection.
- 2.2 The report in Appendix 1 has been presented to both the Heads of Planning meeting and the Directors of Development meeting prior to the consultation closing. Individual authorities have been invited to provide comments to the CYC consultation.
- 2.3 The Duty to Cooperate became a statutory requirement on 15 November 2011; it is a legal duty on Local Planning Authorities and certain public bodies¹ to engage constructively, actively and on an on-going basis to

¹ Environment Agency, Historic England, Natural England, Civil Aviation Authority, Homes and Communities Agency, Clinical commissioning groups, National Health Service Commissioning Board, Office of Rail Regulation, Integrated Transport Authority, Highways England (including the Secretary of State).

maximise the effectiveness of Local Plan preparation relating to strategic cross boundary matters.

2.4 The Leeds City Region Statement of Cooperation, produced by the Combined Authority, sets out the stages within the local plan making process where planning authorities should seek city region endorsement of their plans (formerly done through Planning Portfolios meeting, now incorporated into Place Panel) to meet the requirement of the Duty to Cooperate. The CYC Proposed Modifications consultation is an additional stage of consultation and therefore falls outside the standard process for Duty to Cooperate approvals set out in the Statement of Cooperation.

2.5 CYC have had confirmation from the Planning Inspector that the Duty to Cooperate requirement up to the point of submission has been complied with. Given the proposed changes are significant, it is appropriate to inform Place Panel at this stage to demonstrate ongoing and constructive engagement with neighbouring authorities.

3. Financial Implications

3.1 There are no financial implications directly arising from this report.

4. Legal Implications

4.1 There are no legal implications directly arising from this report.

5. Staffing Implications

5.1 There are no staffing implications directly arising from this report.

6. External Consultees

6.1 No external consultations have been undertaken.

7. Recommendations

7.1 Place Panel Members are asked to note the report and consultation response as set out in Appendix 1 and Appendix 2.

8. Background Documents

None.

9. Appendices

Appendix 1: CYC Local Plan – Proposed Modifications Consultation

Appendix 2: WYCA Response to CYC Proposed Modifications Consultation