



**Broxtowe  
Borough  
COUNCIL**

**CHETWYND: THE TOTON AND CHILWELL NEIGHBOURHOOD  
DEVELOPMENT PLAN**

**(2020 – 2040)**

**THE NEIGHBOURHOOD PLANNING (GENERAL) REGULATIONS  
2012 (AS AMENDED)**

**REGULATION 18 DECISION STATEMENT: REFERENDUM**

**BROXTOWE BOROUGH COUNCIL**

**FEBRUARY 2024**

## **1.0 Summary**

- 1.1 In accordance with Regulation 18 of the Neighbourhood Planning (General) Regulations 2012 (as amended), Broxtowe Borough Council has produced this 'Decision Statement' in relation to the Chetwynd: The Toton and Chilwell Neighbourhood Development Plan (the 'Neighbourhood Plan') submitted by the Chetwynd: The Toton and Chilwell Neighbourhood Forum.
- 1.2 Following an Independent Examination, Broxtowe Borough Council confirms that the Chetwynd: The Toton and Chilwell Neighbourhood Plan will proceed to a neighbourhood planning referendum.
- 1.3 This Decision Statement, along with the Independent Examiner's report and other documents, can be viewed on the Broxtowe Borough Council website at the following link: <https://www.broxtowe.gov.uk/for-you/planning/planning-policy/neighbourhood-planning/chetwynd-the-toton-and-chilwell-neighbourhood-plan/>.

## **2.0 Background**

- 2.1 On 30 November 2016, Broxtowe Borough Council received an application to designate the Chetwynd: The Toton and Chilwell Neighbourhood Forum. On the same date, an application for the designation of the Chetwynd: The Toton and Chilwell Neighbourhood Area was received. On 9 March 2017, Broxtowe Borough Council approved the Neighbourhood Forum and Neighbourhood Area designations, following six-week consultations.
- 2.2 The Chetwynd: The Toton and Chilwell Neighbourhood Forum submitted an application to 're-designate' the Neighbourhood Forum on 25 October 2021. Broxtowe Borough Council resolved at its meeting on 2nd March 2022 to re-designate the Chetwynd: The Toton and Chilwell Neighbourhood Forum for the Chetwynd: The Toton and Chilwell Neighbourhood Area.
- 2.3 The Pre-Submission Draft Chetwynd: The Toton and Chilwell Neighbourhood Plan was made available for consultation in accordance with Regulation 14 of the Neighbourhood Planning (General) Regulations 2012 (as amended), for a 10-week period until 20 September 2019.
- 2.4 The Chetwynd: The Toton and Chilwell Neighbourhood Forum formally submitted the Chetwynd: The Toton and Chilwell Neighbourhood Plan to Broxtowe Borough Council on 24 November 2021.
- 2.5 Broxtowe Borough Council screened the Neighbourhood Plan and determined that a Strategic Environmental Assessment (SEA) was likely to be required but that an 'appropriate assessment' under the Habitats Regulations (HRA) would not be. Screening opinions were sought from Natural England, Historic England and the Environment Agency. Natural England agreed with the Borough Council that a Strategic Environmental

Assessment was likely to be required and so an appropriate Strategic Environmental Assessment was produced in relation to the Neighbourhood Plan. This formed a part of the formal submission to the Borough Council.

- 2.6 Broxtowe Borough Council held a consultation (in accordance with Regulation 16 of the Neighbourhood Planning (General) Regulations 2012 (as amended)), on the Submission Draft of the Chetwynd: The Toton and Chilwell Neighbourhood Plan from Wednesday 8 June until Friday 5 August 2022.
- 2.7 An Independent Examiner (Jill Kingaby BSc (Econ) MSc MRTPI) was appointed by Broxtowe Borough Council to undertake the Independent Examination of the Submission version of the Chetwynd: The Toton and Chilwell Neighbourhood Plan.
- 2.8 The Independent Examination of the Chetwynd: The Toton and Chilwell Neighbourhood Plan included a public hearing, which was held on 10 November 2022 in the Council Offices of Broxtowe Borough Council.
- 2.9 Following this public hearing, extensive modifications were proposed to the Plan and agreed, in principle, by Broxtowe Borough Council and the Neighbourhood Forum. Due to the extent of the proposed amendments, and to ensure that no party would be at a disadvantage, the Borough Council invited further comments on the proposed amendments for a four-week period which ended on 25 August 2023 (although late representations were accepted by the Independent Examiner). Any individual or organisation that commented during the original Regulation 16 consultation was invited to comment on the proposed amendments. However, the period of this additional targeted consultation was published on the Borough Council's website and the consultation was open for anyone or any organisation to respond to, regardless of whether they had previously made representations.
- 2.10 The Independent Examiner's Report was sent to Broxtowe Borough Council and the Chetwynd: The Toton and Chilwell Neighbourhood Forum on 17 January 2024.
- 2.11 The Independent Examiner's Report is available to view on Broxtowe Borough Council's website at the following link: <https://www.broxtowe.gov.uk/media/avolvh0h/chetwynd-ttcnp-examiner-report.pdf>. A printed copy is available for inspection at the offices of Broxtowe Borough Council, Foster Avenue, Beeston, Nottingham, NG9 1AB.

### **3.0 Decisions and Reasons**

- 3.1 The Independent Examiner concluded that, subject to the modifications recommended, the Plan will meet the Basic Conditions and other relevant legal requirements. The Borough Council concurs with this view and will make the modifications proposed by the Examiner within her Report.

- 3.2 Broxtowe Borough Council (in liaison with the Chetwynd: The Toton and Chilwell Neighbourhood Forum) agreed that all of the modifications recommended by the Independent Examiner should be incorporated within the revised Chetwynd: The Toton and Chilwell Neighbourhood Plan, in order for it to proceed to public referendum. This decision was made at the 6 February 2024 meeting of Broxtowe Borough Council's Cabinet.
- 3.3 Further information in relation to the 6 February 2024 meeting of the Council's Cabinet is available to view on the Borough Council's website at the following link:  
<https://democracy.broxtowe.gov.uk/ieListDocuments.aspx?CId=229&MId=3971> (Item 123.1).
- 3.4 At its 6 February 2024 meeting, Broxtowe Borough Council's Cabinet resolved that:
1. The Chetwynd: The Toton and Chilwell Neighbourhood Plan should be modified as proposed by the Independent Examiner.
  2. Once modified as proposed by the Independent Examiner, it is considered the Neighbourhood Plan will meet the Basic Conditions and other legislative requirements.
  3. The Chetwynd: The Toton and Chilwell Neighbourhood Plan should proceed to a referendum, with the extent of the area eligible to vote to be based upon the Chetwynd: The Toton and Chilwell Neighbourhood Area as shown within appendix 1 to the report.
- 3.5 A copy of the plan referred to within part 3 (appendix 1) of the above decision is included as Plan A within this Statement.
- 3.6 Further information in relation to the Cabinet decision is available to view on Broxtowe Borough Council's website at the following link:  
<https://democracy.broxtowe.gov.uk/mglIssueHistoryHome.aspx?IId=15726&Opt=0>.
- 3.7 The Borough Council has considered whether to extend the area in which the referendum is to take place, but agrees with the Examiner that there is no need to extend this area beyond the Neighbourhood Plan Area (which is the designated Chetwynd: The Toton and Chilwell Neighbourhood Area as per 'Plan A' below).

#### **4.0 Further Information**

- 4.1 This Decision Statement is available to view on Broxtowe Borough Council's website at the following link: <https://www.broxtowe.gov.uk/for-you/planning/planning-policy/neighbourhood-planning/chetwynd-the-toton-and-chilwell-neighbourhood-plan/>. A printed copy may also be inspected during normal office hours at the following location:

Council Offices  
Broxtowe Borough Council  
Foster Avenue  
Beeston  
Nottingham  
NG9 1AB

Telephone: 0115 917 7777. Please ask for 'Planning Policy'.

- 4.2 Further information is available on Broxtowe Borough Council's website page for the Chetwynd: The Toton and Chilwell Neighbourhood Plan at the following link: <https://www.broxtowe.gov.uk/for-you/planning/planning-policy/neighbourhood-planning/chetwynd-the-toton-and-chilwell-neighbourhood-plan/>.
- 4.3 If you have any questions or would like any further information in relation to the Chetwynd: The Toton and Chilwell Neighbourhood Plan or this Decision Statement, please feel free to contact the Borough Council's Planning Policy Team on 0115 917 3015 or via email at: [policy@broxtowe.gov.uk](mailto:policy@broxtowe.gov.uk).

**Broxtowe Borough Council**  
**February 2024**

**PLAN A: CHETWYND: THE TOTON AND CHILWELL NEIGHBOURHOOD PLAN AREA BOUNDARY**

