

**Awsorth Neighbourhood Plan  
Making of the Neighbourhood Plan**

**Decision Statement**

**Regulation 19 of the Neighbourhood Planning (General) Regulations 2012 (as amended)**

This document is the decision statement required to be prepared under Regulation 19 of the Neighbourhood Planning Regulations 2012 (as amended). It sets out the Council's decision to 'make' the Awsorth Neighbourhood Plan, under Section 38A (4) of the Planning and Compulsory Purchase Act, following a positive referendum result on the 10th June 2021.

This decision statement and the Awsorth Neighbourhood Plan can be viewed on the Council's website at: <https://www.broxtowe.gov.uk/awsorthneighbourhoodplan>.

Paper copies of this decision statement and the Awsorth Neighbourhood Plan can be viewed during normal opening times at the following location:

- Broxtowe Borough Council, Council Offices, Foster Avenue, Beeston, Nottingham, NG9 1AB.

**Background**

The Town and Country Planning Act 1990 (as amended) places a statutory duty on the Borough Council to assist communities in the preparation of Neighbourhood Plans and to take the Plans through a process of examination and referendum. The Localism Act 2011 sets out the Local Planning Authority's responsibilities under neighbourhood planning.

The Awsorth Neighbourhood Plan relates to the Awsorth Neighbourhood Area which was designated on the 1st December 2015. The Awsorth Neighbourhood Area is the Awsorth Parish Area.

Awsorth Parish Council undertook the Pre-Submission Consultation on the Neighbourhood Plan from 23rd February 2018 until 13th April 2018.

The Neighbourhood Plan was submitted to Broxtowe Borough Council on 9th December 2019. In accordance with Regulation 16 of the Neighbourhood Planning (General) Regulations 2012 (as amended), the Neighbourhood Plan was made

available for comment. This consultation took place from Monday 10th February 2020 until Friday 10th April 2020 (extended as a result of Covid-19).

An independent examiner was appointed to carry out the examination of the Neighbourhood Plan. The Neighbourhood Plan was examined by a process of written representations. The independent examiner undertook an unaccompanied site visit of the Neighbourhood Plan Area.

The Examiner's Report was issued on the 19th January 2021. The Examiner's conclusion was that, subject to the modifications recommended in their Report, the Awsworth Neighbourhood Plan meets the basic conditions and other statutory requirements outlined in the Report. The Examiner's recommendation was that, subject to the modifications proposed in the Report, the Awsworth Neighbourhood Plan could proceed to referendum.

It was agreed at Broxtowe Borough Council's Jobs and Economy Committee meeting on the 25th March 2021 that the Neighbourhood Plan as modified should proceed to referendum.

### Decision and Reasons

A referendum was held on the 10th June 2021. A majority of those who voted were in favour of the Neighbourhood Plan. The results of the referendum held on 10th June 2021 were:

#### *Question:*

*'Do you want Broxtowe Borough Council to use the Neighbourhood Plan for Awsworth to help it decide planning applications in the neighbourhood area?'*

	Votes Recorded	Percentage
Number of votes cast in favour of a Yes	401	87.6%
Number of votes cast in favour of a No	57	12.4%

The turnout was 27.26%.

Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act (as amended) requires that the Local Planning Authority must 'make' a Neighbourhood Plan if more than half of those voting have voted in favour of the plan.

The Council is not subject to this duty if the Council considers that the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The Council does not consider that the plan would breach, nor be otherwise incompatible with any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The Council resolved to 'make' the Awsworth Neighbourhood Plan at its Full Council Meeting on the 21st July 2021.

In accordance with the Regulations and the Council's procedure, the Awsworth Neighbourhood Plan is 'made' and planning applications in the area must be

considered against the Awsworth Neighbourhood Plan, as well as existing planning policy.

For further information, please contact the Council's Planning Policy Team on 0115 917 7777 (please ask for 'Planning Policy') or by email at [policy@broxtowe.gov.uk](mailto:policy@broxtowe.gov.uk).