

Forum Meeting 17 January 2019

In answer to the question raised by Forum members

Status of all 3 Neighbourhood Plans post Regulation 18 completion

- 1) **As confirmed on the Council's website at**
<https://www.torbay.gov.uk/council/policies/planning-policies/neighbourhood-plans/>

“Post Examination and Status of Neighbourhood Plans

The Local Planning Authority must have regard in dealing with an application to a post examination draft neighbourhood plan, so far as material to the application. All three Neighbourhood Plans have reached the stage when this legal duty is triggered, although the degree of weight is a matter for the decision taker. The Neighbourhood Plans cannot be accorded full weight of an adopted/made development plan, until they have passed Referendum. The Referendum is expected to be held alongside the local elections on the 2 May 2019.”

- 2) **Also in Reports submitted by planning Officers to Development Management Committee e.g 14 January 2019 Agenda Items**

“The Paignton Neighbourhood Plan has recently completed its Independent Examination. Section 70(2) of the Town and Country Planning Act 1990 (as amended) provides that a local planning authority must have regard to a post examination draft neighbourhood development plan, so far as material to the application.”