

# Community Scrutiny Committee

21<sup>st</sup> September 2018

## Annual Monitoring Report 2017/18

### Adopted Carmarthenshire Local Development Plan

#### Recommendations / key decisions required:

To consider the Authority's third Annual Monitoring Report for the Carmarthenshire Local Development Plan and its recommendations – as required for submission to the Welsh Government.

#### Reasons:

- To receive and accept the content of the report and the appended Annual Monitoring Report 2017/18.
- To note the outcomes and baseline data as part of ongoing LDP monitoring and as evidence in respect of the emerging Revised LDP 2018 - 2033.
- To provide an opportunity for comments to be submitted on its content.

Exec Board Decision Required YES

Council Decision Required YES

#### EXECUTIVE BOARD MEMBER PORTFOLIO HOLDER:- Cllr Mair Stephens

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Designations :

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**EXECUTIVE SUMMARY**  
**Community Scrutiny Committee**  
**21<sup>st</sup> September 2018**

**Annual Monitoring Report 2017/18**  
**Adopted Carmarthenshire Local Development Plan**

**1. BRIEF SUMMARY OF PURPOSE OF REPORT.**

This report follows the adoption of the Carmarthenshire Local Development Plan (LDP) and presents its third Annual Monitoring Report (AMR). The AMR has been prepared in accordance with the provisions of the Planning and Compulsory Purchase Act 2004 and the Local Development Plan (LDP) Regulations 2005.

The Planning and Compulsory Purchase Act 2004 requires each Local Planning Authority to prepare an Annual Monitoring Report (AMR) on its LDP following adoption and to keep all matters under review that are expected to affect the development of its area. In addition, under section 76 of the Act, the Council has a duty to produce information on these matters in the form of an Annual Monitoring Report for submission to the Welsh Government, and publication on the Carmarthenshire County Council's website by 31st October each year following plan adoption.

Members will recall that following consideration of the 2016/17 AMR it was resolved to prepare a Review Report into the LDP, and that this was considered at the meeting of Full Council on the 10<sup>th</sup> January 2018, wherein it was resolved to prepare a Revised LDP 2018 – 2033. Whilst, the preparation of the Revised LDP is underway the Council is still required to prepare AMR's with the information and data produced used as evidence in the preparation of the Revised Plan.

A copy of the draft AMR is appended as part of this report. It should be noted that the content of the AMR and this report may develop as further evidence and data becomes available ahead of reporting to Council.

**2. Background**

As part of the requirement to monitor the implementation and effectiveness of the adopted LDP, Carmarthenshire County Council is required by the Welsh Government to produce and submit an Annual Monitoring Report (AMR).

This represents the third AMR following the LDP's formal adoption on the 10th December 2014 and is to be submitted by the 31st October with its preparation an integral component of the statutory development plan process.

Covering the period of 1st April 2017 to 31st March 2018 this AMR assesses the progress in implementing LDP policies and proposals. It provides the basis for monitoring the effectiveness of the LDP and determines whether any revisions to the Plan are necessary. This AMR, and any subsequent AMR's will aim to demonstrate the extent to which the LDP strategy and objectives are being achieved and whether the Plan's policies are operating and functioning effectively. It also assesses the impact the LDP is having on the social, economic and environmental well-being of the County and identifies any significant contextual changes that may influence the Plan's implementation or future review.

### 3. Content and Structure

The AMR is the main mechanism for measuring the success in implementing the Plan's policies and will report on issues which impact upon the Plan's objectives.

In recognition that measuring implementation is a continuous part of the plan making process, the monitoring of the Plan provides the connection between: evidence gathering; plan strategy and policy formulation; policy implementation; evaluation, and plan review. It also assists in improving the transparency of the planning process, and keeps stakeholders, the community and business groups informed of development plan issues.

The AMR also includes an analysis of the Strategic Environmental Assessment/ Sustainability Appraisal.

### 4. LDP Monitoring Framework

The LDP Monitoring Framework identifies a series of targets and indicators with defined triggers for further action. This has been developed in accordance with Welsh Government Regulations and guidance and was subject to consideration at the Examination into the Carmarthenshire LDP and within the Inspector's Report.

The AMR utilises a traffic light system in monitoring its policies which allow for a visual interpretation on the success, or otherwise. However this is supported by the accompanying explanatory narrative which assesses the respective success or failure against each indicator, with the following options available to respond to any emerging issues:

- **Continue Monitoring:** Where indicators are suggesting that LDP policies are being implemented effectively and there is no cause for a review.
- **Officer / Member Training required:** Where indicators associated with planning applications suggest that policies are not being implemented as they were intended, and further officer or Member training is required.
- **SPG / Development Briefs required:** Whilst the Council will be preparing SPG and Development Briefs throughout the Plan period, indicators may suggest that further guidance should be provided to developers on how a policy should be properly interpreted. Additionally, should sites not be coming forward as envisaged, the Council will actively engage with developers / landowners to bring forward Development Briefs on key sites to help commence the development process.
- **Policy Research / Investigation:** Where monitoring indicators suggest the LDP policies are not being as effective as intended, further research and investigation, including the use of contextual indicators (as outlined above) and comparisons with other local authorities and national statistics where appropriate will be undertaken to inform any decision to formally review the policy.
- **Review:** Where monitoring indicators suggest that amendments to the LDP would be beneficial, the Council will consider such matters as part of the preparation of the revised LDP 2018 - 2033. Note: a LDP Review Report has been prepared and considered by County Council on the 10<sup>th</sup> January 2018.

#### 4. Summary of Key Outcomes

An overview of the key findings from the 2017/18 AMR is set out below:

- The 2018 Joint Housing Land Study (JHLAS) indicates that 406 new homes were completed during the monitoring period 1<sup>st</sup> April 2017 to 31<sup>st</sup> March 2018;
- The 2018 JHLAS sets out that the Council has a housing land supply of 3.8 years. This represents a decrease on the previous study which indicated a land supply of 4.2 years. This would constitute the fifth JHLAS where the housing land supply has been below the 5 year supply of land for housing requirement identified within Technical Advice Note 1;
- 87.5% of all housing developments permitted were on allocated sites this represents a notable increase from the previous AMR which exhibited 38.3%.  
The distribution of these planning permissions are largely focused on Growth Areas at 64% with Service Centres 10.3%, Local Service Centres 15.7% and Sustainable Communities 9.6% (Reference should be had to monitoring indicator 2 for comparisons with previous AMR's).
- Small site completions (sites of 4 and under dwellings) have contributed 105 dwellings to the overall supply, showing an increase from the 92 dwellings in both 2016 and 2017.
- The total number of dwellings permitted during the monitoring period is 1,045 with 858 on large sites (5 or more units) and 187 on small sites (4 or less units).
- Windfall sites (sites not allocated within the Plan) has seen a drop in permissions from the 784 dwellings during 2015/16 to 284 within this AMR.
- In relation to affordable housing, 216.4 dwellings have been permitted during this AMR period;
- Employment sites allocated within the Plan with planning permission has increased to 30.06ha during this AMR period.
- Vacancy rates within the identified Primary Retail Frontages are as follows:

Carmarthen	-	11%
Llanelli	-	16.5%
Ammanford	-	4.8%
- As a result of the requirement of the Housing (Wales) Act 2014, a Gypsy and Traveller Accommodation Assessment (GTAA) has been undertaken to identify if there is a need for Gypsy and Traveller sites. The Local Authority received confirmation from the Welsh Minister that the content of the needs assessment was accepted on 28<sup>th</sup> March 2017. The GTAA has been reported to the Council's Executive Board on the 26<sup>th</sup> March 2018, where it was resolved to publish the report and that a site selection process be developed to meet any identified need.
- Welsh Language – two applications have been approved within linguistic sensitive areas without mitigation measures to be put in place.
- Caeau Mynydd Mawr SAC - 40.25 ha of land in good condition was being managed on 24 sites. A further 37.96 ha of land was also rated in good condition giving a total of 78.21 ha (source: PIMS Action progress reports 2017-2018).
- No planning permissions for 'highly vulnerable' developments were permitted within the C1 or C2 flood zones as identified on the (TAN15) Development Advice Maps where it was contrary to Natural Resources Wales advice.
- Planning permission has been granted for schemes that have the potential to contribute a total of 3.55 MW of renewable energy within the County during this monitoring period; and
- Minerals data indicates that the current hard rock landbank for Carmarthenshire is at least 71 years with a combined sand and gravel landbank of at least 14 years.

#### 5. AMR Conclusions and Recommendations

Whilst it is considered that progress has been made in implementing many of the adopted Plan's policies and objectives, there are elements and components which are not delivering as intended. In this respect the findings of this AMR are consistent with that of previous AMRs and the content of the LDP Review Report.

#### **6. AMR Recommendations**

That the findings and evidence contained within this AMR be considered as, and inform evidence gathering as part of the preparation of the revised LDP 2018 -2033.

That this third AMR be submitted the Welsh Government by 31<sup>st</sup> October 2018 in accordance with statutory requirements, and published on the Council's website.

#### **8. Next Steps and Review Process**

The AMR will, in accordance with the Council's statutory duty be submitted to the Welsh Government, and published on the Council's website by 31<sup>st</sup> October. This publication will be accompanied by an informal consultation which will afford interested parties the opportunity to comment on the key issues raised. Whilst not a statutory requirement, such a consultation provides an important opportunity for views to be submitted, and where appropriate for those views to contribute to the content of subsequent AMR's.

The content of this AMR along with that of the first and second AMR's will be used to inform the preparation of the Revised LDP 2018 – 2033 and its associated evidence base.

Note: The Delivery Agreement which sets out the timetable for the preparation of the Revised LDP and the methods and timing of communication and consultations over the Plan's preparatory period was agreed by the WG on the 28<sup>th</sup> June 2018. This, along with the letter of agreement is available on the Council's website.

<b>DETAILED REPORT ATTACHED ?</b>	<b>YES</b>
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## IMPLICATIONS

I confirm that other than those implications which have been agreed with the appropriate Directors / Heads of Service and are referred to in detail below, there are no other implications associated with this report :

Signed:

L Quelch

Head of Planning

Policy, Crime & Disorder and Equalities	Legal	Finance	ICT	Risk Management Issues	Staffing Implications	Physical Assets
<b>YES</b>	<b>YES</b>	<b>YES</b>	<b>YES</b>	<b>NONE</b>	<b>YES</b>	<b>YES</b>

### 1. Policy, Crime & Disorder and Equalities

The AMR in monitoring the implementation of the LDP's policies and provisions builds on the links and strategic compatibility between it and Carmarthenshire County Council's well-being objectives. It also ensures alignment with the national Well-being Goals set out within the Well-being of Future Generations Act 2015. Through its land use planning policies, the Revised LDP will seek to promote the principles of sustainability and sustainable development by facilitating the creation of communities and local economies which are more sustainable, providing access to local services and facilities and reducing the need to travel.

The integration of sustainability as part of the preparation of the LDP is reflected in the undertaking of a Sustainability Appraisal and Strategic Environmental Assessment reflecting national and international legislative requirements. The AMR in considering matters of sustainability, further monitors the outcomes of the Plan in light of the Sustainability Appraisal indicators.

The AMR considers key national legislative changes including the requirements emanating from the Wellbeing of Future Generations Act and the Council's Well-being Objectives and the implications for the LDP. In this respect, the AMR undertakes a compatibility analysis of the LDP and the National and local Well-being Objectives. It is also noted that the LDP review will need to ensure the requirements emanating from the Act are fully and appropriately considered with the Plan.

## 2. Legal

The preparation and publication of the AMR ensures the Council meets its requirements in respect of the Planning and Compulsory Purchase Act 2004 which requires each Local Planning Authority to prepare an Annual Monitoring Report (AMR) on its LDP. It also fulfils the requirements of section 76 of the Act in keeping all matters under review that are expected to affect the development of its area. The Council has a duty to produce information on these matters in the form of an Annual Monitoring Report for submission to the Welsh Government, and publication on the Carmarthenshire County Council's website by 31st October each year following plan adoption.

Section 69 of the 2004 Act requires an LPA to undertake a review of an LDP and report to the Welsh Government at such times as prescribed (Regulation 41).

## 3. Finance

Financial costs to date are covered through the financial provisions in place - including reserves. Should Planning Division Budget not be in a position to provide further funding necessary to meet the statutory requirements to review and prepare a development plan then an application will be made for growth bid.

Subject to the scope and nature of an early review of the Plan then additional financial provision will be required to meet the ongoing costs associated with legislative requirements arising from its production, including ICT requirements (see below) evidence gathering and examination costs.

## 4. ICT

Requirements in relation to ICT will seek to utilise existing resources. An additional and revised data management requirement will be procured to ensure the plan's preparatory process is conducted in a speedy, efficient and transparent manner in accordance with regulatory requirements.

## 6. Physical Assets

Reference is made to the potential for the submission of Council owned sites and properties through the call for 'Candidate Sites'. The preparation of the Revised LDP will impact on Council land and property holdings through their inclusion or otherwise for potential development purposes. This will have implications on potential disposal and land valuations and consequently capital receipts.

## 7. Staffing Implications

It is anticipated that the ongoing monitoring of the LDP and the preparation of the Revised LDP will be accommodated in the main by utilising the existing staff structure.

Provision will be required for a Programme Officer for the Examination into the LDP (anticipated 2020/21).



# CONSULTATIONS

I confirm that the appropriate consultations have taken in place and the outcomes are as detailed below

Signed: L Quelch

Head of Planning

**(Please specify the outcomes of consultations undertaken where they arise against the following headings)**

## **1. Scrutiny Committee**

Scheduled 21<sup>st</sup> September 2018 – Community Scrutiny

## **2. Local Member(s)**

The content of the AMR will be reported to Council for consideration. Members will be engaged throughout the preparation of the revised LDP. The content of the AMR will be subject to an informal consultation process.

## **3. Community / Town Council**

Town/Community Council(s) will be a specific consultee at statutory stages throughout the preparation of the revised LDP. The content of the AMR will be subject to an informal consultation process.

## **4. Relevant Partners**

A range of partners will be specific and general consultees throughout the preparation of the revised LDP. The content of the AMR will be subject to an informal consultation process.

## **5. Staff Side Representatives and other Organisations**

Internal contributions will be sought throughout the preparation of the revised LDP.

## Section 100D Local Government Act, 1972 – Access to Information

List of Background Papers used in the preparation of this report:

THESE ARE DETAILED BELOW

Title of Document	File Ref No.	Locations that the papers are available for public inspection
<b>Adopted Carmarthenshire Local Development Plan</b>		<a href="https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/local-development-plan-2006-2021/#.W1XnH-aouUk">https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/local-development-plan-2006-2021/#.W1XnH-aouUk</a>
<b>LDP Review Report</b>		<a href="https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/ldp-review-report/#.W1XnReaouUk">https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/ldp-review-report/#.W1XnReaouUk</a>
<b>Supplementary Planning Guidance</b>		<a href="https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/supplementary-planning-guidance-spg/#.W1XnW-aouUk">https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/supplementary-planning-guidance-spg/#.W1XnW-aouUk</a>
<b>Annual Monitoring Report 2015/16</b>		<a href="https://www.carmarthenshire.gov.wales/media/3683/annual-monitoring-report-201516-amr-document-for-web.pdf">https://www.carmarthenshire.gov.wales/media/3683/annual-monitoring-report-201516-amr-document-for-web.pdf</a>
<b>Annual Monitoring Report 2016/17</b>		<a href="https://www.carmarthenshire.gov.wales/media/1212553/annual-monitoring-report-2016-17.pdf">https://www.carmarthenshire.gov.wales/media/1212553/annual-monitoring-report-2016-17.pdf</a>
<b>Delivery Agreement – Revised LDP 2018 - 2033</b>		<a href="https://www.carmarthenshire.gov.wales/home/council-services/planning/local-development-plan-2018-2033/delivery-agreement/#.W1XnsOaouUk">https://www.carmarthenshire.gov.wales/home/council-services/planning/local-development-plan-2018-2033/delivery-agreement/#.W1XnsOaouUk</a>