

**Communities, Homes and Regeneration Scrutiny
Committee
16th November 2022**

**Revised Carmarthenshire Local Development Plan 2018 - 2033
Draft Second Deposit**

Purpose:

To inform members of the Draft Second Deposit Carmarthenshire Local Development Plan.

THE SCRUTINY COMMITTEE IS ASKED TO:-

- To consider the Report and the emerging content of the Second Deposit Revised Carmarthenshire Local Development Plan (LDP).

Reason(s)

To enable members to exercise their scrutiny role in relation to the preparation of the Revised Carmarthenshire Local Development Plan.

To ensure we comply with our statutory responsibilities to prepare an adopted Local Development Plan.

CABINET MEMBER PORTFOLIO HOLDER:-

Cllr. Ann Davies, Cabinet Member for Rural Affairs & Planning Policy

Directorate Environment	Designations:	Tel Nos. 01267 246270
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EXECUTIVE SUMMARY
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Revised Carmarthenshire Local Development Plan 2018 - 2033
Draft Second Deposit

1. BRIEF SUMMARY OF PURPOSE OF REPORT

This Report follows the resolution of County Council on the 9th of March 2022 to prepare a second Deposit version of the Revised Local Development Plan and a Revised Delivery Agreement. This recognised the impacts and implications of a series of factors, issues and guidance on the progress and content of the Plan, including but not limited to phosphate levels in protected rivers and Covid-19.

As part of the resolution at the above meeting a Revised Delivery Agreement including a timetable for Plan preparation and a Community Involvement Scheme was agreed, with Welsh Government approval of the Delivery Agreement received on the 25th of August 2022.

This report sets out the Draft Second Deposit Revised LDP (Deposit LDP) by identifying the Council's land use Vision, Strategic Objectives and Strategic Growth requirements for the County through to 2033, along with a detailed and comprehensive set of policies and provisions including site specific allocations for housing and employment use, as well as environmental and other spatial considerations.

Approval is sought for the publication of the Deposit LDP and supporting documents as part of a formal public consultation for a minimum statutory period of 6 weeks commencing in December 2022/January 2023.

It should be noted that the Deposit Revised LDP, together with other supporting documents are emerging documents and will develop through to the point of publication. This reflects the availability of some pieces of evidence and timelines associated with the plan's preparation and ensure that the Plan will include the most current information at publication. The Revised LDP also includes a constraints map which whilst not formally part of the LDP identifies those spatial areas often identified by other bodies, organisations and processes which are important considerations in land use planning and are often interlinked with planning policies. These include important constraints such as statutory environmental designations and air quality management areas amongst others.

The proposals map which identifies land use allocations (including housing and employment) in locations where developments may be permitted will, along with the constraints map be available for consideration at the meeting of County Council. The maps will also include areas for protection and designations which inform the decision making in respect of any development proposals.

Note: The report reflects that the Plan is emerging with the content of the Deposit LDP available for consideration and updated as it progresses through the reporting cycle.

Reference is also made to the proposed approach in relation to phosphates (appendix 1) and appendix 3 on Housing and Economic Growth Options. The latter will set the context for the level of growth and number of new homes to be provided within the Revised LDP and will inform the content of the Plan and its growth requirements – the recommended option is further set out and integrated in the Deposit LDP.

Further detail on the considerations in relation to the background of the Deposit LDP and the next steps are set out in the appendix 1 of this report.

Appendix 2 sets out the emerging Deposit LDP Written Statement setting out the Plan's vision, strategy, strategic objectives and the detailed and strategic policy framework.

DETAILED REPORT ATTACHED?	Appendix 1 – Deposit LDP Background and Next Steps Appendix 2 – Draft Second Deposit Written Statement Appendix 3 – Housing and Economic Growth Options Paper
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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: **R Griffiths**

Head of Place and Sustainability

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

1. Policy, Crime & Disorder and Equalities

The Second Deposit LDP identifies and develops the links and requirements necessary to ensure the Plan, and the processes in its preparation are compatible with 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, cohesive and provide 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 formulation of the Revised LDP will closely consider matters of sustainability and will be prepared with the outcomes of the Plan measured in light of the Sustainability Appraisal indicators. This iterative approach ensures sustainability is at the heart of the Plan and that it is reflective of the requirements emanating from the Wellbeing and Future Generations Act 2015 and the Carmarthenshire Well-being Plan.

The LDP will have full regard to the national legislative provisions and will relate and have regard to the Carmarthenshire Well-being Plan. They will be assessed against the National and local Well-being Objectives. The Revised LDP will ensure the requirements emanating from the Act are fully and appropriately considered within the Plan, reflective of its duties.

2. Legal

The preparation of the Revised LDP reflects the provisions of the Planning and Compulsory Purchase Act 2004, the requirements of the Planning (Wales) Act 2015 and secondary legislation in the form of the Local Development Plan (Regulations) Wales (As amended) 2015.

Its preparation also has appropriate regard to other sources of primary and secondary legislation including the Environment (Wales) Act and the Well-being of Future Generations Act 2015. It must also have regard to the provisions of the Habitat Regulations as transposed into the Conservation of Habitats and Species Regulations 2017 (as amended) and our legal duties as competent authority.

The preparation of the Deposit LDP is in accordance with the 2004 Planning and Compulsory Purchase Act. It is also in line with national regulations and guidance in relation to its scope and content.

Note: The Revised LDP will be required to comply with the provisions of Future Wales: the National Plan 2040 (formerly the National Development Framework) which sets out a high-level spatial strategy for Wales.

3. Finance

Financial costs to date are covered through the financial provisions in place - including growth items and reserves as required. Should the 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 a further growth bid for future years.

Should the Planning Division Budget not be able to provide further funding necessary to meet the statutory requirements emerging from the specialist input necessary to address the phosphates impacts then an application will be made for further funding. In addition, we will look to share financial burden of such work with partners and seek financial assistance (where applicable) from the Welsh Government as well as maximising grant income (where available).

The Delivery Agreement, in making reference to such matters, outlines the Council's commitment to prepare and adopt an up-to-date LDP in accordance with the Council's statutory duty.

6. Physical Assets

Reference is made to the potential inclusion or otherwise of Council owned sites and properties. The preparation of the Revised LDP will impact on Council land and property holdings and values 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

Whilst the progression of the Revised LDP will be delivered through current staffing provisions, any delay may require extensions to contracts of those temporary posts in place to support Plan preparation and delivery. Funding would be through current financial provisions and/or future growth items.

Provision will be required for a Programme Officer for the Examination into the LDP (scheduled 2023/24), this accommodated within existing financial provisions.

CONSULTATIONS

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

Signed: R Griffiths

Head of Place and Sustainability

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

1. Scrutiny Committee

1. Scrutiny Committee request for pre-determination	YES
If yes include the following information: -	
Scrutiny Committee	Communities, Homes and Regeneration
Date the report was considered:-	24th November 2022
Scrutiny Committee Outcome/Recommendations:-	
To be updated.	

2. Local Member(s)

The content of the Deposit Revised LDP, its supporting documents and the proposed SPG will be subject to full public consultation. Members will be engaged throughout the Plan making process.

3. Community / Town Council

The content of the Deposit Revised LDP, its supporting documents and the proposed SPG will be subject to full public consultation. Town/Community Council(s) are a specific consultee at statutory stages throughout the Plan making process.

4. Relevant Partners

The content of the Deposit Revised LDP, its supporting documents and the proposed SPG will be subject to full public consultation. Contributions have been made and will continue to be sought throughout the revision process.

A range of partners are identified as specific and general consultees throughout the Plan making process.

5. Staff Side Representatives and other Organisations

The content of the Deposit Revised LDP, its supporting documents and the proposed SPG will be subject to full public consultation. Internal contributions have and will continue to be sought throughout the Plan making process.

**CABINET MEMBER PORTFOLIO
HOLDER(S) AWARE/CONSULTED**

Date TBC

Cllr Davies will be briefed on content

**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
Adopted Carmarthenshire Local Development Plan		http://www.carmarthenshire.gov.wales/home/residents/planning/policies-development-plans/local-development-plan/
Annual Monitoring Reports		https://www.carmarthenshire.gov.wales/home/council-services/planning/planning-policy/annual-monitoring-report-amr/#.XW2KZ-hKjIU
LDP Review Report		http://www.carmarthenshire.gov.wales/media/1213042/ldp-review-report-english-version.pdf
Revised Delivery Agreement		https://www.carmarthenshire.gov.wales/home/council-services/planning/local-development-plan-2018-2033/delivery-agreement/#.YzxR9XbMKUk
Local Development Plan 2018 - 2033		https://www.carmarthenshire.gov.wales/home/council-services/planning/local-development-plan-2018-2033/#.YzxSF3bMKUk
First Deposit Revised LDP		https://www.carmarthenshire.gov.wales/home/council-services/planning/local-development-plan-2018-2033/deposit-plan/#.YzxSPXbMKUk
Phosphates Webpage		https://www.carmarthenshire.gov.wales/home/council-services/planning/ecology-advice/new-phosphate-targets/#.YzxSIXbMKUI
County Council meeting 13 of January 2021 (agenda item 7.4 refers)		https://democracy.carmarthenshire.gov.wales/ieListDocuments.aspx?CId=155&MId=4156&Ver=4
County Council meeting 9 March 2022 (agenda item 7.2 refers)		https://democracy.carmarthenshire.gov.wales/ieListDocuments.aspx?CId=155&MId=5279&Ver=4