

## **Kilsby Neighbourhood Development Plan Review March 2022**

### **Consideration of Minor (Non-material)/Major (Material) Changes to the Made Kilsby Development Neighbourhood Plan (22 July 2016)**

#### **1. Background**

- 1.1 The purpose of this statement is for the Council to issue a formal decision on the nature of the changes proposed to the “made” Kilsby Neighbourhood Development Plan. In doing so, it has had regard to the definition of the categories of modifications set out in the National Planning Policy Guidance.
- 1.2 There is no requirement to review or update a made neighbourhood plan. However, there are circumstances where it could become out of date, for example where it conflicts with policies in a local plan that was adopted after it was made. In such cases, the most recent plan policy takes precedence. There may be other circumstances, particularly if a plan has been in force for a period of time, where other material considerations could mean that the evidence base which underpins aspects of the neighbourhood plan are out of date and policies are consequently less robust.
- 1.3 The former Daventry District Council produced a Review Toolkit to guide neighbourhood plan steering groups through the review process. The Toolkit breaks the process into three stages, the first of which involves screening the made neighbourhood plan for consistency against the National Planning Policy Framework (NPPF), which was most recently revised in 2021, and the Settlements and Countryside Local Plan (Part 2) for Daventry District (SCLP), which was adopted in February 2020. It also advises groups to consider whether new evidence and monitoring activities in the neighbourhood area should be taken into consideration. The Toolkit advises groups to undertake the screening and to submit the results to the Council for consideration.
- 1.4 The Kilsby Neighbourhood Development Plan was made in July 2016 and covers the period 2014-2029. The making predates the NPPF revisions and the adoption of the SCLP. Kilsby Parish Council as the qualifying body (QB) undertook the review screening process and submitted the following documents to the Council on 24 August 2021:
  - a) Made Kilsby Neighbourhood Development Plan with tracked changes
  - b) Draft Modified Kilsby Neighbourhood Plan for consultation (pre-Regulation 14)

- c) Statement of Modifications (including the reason for each change and an opinion on the nature of the change)
- 1.5 Kilsby Parish Council concluded that the changes were material but not so significant or substantial as to change the nature of the plan. Officers reviewed the documents and the Council confirmed agreement with this view in a letter dated 27 August 2021 (see Appendix 1). This means that the review NDP must be subject to formal consultation under Regulations 14 and 16 and independent examination.
- 1.6 Kilsby Parish Council proceeded to Regulation 14 consultation, which took place between 1 October and 15 November 2021. After considering the responses to the consultation, the Parish Council submitted the Modified Kilsby Neighbourhood Plan to the Council on 14 January 2022 for Regulation 16 consultation. The plan was accompanied by the following documents:
- d) Kilsby Modified NDP Consultation Statement
  - e) Kilsby Modified NDP Basic Condition Statement
  - f) Kilsby Modified NDP Statement of Modifications
  - g) SEA/HRA Screening Report

## **2. Changes to the Kilsby Neighbourhood Development Plan**

- 2.1 The Modified Kilsby Neighbourhood Development Plan has introduced a number of modifications. These include modifications to reflect the revised NPPF and adopted SCLP and changes within the neighbourhood area, which the QB captured in the review.
- 2.2 The Council designated the Kilsby Conservation Area in 2018, the evidence for which is set out in the Kilsby Conservation Area Appraisal and Management Plan. It also updated the Kilsby Parish Housing Needs Survey in 2020. In 2021 the QB took the opportunity to prepare Design Codes for the neighbourhood area. These three important evidence base documents have resulted in changes to policies and supporting text, including a new heritage policy K5.
- 2.3 Table 1 below is based on submitted document (f) and sets out a summary of the changes which have been made to both policies and supporting text. It includes the opinion of the QB as to whether the changes are minor or material and the Council's view on the nature of the changes.
- 2.2 The full details of the changes are set out in document (f). It should be noted that if a policy or supporting text is not listed in that document, it is not proposed to be changed.

**Table 1: Changes to the Kilsby Neighbourhood Development Plan**

<b>Description of changes to the Kilsby Neighbourhood Development Plan</b>	<b>QB view on nature of modification</b>	<b>Local Planning Authority view on nature of modification</b>
<p>Executive Summary</p> <p>Editorial changes to explain that this is a review NDP.</p>	<p>To update the text with reference to the NDP Review</p> <p>Minor (non-material) change.</p>	<p>Agree that this is a minor (non-material) change.</p>
<p>Map 1 Kilsby Designated Neighbourhood Area</p> <p>New map provided by former Daventry DC (now West Northamptonshire Council) for NDP Review document.</p>	<p>The map base is updated but the designated neighbourhood area is unchanged.</p> <p>Minor (non-material) change.</p>	<p>Agree that this is a minor (non-material) change.</p>
<p>Map 2 Kilsby NDP Review Policies Map</p> <p>New policies map prepared to incorporate information from the revised policies: community facilities (Policy K1), conservation area* (Policy K5) and Local Green Spaces (Policy K7).</p>	<p>The former Kilsby proposals map did not include the conservation area boundary (as this was not designated at the time the Plan was prepared and made) or the community facilities. Several Local Green Spaces have been added to the NDP, including those identified as important open spaces in the CAAMP.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p> <p>* It should be noted that the decision to designate the conservation area was made by West Northamptonshire Council, separately from the neighbourhood plan.</p>
<p>Section 1 NDP Review</p> <p>New section explaining the reasons and the process for the review.</p>	<p>This is a new section, included in the NDP Review, to explain the reasons and the process for the review.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>It is considered that this is a minor (non-material) change. Although it is a new section it is purely descriptive.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
<p>Section 2 Introduction and Background (previously section 1)</p> <p>Updated background context to Kilsby, including removal of 2011 census data and references to new evidence.</p>	<p>The following are considered to be minor (non material) changes:</p> <ul style="list-style-type: none"> <li>• Detailed information from the 2011 Census deleted from the NDP Review as it is considered largely out of date</li> <li>• Updated housing completions since 2016</li> <li>• Reference to 2020 Parish Housing Needs Survey</li> <li>• Landscape character section has been updated taking account of the 2017 Daventry Landscape Character Assessment</li> </ul> <p>The following are considered to comprise material changes which does not change the nature of the Plan:</p> <ul style="list-style-type: none"> <li>• Heritage text updated taking into account the recently designated conservation area and CAAMP and local list of non designated heritage assets, identified in the CAAMP</li> <li>• Information about the Design Codes which were commissioned as part of the NDP Review process</li> </ul>	<p>It is considered that this is a minor (non-material) change. It is purely descriptive and factual.</p>
<p>Section 2 A Neighbourhood Development Plan for Kilsby</p> <p>Section has been deleted.</p>	<p>The text is out of date and has been superseded by a new section 1 setting out when the previous NDP was made and the decision and process for NDP Review.</p> <p>Minor (non material change).</p>	<p>Agree that this is a minor (non-material) change.</p>
<p>Section 3 Vision and Objectives</p> <p>Amended vision, editorial changes and re-ordering of the objectives.</p>	<p>A minor change has been made to the Vision in response to comments from WNC.</p> <p>Also several of the Objectives have been amended so that they read better. These changes have been made in response to comments from WNC at the Reg 14 stage.</p>	<p>Agree that this is a minor (non-material) change.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
	<p>The Objectives have been rearranged so that they follow the sequence of the planning policy sections.</p> <p>Minor (non-material) changes.</p>	
<p>Section 4 Modified Neighbourhood Development Plan Policies</p> <p>Editorial changes to describe the review process and update reference to the development plan.</p>	<p>The Section has been updated to refer to the NDP Review process and the recently adopted Local Plan Part 2.</p> <p>Minor (non-material) change.</p>	<p>Agree that this is a minor (non-material) change.</p>
<p>Section 4.1 Leisure and Recreation in Kilsby</p> <p>Updated references to community facilities in Kilsby to reflect current situation.</p> <p>Updated reference to CIL and spending priorities for community services and facilities.</p>	<p>A new subheading has been added.</p> <p>The text has been updated to refer to recent changes including the impact of the COVID-10 pandemic and recent improvements to youth facilities and the recreation ground.</p> <p>The references to the shop and public houses have been updated.</p> <p>The reference to CIL has been updated.</p> <p>Minor (non-material) changes.</p>	<p>Agree that this is a minor (non-material) change.</p>
<p><b>Policy K1 Community Facilities</b></p> <p>Modified policy. Policy previously only applied to protecting existing facilities. It has been expanded to support enhancement of existing and provision of new facilities, in particular a new site for the community shop. Criteria for dealing with loss of a named facility have been</p>	<p>The title of the Policy has been amended to be more succinct following comments from WNC at Reg 14.</p> <p>The Policy has been amended so that it supports the enhancement of existing facilities and provision of new facilities.</p> <p>The allotments have been removed from the list of community facilities as these are protected as Local Green Space. The community shop has been added.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>

<b>Description of changes to the Kilsby Neighbourhood Development Plan</b>	<b>QB view on nature of modification</b>	<b>Local Planning Authority view on nature of modification</b>
<p>changed to be in accordance with the SCLP. Two changes to named facilities.</p> <p>New supporting map 3 showing named facilities.</p>	<p>New wording has been added to support the provision of a new or converted building to accommodate the shop which is in a temporary building.</p> <p>The Policy also refers to suggested improvements in facilities in Appendix V and developer contributions and the marketing period has been changed to 2 months in line with Policy CW3 in the Local Plan Part 2.</p> <p>The community facilities are identified on the Policies Map and on a larger scale on new Map 3.</p> <p>These comprise material modifications which do not change the nature of the Plan.</p>	
<p>Para 4.1.12 supporting text to policy K2, previously para 4.1.3.</p> <p>Minor editorial changes.</p>	<p>A new subheading has been added.</p> <p>The year of the consultation (2014) has been added for clarification.</p> <p>These are minor (non-material) changes.</p>	<p>Agree that these are minor (non-material) changes.</p>
<p><b>Policy K2 Walking and Cycling</b></p> <p>Modified policy, includes reference to routes listed in Appendix V and a new requirement for cycle storage facilities.</p>	<p>The title of the Policy has been amended to be more succinct following comments from WNC at Reg 14.</p> <p>The Policy has been updated with additional text referring to the (previously identified) walking and cycling routes in Appendix IV and to include cycle storage in new developments.</p> <p>These are material changes that do not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>
<p>Para 4.1.14 Community Action and accompanying Map 3</p>	<p>The paragraph has been deleted and moved to Appendix V Community Infrastructure Projects. A</p>	<p>Agree that these are minor (non-material) changes.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
Para has been deleted and moved to Appendix V with minor editorial changes. Map has also been moved to Appendix V and relabelled as Map 8.	couple of the actions have been reworded - see Appendix V below.  Minor (non-material) changes.	
Para 4.1.15 Supporting text to policies K1 and K2  Re-numbered as para 4.1.13. Minor editorial changes to update reference to the development plan.	The planning policy section has been updated to refer to the relevant new Local Plan Part Two Policies.  Minor (non-material) change.	Agree that these are minor (non-material) changes.
Section 4.2 Future Development and the Provision of Housing  Paras 4.2.1-4.2.10, supporting text for policy K3, previously paras 4.2.1-4.2.13.  Editorial changes that provides updates on housing completions, the development plan and changes to community groups.	A new subheading has been added. The text has been updated to include recent housing development in the village. The text has been updated to refer to the SUE and the change in local planning authority from Daventry District Council to West Northamptonshire Council. Kilsby Action Group has been disbanded. The previous text has been deleted as it refers to old Local Plan and the emerging new Local Plan (Part 2). It now refers to the relevant policies of the new adopted Local Plan (Part 2). The NPPF is referred to in Section 1 so this has been deleted. The text is out of date and so has been deleted and replaced by more up to date information about recent housing developments.  Minor (non-material) changes.	Agree that these are minor (non-material) changes.
Para 4.2.11, supporting text for policy K3	The supporting text has been updated to refer to the Design Codes for Kilsby.	Agree that this is a material change that does not change the nature of the plan. It is considered

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New supporting text, which explains that design codes have been prepared for Kilsby.	This is a material change that does not change the nature of the Plan.	that it requires an examination but not a referendum.
<p><b>Policy K3 Design of New Development</b></p> <p>Modified policy. Policy previously only applied to housing development. Modified policy now applies to other types of development and includes more detailed principles which have emerged from the design codes.</p>	<p>The title of the Policy has been amended to refer to design generally following comments from WNC at Reg 14.</p> <p>Policy K3 has been updated with more detail to refer to the Design Codes for Kilsby.</p> <p>Material modification that does not change the nature of the plan.</p>	Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.
<p>Local Housing Needs</p> <p>Paras 4.2.12 - 4.2.20, supporting text to policy K4, previously paras 4.2.14-4.2.18.</p> <p>Text updated to reflect the conclusions of the 2020 housing needs survey and references to the development plan.</p>	<p>The following is considered to be a material modification that does not change the nature of the plan:</p> <ul style="list-style-type: none"> <li>Text deleted as out of date and refers to previous housing needs survey results.</li> </ul> <p>The following is considered to be minor (non-material) changes:</p> <ul style="list-style-type: none"> <li>The supporting text has been updated. The reference to the previous Daventry Local Plan policies has been deleted and replaced by the list of policies in the new Local Plan (Part 2).</li> </ul>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p> <p>Agree that these are minor (non-material) changes.</p>
<p><b>Policy K4 Meeting Local Housing Needs</b></p> <p>Modified policy. Previous policy was relatively brief. Modified policy provides more detail on housing needs.</p>	<p>The Policy wording has been amended and updated in response to the latest (2020) Parish housing needs survey.</p> <p>There have also been some wording changes following comments from WNC at Reg 14.</p>	Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
	Material modification that does not change the nature of the plan.	
<p>Section 4.3 Transport</p> <p>This was previously supporting text to policy K5, however, because K5 has been deleted this has been combined with infrastructure in a new section 4.5.</p>	<p>The Transport section has been combined with Infrastructure (former Section 4.6) under a new section 4.5 Transport and Infrastructure. This was an editorial decision to provide a more logical order to the NDP Review's planning policies and Parish Council actions.</p> <p>The objectives have been re-ordered - see change 12 above.</p> <p>The sentences on bus services and speed limits in the village have been updated.</p> <p>Minor (non material) change.</p>	<p>Agree that these are minor (non-material) changes.</p>
<p><b>Policy K5 Supporting Improvements in Local Transport</b></p> <p>Policy deleted and provisions moved to parish actions section. Noise buffer moved to policy K3.</p>	<p>Former Policy K5 has been deleted as traffic calming measures etc are highways works and are better incorporated in parish council actions. The part of the Policy referring to a noise buffer has been moved to design Policy K3.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>
<p>Paraa 4.3.15-4.3.16 previously supporting text to policy K5, now paras 4.5.17 and 4.5.21.</p> <p>Text moved to parish actions section with some updates.</p> <p>Development plan policies have been updated and moved to parish actions section.</p>	<p>The following is considered to be a material modification that does not change the nature of the plan:</p> <ul style="list-style-type: none"> <li>The Parish Council has reviewed and updated the proposed actions.</li> </ul> <p>The following is considered to be a minor (non material) change:</p>	<p>Consider that these are minor (non-material) changes.</p> <p>Agree that these are minor (non-material) changes.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
	<ul style="list-style-type: none"> <li>This paragraph has been deleted but the planning policy context has been retained at the end of the combined section on Transport and Infrastructure.</li> </ul>	
<p>Section 4.3 Historic Buildings, Natural Environment and Conservation, previously section 4.4.</p> <p>Paras 4.3.1-4.3.11, supporting text to policies K5 and K6, previously paras 4.4.1-4.4.8 supporting policy K6</p> <p>Editorial changes and references to the CAAMP which supports designation of the Kilsby Conservation Area and the design codes.</p> <p>Updated references to the development plan.</p>	<p>The following is considered to be a material modification that does not change the nature of the plan:</p> <ul style="list-style-type: none"> <li>This section has been updated to refer to the recently designated Kilsby Conservation Area and CAAMP and the Design Codes.</li> <li>There has been some re-ordering of the text so that the first section refers to built heritage and supports Policy K5 and the following section refers to landscape character and supports Policy K6. These changes were made after the Reg 14 consultation in response to comments made by WNC.</li> </ul> <p>The following is considered to be a minor (non material) change:</p> <ul style="list-style-type: none"> <li>The supporting text has been updated to refer to the CAAMP and Northamptonshire Historic Landscape Character Assessment 2015 to strengthen the evidence for protecting the ridge and furrow landscape.</li> </ul>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p> <p>Agree that this is a minor (non-material) change.</p>
<p><b>Policy K5 Built Heritage</b></p> <p>A new policy referencing the CAAMP and design code evidence.</p>	<p>Policy K5 is a new Policy and includes detailed design principles to protect the conservation area.</p> <p>Some changes to wording were made after the Reg 14 consultation in response to comments submitted by WNC.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
<p><b>Policy K6 Character, Form and Setting of Kilsby Village</b></p> <p>Modified policy incorporating editorial changes and separate provision for ridge and furrow as a result of evidence in the CAAMP.</p>	<p>The part of the Policy relating to ridge and furrow has been strengthened.</p> <p>Some further wording changes were made following the Reg 14 consultation in response to comments submitted by WNC.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>
<p>Paras 4.3.12 - 4.3.21, supporting text to policy K7, previously paras 4.4.12-4.4.14</p> <p>Updated references to NPPF and table updated to include justification for five new proposed LGS designations.</p> <p>Updated references to development plan.</p>	<p>The following is considered to be a material modification that does not change the nature of the plan:</p> <ul style="list-style-type: none"> <li>The section on Local Green Spaces has been updated in line with the revised NPPF and further detail has been added to Table 5 with additional local evidence such as information in the CAAMP. Five new proposed Local Green Spaces have been added to the original list; most of these are noted in the CAAMP as important open spaces and Jubilee Wood has also been added.</li> </ul> <p>The following is considered to be a minor (non-material) change:</p> <ul style="list-style-type: none"> <li>The paragraph has been updated to refer to the new Local Plan Part 2.</li> </ul>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p> <p>Agree that is a minor (non-material) change.</p>
<p><b>Policy K7 Local Green Space Designations</b></p> <p>Modified policy, which includes five new proposed LGSs.</p>	<p>The Policy has been revised slightly to refer to new map numbering and 5 additional Local Green Spaces have been added, taking into account the CAAMP and other evidence from the steering group.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>

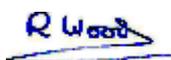
<b>Description of changes to the Kilsby Neighbourhood Development Plan</b>	<b>QB view on nature of modification</b>	<b>Local Planning Authority view on nature of modification</b>
<p>Section 4.4 Employment, previously section 4.5</p> <p>Paras 4.4.1 - 4.4.8, supporting text to policy K8, previously paras 4.5.1-4.5.12</p> <p>Editorial changes to remove references to 2011 census, take into account evidence base changes and update references to the development plan.</p>	<p>The numbering of the Objectives has been updated.</p> <p>The supporting text has been updated and revised slightly so that references to the 2011 Census have been deleted as the information is out of date.</p> <p>The supporting text has been updated to take account of the closure of the former post office and stores and the new Local Plan (Part 2).</p> <p>These are minor (non- material) changes.</p>	<p>Agree that these are minor (non-material) changes.</p>
<p><b>Policy K8 Supporting Accessible Local Employment Opportunities and Homeworking</b></p> <p>Modified policy, which now refers to employment proposals outside new housing developments where it accords with the SCLP.</p>	<p>The title of Policy K8 has been amended following comments submitted by WNC at Reg 14.</p> <p>The Policy wording has been revised to refer to employment proposals which are not part of housing developments, and to refer to within and outside the confines of the village, in line with the Local Plan (Part 2) policies.</p> <p>Material modification that does not change the nature of the plan.</p>	<p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p>
<p>Section 4.5 Transport and Infrastructure, previously separate sections 4.3 Transport and 4.6 Infrastructure</p> <p>Editorial changes to combine the two sections</p>	<p>The section on infrastructure has been updated and combined with Transport.</p> <p>The relevant policies from the new Local Plan (Part 2) have been added.</p> <p>Minor (non-material) changes.</p>	<p>Agree that these are minor (non-material) changes.</p>
<p>Section 5.0 Monitoring and Review</p> <p>Editorial changes to update the section.</p>	<p>This section has been updated to refer to the NDP Review and the new Council.</p> <p>These are minor (non material) changes.</p>	<p>Agree that these are minor (non-material) changes.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
<p>Appendices</p> <p>Appendix I Heritage Assets Modified appendix, includes editorial changes to designated heritage assets, the addition of locally listed non-designated heritage assets and a new Map 5 showing heritage features from the CAAMP.</p> <p>Appendix II Housing development in Kilsby over the last 50 years Modified appendix, includes a new aerial photo and editorial changes to update text.</p> <p>Appendix III Maps of Local Green Space Modified appendix, includes better quality maps and maps of five proposed new LGSs</p> <p>Appendix IV: Settlements and Countryside Local Plan (Part 2) for</p>	<p>Appendix I. The following are considered to be minor (non-material) changes:</p> <ul style="list-style-type: none"> <li>• The previous list of listed buildings has been deleted and updated with the new downloaded list from HE's website. There was no change in the list itself.</li> <li>• A new Map 5 showing Kilsby Conservation Area and identified candidates for the Local List from the CAAMP have been added to update the NDP. The map also includes views and non designated heritage assets following comments submitted by WNC at Reg 14.</li> <li>• Map numbering was added to Map 5.</li> </ul> <p>Appendix II. The following are considered to be minor (non-material) changes:</p> <ul style="list-style-type: none"> <li>• A new aerial photograph showing Kilsby village today has been added to update the Plan and the list of housing developments has been deleted as it is out of date.</li> </ul> <p>Appendix III. The following are considered to be material modification that does not change the nature of the plan:</p> <ul style="list-style-type: none"> <li>• The previous maps were of poor quality. New maps have been inserted which also show the five new Local Green Spaces.</li> </ul> <p>Appendix IV. The following is considered to be a minor (non-material) change:</p>	<p>Agree that these are minor (non-material) changes.</p> <p>Agree that these are minor (non-material) changes.</p> <p>Agree that this is a material change that does not change the nature of the plan. It is considered that it requires an examination but not a referendum.</p> <p>Agree that these are minor (non-material) changes.</p>

Description of changes to the Kilsby Neighbourhood Development Plan	QB view on nature of modification	Local Planning Authority view on nature of modification
<p>Daventry District 2011- 2029 Kilsby Policies Map New appendix, includes the SCLP Kilsby inset map</p> <p>Appendix V: Community Infrastructure Projects New appendix, includes supporting text from former policy K2, community actions, some editorial changes and an updated map.</p> <p>Glossary</p>	<ul style="list-style-type: none"> <li>• This includes the Policies map from the new Local Plan (Part 2).</li> </ul> <p>Appendix V. The following are considered to be minor (non-material) changes:</p> <ul style="list-style-type: none"> <li>• This is a New Appendix but it carries forward and updates the former Community Actions.</li> <li>• Point 3 has been reworded slightly following comments submitted at Reg 14 and clarification by the steering group.</li> <li>• Map 8 replaces the former Map 3 but has a very minor change in the key. ('Improvements for mountain bike path' has been changed to 'Use of bridleway as pedestrian and cycle way')</li> </ul> <p>Glossary. The following is considered to be a minor (non-material) change:</p> <ul style="list-style-type: none"> <li>• The Glossary has been deleted as it is out of date</li> </ul>	<p>Agree that these are minor (non-material) changes.</p> <p>Agree that these are minor (non-material) changes.</p>

### 3. Nature of the changes and reasons for the decision

- 3.1 Officers are authorised under the Scheme of Delegation to issue a statement to the independent examiner on the nature of the modifications contained in the review of the Kilsby NDP. This statement considers whether the changes represent material or non-material amendments to the made NDP.
- 3.2 National Planning Policy Guidance was reviewed in 2019 and introduced the following categories:
- Minor (non-material) modifications to a neighbourhood development plan or order are those which would not materially affect the policies in the plan or permission granted by the order. These may include correcting errors, such as a reference to a supporting document, and would not require examination or a referendum.
  - Material modifications which do not change the nature of the plan or order would require examination but not a referendum. This might, for example, entail the addition of a design code that builds on a pre-existing design policy, or the addition of a site or sites which, subject to the decision of the independent examiner, are not so significant or substantial as to change the nature of the plan.
  - Material modifications which do change the nature of the plan or order would require examination and a referendum. This might, for example, involve allocating significant new sites for development.
- 3.3 Table 1 sets out the changes with views of both the QB and the Council on the nature of the changes. The QB has concluded that, in undertaking the screening of the made NDP against the NPPF and adopted SCLP and taking into account changes in the neighbourhood area and recent evidence, the changes that are proposed to the NDP are a mixture of minor (non-material) changes and material changes that do not change the nature of the plan. Such changes would require an examination but not a referendum.
- 3.4 The Council agrees with this view. This statement will be submitted to the independent examiner who is appointed to examine the NDP following Regulation 16 consultation.



Richard Wood

Interim Head of Planning and Climate Change Policy

Date: 2<sup>nd</sup> March 2022

**Appendix 1: West Northamptonshire Council's decision letter**



**West  
Northamptonshire  
Council**

**Jane Parry**  
**Planning and Climate Change**  
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Mr Clive Thompson (by email)

27 August 2021

Dear Mr Thompson

**Re: Kilsby Neighbourhood Development Plan Review**

Thank you for your email dated 24 August 2021 which contained the following attachments:

1. Made Kilsby Neighbourhood Plan with tracked changes
2. Draft Kilsby Neighbourhood Plan Review for Consultation
3. Statement of Modifications

Officers have reviewed the documents, in particular the Statement of Modifications, which very helpfully sets out the full schedule of changes being proposed, together with a view from the Parish Council as qualifying body on the nature of each change. I understand that the Neighbourhood Plan Review Toolkit tables are published in full on the Parish Council's website.

The Council is able to confirm that the changes proposed to the made Kilsby Neighbourhood Development Plan are regarded as material which do not change the nature of the plan. I note that the intention is to start the Regulation 14 consultation in October, the Council looks forward to participating as a consultee.

I would like to thank the Parish Council for their positive approach to the review and willingness to take on board new evidence.

Yours sincerely

A handwritten signature in blue ink that reads "R Wood".

Richard Wood

Interim Head of Planning and Climate Change Policy