

Development Plan Scheme Annual Update – Local Development Plan 2

1.0 EXECUTIVE SUMMARY

1.1 The main purposes of this report are to:-

- seek Planning, Protective Services and Licensing Committee approval of the attached updated Development Plan Scheme (DPS), including its associated Participation Statement
- obtain authority to publish the approved updated DPS and submit it to the Scottish Ministers.

1.2 The first Argyll and Bute Local Development Plan was adopted in March 2015. The process of planning for its review and replacement began in January 2016 with the preparation of the first [Development Plan Scheme](#) (DPS), as agreed at [Council](#). This is the timetable for preparing the replacement Local Development Plan 2 (LDP2). An annual update of the DPS is required to ensure we are still on track in terms of preparation of the LDP2 and to make any necessary adjustments. Appendix A contains the updated DPS. The preparation of the DPS is a requirement under the Planning Etc. (Scotland) Act 2006.

1.3 This report presents the second (updated) Development Plan Scheme. It sets out key milestones in the LDP2 process and how people can become engaged at those stages. It also provides a timetable that will deliver LDP2 within the required 5 year period from adoption of the current Local Development Plan. An up to date DPS and up to date local development plan are key performance indicators for the Scottish Government.

1.4 Key points to note are:-

- there has been no significant change to the original DPS in this update as the LDP2 process is currently on target
- the Council's statutory duty in respect of producing the Development Plan Scheme;
- the proposed timetable meets with the statutory requirements, which are linked to performance indicators;
- the governance regime to ensure the LDP is delivered timeously in an effective and efficient manner was agreed by Council, January 2016, including approval of the DPS by PPSL

1.5 It is recommended that the PPSL :-

- i) notes the contents of this report;
- ii) approves the updated Development Plan Scheme (DPS) attached in Appendix A of this report for publication and submission to the Scottish Ministers.

Development Plan Scheme – Local Development Plan 2

2.0 INTRODUCTION

2.1 The Planning Etc. (Scotland) Act 2006 requires each Planning Authority to prepare and keep up to date a Local Development Plan (LDP). This means preparing Local Development Plan 2 to replace the Argyll and Bute Local Development Plan, Adopted March 2015 for the area before March 2020. The process involves a number of statutory stages and significant engagement with communities, developers, key agencies, councillors and other stakeholders. The **Development Plan Scheme (DPS)** sets out the timetable and consultation process for Local Development Plan 2 and is required to be prepared annually. This appendix to this report contains the updated DPS.

3.0 RECOMMENDATIONS

3.1 It is recommended that the PPSL :-

- i) notes the contents of this report;
- ii) approves the updated Development Plan Scheme (DPS) attached in Appendix A of this report for publication and submission to the Scottish Ministers.

4.0 DETAIL**Background**

- 4.1 The Planning Etc. (Scotland) Act 2006 requires each Planning Authority to prepare a Local Development Plan (LDP) at least every 5 years. By March 2020 Local Development Plan 2 is required to replace the Argyll and Bute Local Development Plan, adopted March 2015. The Act sets out the preparation process and procedures associated with the production of the Plan. Given the number of statutory phases, scale of Argyll and Bute and nature of the issues to be addressed, this process will take over 3 years to complete. The planning authority is measured on its performance in respect of an up to date Local Development Plan by the Scottish Government.
- 4.2 Section 20B of the Planning Etc. (Scotland) Act 2006 requires each Planning Authority to prepare a Development Plan Scheme (DPS) at least annually. The exact requirements for the content and process of the LDP and associated DPS are set out in the Town and Country Planning (Development Planning)(Scotland) Regulations 2008.
- 4.3 The DPS sets out the Council's programme for preparing and reviewing the LDP and what is likely to be involved at each stage. The DPS includes a Participation Statement which details when, how and with whom consultation on the LDP will take place, and the Council's proposals for public involvement in the plan preparation process. In drawing up the DPS regard was had to the statutory requirements in terms of production of a Local

Development Plan as well as to good practice as set out in Planning Advice Note 3/2010 Community Engagement. The proposed updated Development Plan Scheme is set out in Appendix A to this report.

- 4.4 The DPS also makes reference to the associated documents in the LDP process, which accompany the Proposed Local Development Plan to the Examination for information purposes. These include:-the Strategic Environmental Assessment draft Environmental Report (helps identify how we can implement development so that it minimises harm to the environment); the Habitat Regulation Appraisal Record (assesses where the LDP may have a significant effect on a European sites); the proposed Action Programme (contains the likely timescale and sequence of development and also actions required to deliver the plan).
- 4.5 Once this updated DPS has been approved by PPSL it is required to be published, copies placed in all public libraries within the planning authority area and 2 copies submitted to the Scottish Ministers. There is no requirement to consult on the content of the DPS. There are no significant changes to the updated DPS as the LDP2 process is currently on target.
- 4.6 Since the first DPS the Development Policy Team have undertaken the following actions in the LDP2 process:-
- Published the DPS
 - Set up the contacts database
 - Reviewed the existing housing land supply
 - Gathered information from charrettes (Rothesay, Tiree, Lochgilphead/Ardrishraig (Crinan))
 - Undertaken Call for Sites
 - Collation of baseline materials
 - Started Pre Main Issues Report engagement

Governance

- 4.6 The timeous preparation of development plans requires rigorous and carefully planned project management. The governance arrangements, that support the delivery of LDP2 are set out in the DPS and were approved by Council in January 2016.
- The key stages of i) the Proposed Local Development Plan consultation (setting out the Council's settled view); ii) the submission for Examination (Council's response to any outstanding objections); and iii) decision to Adopt, go directly to full Council;
 - Preparatory and sub stages of i) Main Issues Report (a range of alternatives for consultation), subsequent Development Plan Scheme revisions and Action Programme revisions go to Planning, Protective Services and Licensing Committee only.

Delivery

- 4.7 The general costs associated with the preparation of LDP2 are met from within the Development Policy budget. The original DPS was based on available resource following the Service Choices process. This was noted as placing a stronger reliance on the use of e-planning services with some consultation stages conducted online only with assistance in libraries and at service points for those with no online facilities/capability. The reduction in resources has also meant reducing some elements of the process to the statutory minimum, for example in terms of deposit locations, and adverts. This is continued in the current DPS. The LDP2 process runs up to March 2020 and therefore there is a risk that

the proposal of any additional resource reductions in the future could impact adversely on the delivery of LDP2 in line with the DPS, statutory requirements and performance indicators.

5.0 CONCLUSION

5.1 Engagement in the preparation of the LDP2 is a vital component in the new Planning Act. The updated DPS continues to set out a clear agenda for the LDP2 process and the associated public consultation as it progresses.

6.0 IMPLICATIONS

- 6.1 Policy The Development Plan Scheme sets out the timetable and consultation process for the production of the new Local Development Plan 2 that will replace the current Development Plan (Argyll and Bute Local Development Plan, adopted March 2015 and associated Supplementary Guidance) in due course.
- 6.2 Financial The cost for preparation of the DPS is contained within the Development Policy budget.
- 6.3 Legal There is a statutory duty to approve annually, publish and submit to the Scottish Ministers a Development Plan Scheme.
- 6.4 HR None
- 6.5 Equalities The Development Plan Scheme shows how the Local Development Plan consultation process will be handled to encourage engagement from all. An Equalities Impact Assessment will be undertaken as part of the LDP2 process.
- 6.6 Risk The LDP2 process runs up to March 2020 and therefore there is an uncertainty regarding resource levels. A reduction in resource levels would impact on the timetable set out in the DPS for delivery of the LDP2 and could result in failure to meet legislative requirements and Scottish Government performance targets.
- 6.7 Customer Service The Development Plan Scheme sets out how our customers can get involved in the Local Development Plan process.

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APPENDICES

Appendix A : Development Plan Scheme : Local Development Plan 2