**Misterton Neighbourhood Plan (Review):** Statement of Extent and Nature of Review

13 September 2023

**1. Overview**

The Misterton Neighbourhood Plan was ‘made’ following a public referendum on 5 September 2019. In 2020, the Parish Council decided to pursue a review of the Neighbourhood Plan, to reflect changes in the local context, feedback on how the Plan was being employed in practice, and updates to the legislative context, particularly the emerging Bassetlaw Local Plan. This statement details the extent of the proposed modifications to the Plan, and the views of the Qualifying Body and District Council on the nature of the changes.

**2. Proposed Amendments**

The proposed amendments to the existing Neighbourhood Plan can be summarised as follows:

* Reordering of content throughout the Plan, standardising the order / format in-line with a number of other Neighbourhood Plans in the District.
* Inclusion of a new Design Code, providing a more comprehensive analysis of the Neighbourhood Area, and informing updates to various elements of the Plan, particularly Policy 6R (Achieving High Quality Design) and Policies 14R to 18R (Site-Specific Allocations).
* Refinement of all site-specific housing allocations (Policies 14R to 18R) to reflect updated evidence.
* Balancing the allocation of land for residential development with the protection of the natural environment, through the addition of new designations for Key Views and Significant Green Gaps (Policy 4R), alongside the addition of an additional Local Green Space, LGS11 (see pages 36 – 38 / Policy 5R).
* Addition of a new section, specifically addressing the potential redevelopment options for the former Newell’s Factory Site, a key brownfield site in the Neighbourhood Area (pages 47 – 48 / Policy 8R).
* Updated content addressing housing density and infill development (pages 16 – 20 / Policy 2R).
* Improvement of maps throughout the Plan for clarity, including site-specific maps for each LGS (pages 31 – 37).

Consequential changes have also been made throughout the Plan for consistency, clarity, and to ensure that references to other documents, evidence base (Census 2021), and legislation are up-to-date.

**3. Judgement on Scope and Scale of the Review**

Once ‘made’, neighbourhood plans can be reviewed as required in order to correct errors, or to respond to changes in their geographical or legislative context. National Planning Policy Guidance[[1]](#footnote-1) clarifies that there are three classes of review that can be undertaken in respect to a ‘made’ neighbourhood plan, each with its own procedure for enactment, as follows:

| **Typology** | **Definition** | **Procedure** |
| --- | --- | --- |
| Non-material amendment | Correcting a minor error that will not materially change the way that a ‘made’ neighbourhood plan functions. | The changes can be made to the plan, subject to the approval of both the qualifying body (e.g. parish council) and BDC Full Council.  |
| Minor material amendment | Making small-scale changes that may have a material impact on the way that a ‘made’ neighbourhood plan functions. The decision as to whether the changes alter the nature of the plan will be determined by the examiner. | As above, but the modified plan should be subject to public / statutory consultation (Reg 14 and Reg 16), and independent examination, before seeking BDC Full Council approval to adopt.  |
| Significant material amendment | Making more substantial changes that will materially alter the way that a ‘made’ neighbourhood plan functions.  | As above, but a public referendum will be required subsequent to BDC Full Council approval in order to ‘make’ / adopt the plan. |

With reference to the table above, both the Qualifying Body and the District Council are of the view that the proposed changes constitute a significant material amendment to the Plan, but acknowledge that it is for the Independent Examiner to make a definitive judgement.

In accordance with this judgement, the amendments to the Plan have been subject to public consultation in accordance with Regulation 14 of the Neighbourhood Planning (General) Regulations 2012 (as amended). Consultation in accordance with Regulation 16 of the same regulation is due to commence imminently, followed by independent examination.

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1. <https://www.gov.uk/guidance/neighbourhood-planning--2#updating-neighbourhood-plan> [↑](#footnote-ref-1)