

**Reviewed Misterton Neighbourhood Plan: Decision Statement (Adoption)**

# Summary

* + - * 1. Following a positive referendum result on the 23 May 2024, Bassetlaw District Council is publicising its decision to ‘make’ the reviewed Misterton Neighbourhood Plan part of the Bassetlaw Development Plan, in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

# Background

* + - * 1. The Misterton Neighbourhood Area was designated by Bassetlaw District Council on 7 July 2016. The original Misterton Neighbourhood Plan was subsequently developed, and was adopted as part of the Development Plan by the District Council following a successful referendum on 5 September 2019.
        2. Work to review the original Neighbourhood Plan commenced in 2021. The reviewed Neighbourhood Plan incorporates a range of modifications over the original Plan, summarised as follows (with policy numbers updated to reflect the now-adopted version of the Plan):
* Reordering of content throughout the Plan, so as to standardise the 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 5R (Achieving High Quality Design) and Policies 13R to 17R (Site-Specific Allocations).
* Refinement of all site-specific housing allocations (Policies 13R to 17R) 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 3R), alongside the addition of an additional Local Green Space, LGS11 (see pages 34 – 35 / Policy 4R).
* 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 48 – 49 / Policy 7R).
* Updated content addressing housing density and infill development (pages 13 – 17 / Policy 1R).
* Improvement of maps throughout the Plan for clarity, including site-specific maps for each LGS (pages 29 – 35).
  + - * 1. The reviewed Neighbourhood Plan was formally submitted to the District Council on 15 September 2023, followed by six weeks of consultation with the public and statutory bodies between 15 September and 27 October 2023.
        2. Bassetlaw District Council subsequently appointed an independent Examiner, Mr Andrew Ashcroft, to assess whether the reviewed Neighbourhood Plan met the basic conditions required by legislation, and whether the Plan should proceed to referendum.
        3. The Examiner’s Report, received on 8 January 2024, concluded that the Plan meets the Basic Conditions and that, subject to a number of specific modifications proposed in the report, the Plan should proceed to a public referendum. The Examiner’s Report, proposed modifications, and the intention to hold a referendum, were considered and approved by the District Council at a meeting held on 7 March 2024.

# Decision & Reasoning

* + - * 1. A public referendum was held in the Misterton Neighbourhood Area, as proposed, on Thursday 23 May 2024.
        2. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004, as amended, requires that the District Council must make the Neighbourhood Plan if more than half of those voting have voted in favour of the plan. Bassetlaw District Council is not subject to this duty if the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).
        3. The referendum held on 23May 2024 met the requirements of the Localism Act 2011 and posed the question: 'Do you want Bassetlaw District Council to use the Neighbourhood Plan for Misterton to help it decide planning applications in the neighbourhood area?’.
        4. The count took place on the evening of the 23 May 2024 following the close of poll, and greater than 50% of those who voted were in favour of the plan being used to help decide planning applications in the plan area.
        5. The results of the referendum were:

Number cast in favour of a YES: 157 (85.32%)  
Number cast in favour of a NO: 27 (14.67%)

Turnout: 184 (10.83%)

* + - * 1. Bassetlaw District Council has assessed that the plan including its preparation does not breach, and would not otherwise be incompatible, with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).
        2. In accordance with the Regulations and the Council’s procedure, the reviewed Misterton Neighbourhood Plan is considered ‘made’ following the referendum held on 23 May 2024. Planning applications in the area must be considered against the Neighbourhood Plan, as well as existing planning policy, including the Bassetlaw Core Strategy and its successors, and the National Planning Policy Framework and Guidance.

**Neighbourhood Planning**

Bassetlaw District Council

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[neighbourhoodplanning@bassetlaw.gov.uk](mailto:neighbourhoodplanning@bassetlaw.gov.uk)

01909 533 495