

## LONDON BOROUGH OF CROYDON

To: Croydon Council website  
Access Croydon & Town Hall Reception

### **STATEMENT OF EXECUTIVE DECISIONS MADE BY THE CABINET MEMBER FOR HOMES, REGENERATION AND PLANNING ON 10 MARCH 2016**

This statement is produced in accordance with Regulation 13 of the Local Authorities (Executive Arrangements) Meetings and Access to Information) (England) Regulations 2012.

The following apply to the decisions listed below:

**Reasons for these decisions:** are contained in the **attached** Part A report

**Other options considered and rejected:** are contained in the **attached** Part A report

**Details of conflicts of Interest declared by the Cabinet Member:** none

**Note of dispensation granted by the head of paid service in relation to a declared conflict of interest by that Member:** none

The Leader of the Council has delegated to the Cabinet Member the power to make the executive decisions set out below:

#### **CABINET MEMBER'S DECISION REFERENCE NO. 23.16.HRP**

**Decision title: Croydon Local Plan Programme (Local Development Scheme) – Approval**

Having carefully read and considered the Part A report and the requirements of the Council's public sector equality duty in relation to the issues detailed in the body of the reports, the Cabinet Member for Homes, Regeneration and Planning

#### **RESOLVED to:**

- 1.1 Approve the Local Plan Programme in Appendix A to the report (the Local Development Scheme).
- 1.2 Agree future updates of the Local Plan Programme for the Local Development Framework as recommended for publication by the Director of Planning and Strategic Transport, as Executive of the LDF (Local Development Framework) Board.

- 1.3 Approve and endorse the current method of publicising the Local Plan Programme (Local Development Scheme) on Croydon's website in an Excel Spreadsheet format, updated when there are significant changes to the programme and following the agreed approval protocol of recommendation 1.2 and to include amendments to a brief explanation of what the Local Development Framework documents are, reference to the geographical area the Local Development Framework documents relate to and including a list of adopted Local Development Framework documents.

Date: 17 March 2016

<b>REPORT TO:</b>	<b>DELEGATED AUTHORITY REPORT TO COUNCILLOR ALISON BUTLER - Cabinet Member for Homes, Regeneration &amp; Planning Deputy Leader – Croydon Council 8 March 2016</b>
<b>AGENDA ITEM:</b>	<b>Councillor Alison Butler - Cabinet Member for Homes, Regeneration &amp; Planning - Deputy Leader – Croydon Council</b>
<b>SUBJECT:</b>	<b>Croydon Local Plan Programme (Local Development Scheme) - Approval</b>
<b>LEAD OFFICER:</b>	<b>Heather Cheesbrough, Director of Planning and Strategic Transport</b>
<b>CABINET MEMBER:</b>	<b>Councillor Alison Butler - Cabinet Member for Homes, Regeneration &amp; Planning - Deputy Leader – Croydon Council</b>
<b>WARDS:</b>	<b>All</b>
<b>CORPORATE PRIORITY/POLICY CONTEXT:</b>	
<i>It is a Corporate priority to prepare a series of documents making up the Local Development Framework for the Borough as well as a statutory duty to maintain an up to date Local Plan. The Council's constitution requires that the Council shall approve or adopt the Policy Framework (Article 4.01) and in Article 4.02 that the Council may add further significant plans and strategies to the Policy Framework as it sees fit, from time to time and the Appendix to the Article 4.02 refers to the plans and strategies for planning, development and conservation in the Borough comprising the Croydon Plan and other approved and adopted development plan documents and supplementary planning documents which make up the Local Development Framework for Croydon. The Local Plan Programme sets out when the Council intends to produce Local Development Documents included as part of the Local Development Framework.</i>	
<b>AMBITIOUS FOR CROYDON &amp; WHY ARE WE DOING THIS:</b>	
<i>Providing information on when the Council is intending to prepare Local Development Framework documents which will include when consultation periods are likely, aligns with the principle of transparency and the administration's principle to publish proposals before decisions are taken.</i>	
<b>FINANCIAL IMPACT</b>	
The recommendations of this report can be funded from the existing Spatial Planning Service budget for 2015/16.	
<b>KEY DECISION REFERENCE NO.:</b> Not a key decision	

The Leader of the Council has delegated to the Cabinet Member for Homes, Regeneration & Planning (Deputy Leader – Croydon Council) the power to make the decisions set out in the recommendations below

## **1. RECOMMENDATIONS**

The Cabinet Member for Homes, Regeneration & Planning (Deputy Leader – Croydon Council) is recommended to:

- 1.1 Approve the Local Plan Programme in Appendix A (the Local Development Scheme).
- 1.2 Agree future updates of the Local Plan Programme for the Local Development Framework as recommended for publication by the Director of Planning and Strategic Transport, as Executive of the LDF (Local Development Framework) Board.
- 1.3 Approve and endorse the current method of publicising the Local Plan Programme (Local Development Scheme) on Croydon's website in an Excel Spreadsheet format, updated when there are significant changes to the programme and following the agreed approval protocol of recommendation 1.2 and to include amendments to a brief explanation of what the Local Development Framework documents are, reference to the geographical area the Local Development Framework documents relate to and including a list of adopted Local Development Framework documents.

## **2. EXECUTIVE SUMMARY**

- 2.1 The Planning and Compulsory Purchase Act 2004 (as amended) introduced a requirement for the Council to prepare and keep an up to date Local Development Scheme and thereafter revise it when necessary. This is a public document setting out the details of which local development documents will be produced as part of the Local Plan, and when. Croydon's first Scheme was adopted in 2006. The Council revised the Local Development Scheme (LDS) in 2008 it was approved by the Local Development Framework and Planning Policy Cabinet Committee.
- 2.2 There have been a number of changes to legislation since this approval, with the Localism Act in 2011 removing the requirement for Local Planning Authorities to submit their LDS to the Secretary of State, although the Secretary of State can direct the authority to revise the LDS if it is deemed that the documents do not provide effective planning coverage for the whole borough. Following the removal of the need to report to the Secretary of State, the LDS was revised and produced as a Local Plan programme in an Excel Spreadsheet format and presented to the Local Development Framework Board for approval by the Board Executive, Director of Planning and Building Control. The decision was made in consultation with the Cabinet Member for Homes, Regeneration & Planning (Deputy Leader – Croydon Council).
- 2.3 The Local Plan Programme has been subsequently updated and approved by the Director of Planning and Strategic Transport and LDF Board Executive

when there have been significant changes proposed to the Croydon's programme for preparation of Development Plan Documents (DPDs) and Supplementary Planning Documents (SPDs).

- 2.4 The Local Plan programme and its method of publication in an Excel Spreadsheet was scrutinised as part of the Local Plan examination in 2012 of the Croydon Local Plan: Strategic Policies (2013) and was found sound by the Planning Inspector on behalf of the Secretary of State. It is proposed to continue with this format and governance for the approval of updates and recording the publication of the Local Plan Programme with the additional detail including the titles and dates of adopted Local Plan documents for information.

### **3. DETAIL**

- 3.1 The Town and Country Planning (Local Planning) (England) Regulations 2012 set out further detail on items referred to in the Localism Act such as a detailed definition of 'local plan'. A local plan is a document which contains policies on the development and use of land, the allocation of specific sites for particular development types or development management and site allocations policies which are intended to guide the determination of planning applications. The National Planning Policy Framework (NPPF) states that each Local Planning Authority should produce a Local Plan for its area.
- 3.2 Paragraph 216 of the NPPF refers to the weight given from the day of publication of relevant policies in emerging Local plans, and the stage of preparation with the more advanced the preparation of the Local Plan document the greater the weight. Thus, it is important for all involved in the planning and development process to know the stage a Local Plan document have reached, along with Council's intended programme.

- 3.7 The Local Plan DPD and SPD documents currently included in the Local Plan Programme and in the Excel Spreadsheet on Croydon's website, last updated on 29 October 2015 following LDF Board approval, are
- Croydon Local Plan: Strategic Policies- Partial Review DPD
  - Croydon Local Plan: Detailed Policies and Proposals DPD
  - Conservation Area Appraisals and Management Plans (CAAMPs) SPD
- The Local Plan programme can be found on the website here  
<https://www.croydon.gov.uk/planningandregeneration/framework/localplan/lpprogramme>.
- 3.8 This Report, in addition to seeking approval to continue the protocol for approval of updates to the Local Plan Programme, seeks approval of modifications of the information displayed in order to ensure full compliance with the Planning and Compulsory Purchase Act 2004 (as amended). These proposed modifications are
- 1) to add an explanation of what the Local Plan documents are;
  - 2) to include information on the geographical areas that the DPDs and SPDs relate to, where it is not clear from the title of the document,
  - 3) titles of the adopted DPDs, SPDs and other documents, with their date of adoption, that form part of Croydon's Local Plan.

#### **4. CONSULTATION**

- 4.1 Project managers of the relevant DPDs and SPDs were consulted and project programmes presented to the LDF Board and relevant Project Boards for approval prior to publication of the Local Plan Programme on Croydon's website. The Localism Act (2011) has removed the requirement to submit the programme to the Secretary of State and send a copy to the Mayor of London. Therefore, approval to publish the Local Plan programme (LDS) is now required solely from Cabinet Member for Homes, Regeneration & Planning (Deputy Leader – Croydon Council).

#### **5 FINANCIAL AND RISK ASSESSMENT CONSIDERATIONS**

##### 5.1

- 1 The recommendations of this report can be funded from the existing Spatial Planning Service budget for 2015/16.

##### **2 The effect of the decision**

There are no new or additional financial consequences directly arising from this report. The costs of preparing an updated LDS on the Council's website, when there are significant changes requiring updates, are accommodated within the Spatial Planning team resources and the existing Spatial Planning budget for 2015/16.

##### **3 Risks**

If approval is not given to the recommendations in this report there is a risk that Croydon Local Plan: Strategic Policies-Partial Review and the Croydon Local

Plan: Detailed Policies and Proposals will be not be found sound at examination by a Planning Inspector if an up to date Local Plan Programme is not made publicly available.

#### **4 Options**

There is no alternative option if the Local Plan and preparation of Development Plan Documents and Supplementary Planning Documents are to remain in compliance with the Planning and Compulsory Purchase Act 2004, The Town and Country Planning (Local Planning) (England) Regulations 2012 and the National Planning Policy Framework.

#### **5 Future savings/efficiencies**

The potential impact on future resources and finances is reduced by the updating and publishing of the Local Plan Programme on Croydon's website, as this reduces the risk that the preparation of DPDs and SPDs is found unsound at examination of the Croydon Local Plan entailing further preparation work and another examination. Clarity will be provided for the planning application process for all involved regarding the weight given to developing DPDs and SPDs that form part of the Local Plan and this will assist in creating a more efficient planning application service.

6 Approved by: Louise Lynch, Finance Business Partner

#### **6. COMMENTS OF THE BOROUGH SOLICITOR AND MONITORING OFFICER**

6.1 On behalf of the Acting Council Solicitor and Monitoring Officer it is commented that the legal considerations pertinent to the recommendations of this report are set out in the detail of the report and the statutory context in which the recommendation is made is also explained in the detail of the report.

(Approved by: Sean Murphy, Principal Corporate Solicitor (Regeneration) on behalf of the Acting Council Solicitor & Monitoring Officer)

#### **7. HUMAN RESOURCES IMPACT**

7.1 Preparation of the documents in the Local Plan Programme is demanding of resources especially staff resources. Spatial Planning officers have a number of competing claims on their time and demanding work programmes. The Local Plan Programme endeavours to reflect this to ensure delivery to the proposed Croydon Local Plan documents. The Local Plan Programme set out in this report can be achieved with current Spatial Planning resources levels.

Approved by Adrian Prescod, HR Business Partner, for and on behalf of Director of HR, Resources department.

#### **8. EQUALITIES IMPACT**

- 8.1 The Croydon Local Plan: Strategic Policies, adopted 2013 had an Equality Impact Analysis. This states that the Strategic Policies are overall supportive of equality groups addressing spatial inequality in the borough and considering needs and priorities of the community by seeking to provide a choice of housing, more job opportunities, promoting cultural activities and creative industries, well designed, co-located community, health, educational and leisure facilities, taking a positive attitude to transport and access in the borough and seeking to conserve and create spaces and buildings that are safe and accessible and foster cohesive communities. The proposed withdrawal of the SPG documents will not adversely impact on these elements of the Local Plan or the equality groups in the borough.
- 8.2 The provision of information on what documents of the Croydon Local Plan are being prepared and when, and what geographical areas they relate to is beneficial to all equality groups. Most documents in the Local Plan Programme has to be subject to a sustainability appraisal, which includes objectives relating to equality for all.

## **9. ENVIRONMENTAL IMPACT**

- 9.1 Whilst the Local Plan will have important positive implications for communities in the borough in regards to environmental impacts, community safety, equal opportunities and human rights and the overall health and wellbeing of Croydon, there are no implications arising directly from this report. Any implications arising from the individual DPDs and SPDs identified in the programme for the Local Development Scheme will be addressed at the time of their preparation and reporting.

## **10. CRIME AND DISORDER REDUCTION IMPACT**

- 10.1 This report has no direct impact on Crime and Disorder reduction.

## **11. REASONS FOR RECOMMENDATIONS/PROPOSED DECISION**

- 11.1 To ensure Croydon's Local Plan Programme documentation for the preparation of Local Development Framework documents is legally compliant and publication of the Council's intended programme for the delivery of Local Development Framework documents at various key stages is up to date to inform Croydon's communities and assist an efficient development management service.

## **12. OPTIONS CONSIDERED AND REJECTED**

- 12.1 In order to legally comply with Planning and Compulsory Purchase Act 2004 (as amended), the Localism Act 2011 and Town and Country Planning (Local Planning) (England) Regulations 2012, the Local Plan Programme needs to be published, so no other reasonable options exist.



**CONTACT OFFICER:** Steve Dennington, Interim Head of Spatial Planning ext. 64973

**BACKGROUND PAPERS - LOCAL GOVERNMENT ACT 1972**

Appendix A Copy of proposed update Excel Spreadsheet and product description to supercede that of 29 October 2015 currently available here.

<https://www.croydon.gov.uk/planningandregeneration/framework/localplan/lpprogramme>

## **Croydon's Local Plan programme (Local Development Scheme)**

The Local Plan consists of a series of documents which set out the spatial vision for Croydon, the strategy for delivery of this vision and detailed policies and guidance for managing development in the borough and development sites where change is anticipated.

The programme for delivery of Croydon's Local Plan is in an excel sheet format and is updated when there are significant alterations to the Local Plan programme. The programme is available

here <https://www.croydon.gov.uk/planningandregeneration/framework/localplan/lpprogramme>

The current Local Plan documents in the programme are the following

**A partial review of the Croydon Local Plan: Strategic Policies (CLP1.1)** – this Development Plan Document (DPD) sets out a spatial vision and strategic objectives and a monitoring and implementation framework for the London Borough of Croydon. The Council adopted the Strategic Policies (CLP1) in 2013. The partial review of the Strategic Policies has commenced to primarily reflect the publication of the Further Alterations of the London Plan(2014) which has increased Croydon's housing requirements and the need to review 'Tier 2' strategic employment locations. The partial review includes updated evidence on employment policies, community facilities and a move from Local Areas of Special Character to Local Heritage Areas.

**The Croydon Local Plan: Detailed Policies and Proposals (CLP2)** – this DPD sets out the detailed policies for managing development in the borough and the site allocations for a range of land uses where development is anticipated or where the Council has particular objectives for individual sites. The preferred and alternative options were consulted on in November and December 2015.

### **The Policies Map**

The Policies map identifies areas designated for protection, areas where specific policies will apply, and sites for development. The map incorporates policies sets out in CLP1. When CLP1.1 and CLP2 are adopted the Policies Map will be updated to align with these documents and incorporate the detailed policies and proposals. The '*Changes to the Policies Map arising from proposals contained within the Croydon Local Plan: Strategic Policies-Partial Review (Preferred and Alternative Options) and the Croydon Local Plan: Detailed Policies and Proposals (Preferred and Alternative Options)*' was consulted on in November and December 2015 alongside CLP1.1 and CLP2.

### **Supplementary Planning Documents (SPDs)**

A number of supplementary planning documents have been adopted by the Council to expand and provide further guidance on policies set out in the adopted CLP1. The

Local Plan Programme will be updated to set the schedule for other SPDs that may be produced or reviewed in the future.

### **Supplementary Planning Guidance (SPG)**

A number of Supplementary Planning Guidance documents prepared to provide further guidance to Croydon's unitary development plan (UDP) have been saved as they remain material considerations to determining planning applications and provide guidance to applicants.

### **Monitoring Reports**

The progress of Croydon's Local Plan is monitored to record and access whether the policies and targets in the Local Plan are being met. Information is also provided on how money raised through planning obligations and the community infrastructure levy is being spent, as well as how the Local Plan has been prepared.

### **Croydon's Adopted DPDs, SPDS and SPGS are listed below**

<b>DPD</b>	<b>Title</b>	<b>Date of adoption</b>
CLP1	Croydon Local Plan: Strategic Policies	April 2013
<b>SPD</b>	<b>Title</b>	<b>Date of adoption</b>
1	Local List Part A, Part B	2006
2	Residential Extensions and Alterations	2006
3	Designing for Community Safety	2009
4	Webb Estate and Upper Woodcote Village CA Appraisal	2007
-	Croydon Opportunity Area Planning Framework	2013
-	Old Town Masterplan	2015
-	Conservation Area Appraisal Guidance	2013
<b>SPD</b>	<b>Conservation Area Management Appraisals for the following:</b>	
	Chatsworth Road	2013
	Croham Manor Road	2013
	Waldrons	2013
	Wellesley Road (North)	2013
	East India Estate	2014
	Norbury Estate	2014
	Norwood Grove	2014
	St Bernhards	2014
	Upper Norwood Triangle	2014
	Central Croydon	2014
	Church Street, Croydon	2014
	Croydon Minster	2014

<b>SPD</b>	<b>Conservation Area Management Appraisals</b> for the following:	Date of adoption
	Beulah Hill	2015
	Church Road, Upper Norwood	2015
	Harold Road	2015
	South Norwood	2015

<b>SPG</b>	<b>Title</b>	Date of adoption/publication
1	Shopfront and signs	1996
1	Converting shopfronts into homes (addendum)	2004
1	Shopfront security (addendum)	2012
8	Advertisement Hoardings & Other Advertisements- retained until adoption of the Croydon Local Plan: Detailed Policies and Proposals	2003
12	Landscape Design	2003
17	Sustainable Surface Water Drainage-retained until adoption of the Croydon Local Plan: Detailed Policies and Proposals	2004
19	Public Art- retained until adoption of the Croydon Local Plan: Detailed Policies and Proposals	2005

