

Kippax Neighbourhood Development Plan

Decision Statement published pursuant to Section 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)

1. Summary

Following a positive referendum result on Thursday 14th February 2019, Leeds City Council is publicising its decision made by the Chief Planning Officer to 'make' the Kippax Neighbourhood Development Plan part of the Leeds Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

2. Decision & Reasoning

Leeds City Council appointed an independent Examiner; Christopher Collison BA (Hons) MBA MRTPI MIED MCMI IHBC, to review whether the plan meets the Basic Conditions required by legislation and whether the plan should proceed to referendum.

The Examiner's Report concluded that the Plan meets the Basic Conditions, and that subject to the modifications proposed in the report, detailed by the Kippax Neighbourhood Plan Decision Statement (published 29th November 2018), the Plan should proceed to a Referendum. The Examiner's proposed modifications were made to the draft Plan in advance of the Referendum.

A referendum was held on 14th February 2019 and 88.7% of those who voted were in favour of the Plan. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 (as amended) requires that the Council must make the Neighbourhood Plan if more than half of those voting have voted in favour of the Plan. Leeds City Council is not subject to this duty if the making of the Plan would breach, or would otherwise be incompatible with, any EU obligations or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The referendum held on 14th February met the requirements of the Localism Act 2011; it was held in the Kippax Neighbourhood Area and posed the question:

'Do you want Leeds City Council to use the Neighbourhood Plan for Kippax to help it decide planning applications in the neighbourhood area?'

The count took place on 15th February 2019 and greater than 50% of those who voted were in favour of the Plan being used to help determine planning applications in the Neighbourhood Area. The results of the referendum were:

Response	Votes
Yes	1337 (88.7%)
No	170 (11.3%)
Turnout	20.2%

3. Inspection of Decision Statement

This decision statement can be viewed on the Leeds City Council website and the Kippax Parish Council website:

- <https://www.leeds.gov.uk/planning/planning-policy/neighbourhood-planning/kippax-neighbourhood-plan>
- http://www.kippaxparishcouncil.gov.uk/Kippax-PC/neighbourhood_plan-6395.aspx

Paper copies can also be viewed at:

- Leeds City Council, The City Centre Hub, Woodhouse Lane, Leeds, LS2 8LX (Mon, Tues, Thurs, Fri 8.30 – 17.00, Weds 9.30 - 17.00),
- Kippax Community Hub, Westfield Lane, Kippax, Leeds, LS25 7LY (Mon 10.00 – 17.00, Tues – Fri 9.00 – 17.00)
- Kippax Post Office, 41 High Street, Leeds, LS25 7AF (Mon – Sat 9.00 – 17.30pm)
- Kippax Leisure Centre, Station Road, Kippax, LS25 7LQ (during opening hours)

For further information please contact the Neighbourhood Planning team on npsupport@leeds.gov.uk or 0113 37 87997.

Signed



Tim Hill
Chief Planning Officer