

Appendix 4

Neighbourhood Plan

DECISION STATEMENT

4 September 2024



HURN NEIGHBOURHOOD PLAN (2022-2028)

BCP Council is satisfied that the Hurn Neighbourhood Plan 2022-2028, as modified, meets the basic conditions and is compatible with the Convention Rights and complies with the definition of a neighbourhood plan.

A referendum will therefore be held on **Date to be confirmed** 2024.

Background

1. The Hurn Neighbourhood Plan Area was designated by BCP Council on 20 December 2019 in accordance with Part 2 of the Neighbourhood Planning (General) Regulations 2012 ('the Regulations'). The qualifying body is confirmed as the Hurn Parish Council and the designated neighbourhood area covers the Commons Ward.
2. The Hurn Neighbourhood Plan documents were made available for consultation from 7 July until 1 September 2023.
3. An independent examiner, Christopher Collison BA (Hons) MBA MRTPI MIED IHBC was appointed to examine the plan. The examiner's report was received on 9 August 2024.
4. In summary, the examiner's report concluded that the Hurn Neighbourhood Plan 2022-2028 would meet basic conditions and other legal requirements, subject to his recommended modifications in appendix A of this decision statement.

Decision

5. BCP Council has considered each of the recommended modifications and the reasons for them contained in the examiner's report. In considering the conclusion of the independent examiner, BCP Council agree that the basic conditions and legal requirements have been met. The referendum version of the neighbourhood plan incorporates the recommended modifications set out in appendix A to this statement together with factual and minor amendments consequential to the recommended modifications.

6. BCP Council is satisfied that the plan (as modified) can proceed to referendum as it: (i) meets the basic conditions (as set out in Schedule 4B of the Town & Country Planning Act 1990; and (ii) is compatible with the Convention Rights and complies with the provisions of the Human Rights Act 1998); and (iii) complies with the provision concerning Neighbourhood Development Plans made by or under Sections 38A and 38B of the Planning and Compulsory Purchase Act 2004.

Referendum details

7. The independent examiner considered that it was appropriate for the referendum to be held in the designated neighbourhood plan area. BCP Council is also in agreement that the referendum should be held in the neighbourhood plan area.
8. Not less than 28 working days before the date on which the referendum is held, an Information Statement about the referendum will be published on the BCP Council website. This will specify:
- (i) That a referendum will be held
 - (ii) The date on which referendum will be held
 - (iii) The question to be asked in the referendum
 - (iv) A map of the referendum area
 - (v) A description of persons entitled to vote in the referendum
 - (vi) The reference expenses limit that will apply in relation to the referendum and the number of persons entitled to vote by reference to which that limit has been calculated
 - (vii) That the referendum will be conducted in accordance with procedures similar to those used at local government elections; and
 - (viii) The address and times at which a copy of the specified documents can be inspected. The specified documents comprise the Neighbourhood Plan, the Independent Examiner's report, a summary of the Representations submitted to the examiner pursuant to the consultation held between of 7 July until 1 September 2023 and the Council's Decision Statement.
9. Not less than 25 working days before the date of the referendum, BCP Council's Electoral Services team is required to give notice that a referendum is taking place and the date and details of the poll.

Where to find information

Copies of this Decision Statement, the Examiner's Report, submitted representations and Hurn Neighbourhood Plan are available online at:

[Plans being prepared | BCP \(bcpCouncil.gov.uk\)](https://www.bcpCouncil.gov.uk/Plans-being-prepared)

Appendix A: Modifications from Examiner's Report

The recommendations and modifications taken from the Examiner's Report are shown below:

Neighbourhood Plan = NP

Proposed modification number (PM)	Page no./ policy/other reference	Modification
1	Front cover and other relevant locations	Modify the front cover, and paragraph 1.4.1, and the header of each page of the Neighbourhood Plan to state the Plan period runs to 2028
2	Reference to Projects	Delete Projects P1 to P5 from the main body of the text of the Neighbourhood Plan, and include a statement in Appendix 2 clarifying it does not form part of the statutory development plan.
3	Policy 1	<p>In Policy 1</p> <ul style="list-style-type: none">• in the first paragraph replace the text before "including:" with "Development proposals should conserve the area's heritage assets in a manner appropriate to their significance, and enhance the significance of those assets"• in the first paragraph after "character" insert "or appearance"• in the first paragraph replace "Locally Important Buildings" with "Non-Designated Heritage Assets"• in the second paragraph replace "where appropriate enhance" with "demonstrate consideration of opportunities to enhance the significance of"• replace the third paragraph with "Outside Bournemouth Airport perimeter, the airport business park, and land used for purposes in connection with the operation of the Quarry at Hurn Court Farm, proposals for buildings that reflect the local rural character and history of the Neighbourhood Area will be supported."• Below Policy 1 include a map that identifies the land within the airport business park• In the heading to Appendix 4, and in the description of Appendix 4 in the Contents page of the Neighbourhood Plan replace "Listed and Locally Listed Buildings" with "Listed Buildings and Non-Designated Heritage Assets"

Proposed modification number (PM)	Page no./ policy/other reference	Modification
		<ul style="list-style-type: none"> • In the legend to Map 3 replace “Locally Important Historic Buildings” with “Non-Designated Heritage Assets” • In Appendix 4 under the heading add “This Table reflects the current Listed Buildings and Non-Designated Heritage Assets in the Neighbourhood Area. This list may be amended over time.”
4	Policy 2	<p>In Policy 2</p> <ul style="list-style-type: none"> • replace “will protect” with “should conserve” • after “relates” insert “as identified on the map on page 9 and described in Table 1 of the Neighbourhood Plan” • replace “retaining and reinforcing” with “avoiding significant harm to” • after “characteristics” insert “where they are relevant to the proposal” • continue the first bullet point with “that are freely accessible to the public” • continue the final bullet point with “including the lower levels of noise and light pollution”
5	Policy 3	<p>Replace Policy 3 with</p> <p>“In the consideration whether very special circumstances exist to approve development proposals within the area of Green Belt, referred to as the ‘important local gap’, defined on Map 3 of the Neighbourhood Plan, the maintenance of a visual separation of Hurn Village and Bournemouth Airport through siting, design and landscaping of the proposals should be demonstrated to have been addressed.”</p> <p>On Map 3 of the Neighbourhood Plan delete the land south of Parley Lane (B3073) from the identified important local gap.</p>
6	Policy 4	<p>In Policy 4</p> <ul style="list-style-type: none"> • in the first sentence and the final bullet point delete “quiet” • in the first sentence replace “and open” with “or open” • in the second paragraph replace the text before “impact” with “To be supported development proposals must demonstrate that they maximise accessibility to public

Proposed modification number (PM)	Page no./ policy/other reference	Modification
		<p>transport and sustainable travel choices, and minimise adverse” and delete “will be resisted”</p> <ul style="list-style-type: none"> • in the third paragraph replace “Sites should” with “Car parks should”
7	Policy 5	<p>In Policy 5</p> <ul style="list-style-type: none"> • delete the first sentence of the second paragraph • replace the final sentence of the second paragraph with a separate third paragraph stating “Any development that is expected to include a biodiversity gain through on-site or off-site measures should where practical seek to strengthen the network of ecological sites identified on Map 4 on page 18 of the Neighbourhood Plan, through the provision of wildlife corridors and habitat enhancement.”
8	Policy 6	<p>In Policy 6</p> <ul style="list-style-type: none"> • in the first paragraph replace the text before the colon with “Development proposals to improve the following community facilities will be supported” • in the first paragraph delete the fourth bullet point • delete the second paragraph including the bullet points • in the final paragraph replace “meet an identified local need, be small-scale and” with “be”
9	Policy 7	<p>Replace Policy 7 with “Measures to improve road safety, including the crossing points identified on Map 5 of the Neighbourhood Plan, will be supported where they are designed in a manner appropriate to the rural character of the area, and will be a priority for locally determined expenditure arising from developments. Developer contributions may be sought for these purposes where they are necessary, reasonable, and directly related to the proposal.”</p>
10	General	<p>Modify policy explanation sections, general text, figures, and images, and supporting documents to achieve consistency with the modified policies; to avoid confusion and achieve clarity; and to achieve updates and correct identified errors, so that the Neighbourhood Plan meets the basic conditions</p>