

Cottingham
Neighbourhood Plan and Design Guide 2015-2029

21st February 2018

Final 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 the 15th February 2018, East Riding of Yorkshire Council is publicising its decision made on 21st February 2018 by the Director of Planning and Economic Regeneration in consultation with the relevant portfolio holder to ‘make’ the Cottingham Neighbourhood Plan and Design Guide 2015-2029 part of the East Riding Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

2. Background

Cottingham Parish Council, as the qualifying body, successfully applied for their parish to be designated as the Cottingham Neighbourhood Area under the Neighbourhood Planning (General) Regulations (2012). Following the submission of the Cottingham Neighbourhood Plan to the Council, the plan was formally publicised and comments were invited from the public and stakeholders. The consultation period closed on 3rd July 2017.

3. Decision & Reasoning

East Riding of Yorkshire Council appointed an independent Examiner; Mr Philip Staddon, BSc, Dip, MBA (Distinction), MRTPI to review whether the plan met 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 the plan should proceed to a Referendum. A referendum was held on 15th February 2018 and 92.18% 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. East Riding of Yorkshire 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). The referendum held on 15th February 2018 met the requirements of the Localism Act 2011; it was held in the Cottingham Neighbourhood Area and posed the question:

“Do you want East Riding of Yorkshire Council to use the Neighbourhood Plan and Design Guide for Cottingham to help it decide planning applications in the neighbourhood area?”

The count took place on the 15th February 2018 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. The results of the referendum were:

Response Votes recorded	(percentage)
Yes 3,004	(92.18%)
No 235	(7.82%)
Turnout 3,246	24%

4. Inspection of Final Decision Statement

This decision statement can be viewed on the East Riding of Yorkshire Council website:

<https://www.eastriding.gov.uk/cnp>

and at the following addresses, at the following times:

Cottingham Centre, Market Green, Cottingham, HU16 5QG	
Monday	9:30am – 4:30pm
Tuesday	9:30am – 4:30pm
Wednesday	Closed
Thursday	9:30am – 6:30pm
Friday	9:30am – 1pm
Saturday	9:30am – 12:30pm
Sunday	Closed

Customer Service Centre, 7 Cross Street, Beverley, HU17 9AX	
Monday	9:00am – 5:00pm
Tuesday	9:00am – 5:00pm
Wednesday	9:00am – 5:00pm
Thursday	9:00am – 5:00pm
Friday	9:00am – 4:30pm
Saturday	Closed
Sunday	Closed