



Gladman Developments Ltd

Basingstoke and Deane Local Plan Examination

Issue 1 – Legal Requirements & Duty to Cooperate

Question 1: Legal Requirements: Does the Plan meet all its legal requirements (e.g. in relation to the Local Development Scheme; Sustainable Community Strategy; Statement of Community Involvement; and Local Development Regulations, 2012)?

1.1.1 Gladman have no specific comments on this question

Question 2: It is necessary for the Inspector to consider whether the Council has fulfilled its duty under Section 33A of the Act, so as to maximise the effectiveness of the plan making process when planning for strategic matters that cross administrative boundaries.

2.1 Has the Council worked collaboratively with other authorities and organisations during plan preparation on strategic planning matters that cross administrative boundaries?

2.1.1 The Duty to Cooperate is a legal requirement established through Section 33(A) of the Planning and Compulsory Purchase Act 2004, as amended by Section 110 of the Localism. It requires local authorities to engage constructively, actively and on an ongoing basis with neighbouring authorities on cross-boundary strategic issues throughout the process of Plan preparation.

2.1.2 Whilst Gladman recognise that the Duty to Cooperate is a process of ongoing engagement and collaboration, as set out in the Duty to Cooperate PPG (ID: 9-011-20140306) it is clear that it is intended to produce effective policies on cross boundary strategic matters.

2.1.3 The Council must be able to demonstrate that it has engaged and worked with its neighbouring authorities to satisfactorily address cross-boundary strategic issues, including the requirement to address any unmet housing needs.

2.2 In particular has the Plan's approach to determining its housing requirements and provision been compatible with that of neighbouring authorities? [A critical factor

is that the duty to co-operate (DTC) is incapable of modification at the Examination stage]?

2.2.1 The Council must be able to demonstrate that it has worked constructively with neighbouring Council's to address unmet housing needs. Although for the purposes of Gladman's submissions in respect of Issue 3 it is acknowledged that the borough could represent a self-contained HMA, it is clear that Basingstoke and Deane has connections to a number of surrounding authorities and is affected by the influence of a dynamic market area. The Council must ensure that it has fully established and addressed to need to accommodate any unfulfilled housing requirements across this wider area.

2.3 Has the Council worked or liaised with the relevant bodies set out in the PPG? How has the Council also co-operated with the relevant Local Enterprise Partnerships (LEPs) and Local Nature Partnerships (LNPs)?

2.3.1 We have no specific comments on this question.

2.4 What particular outcomes can the Council point to in relation to DTC?

2.4.1 We have no specific comments on this question.