

MUNICIPAL YEAR 2018/2019 REPORT NO. **209**

MEETING TITLE AND DATE:

Local Plan Cabinet Sub Committee
26th March 2019

REPORT OF:

Executive Director Place Sarah Cary

Agenda – Part:	Item: 5
Subject: Local Development Scheme 2019-2022 Wards: ALL	
Cabinet Member consulted: Cllr Ahmet Oykenor (Property and Assets)	

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1. EXECUTIVE SUMMARY

The Planning and Compulsory Purchase Act 2004 requires the Council to prepare a three-year project plan for plan-making, the Local Development Scheme (LDS), setting out the programme for preparing the Local Plan. This 2019 LDS reflects the changing context for planning in particular the programme for the draft new London Plan together with national planning reforms.

2. RECOMMEDATION

Local Plan Cabinet Sub Committee (LPCSC) approve the programme attached in Appendix 1 titled 'LDS 2019-2022' to this report to have immediate effect and agrees to its publication on the Council's website.

3. WHY THIS REPORT IS NEEDED?

- 3.1 In order to effectively manage growth and positively respond to a changing national and London-wide agenda on planning, the Council needs to keep the Local Plan up to date. In order to show progress on the review of the Local Plan, a revision is required to the Local Development Scheme (LDS).

4. BACKGROUND

- 4.1 Section 15 of the Planning and Compulsory Purchase Act requires local planning authorities to prepare and maintain a LDS specifying a timetable for preparation and revision of Local Plan documents. This is a rolling three-year project plan setting out all the planning documents to be produced by the authority and the timetable for their preparation.
- 4.2 The LDS, set out in Appendix 1, provides background information on Local Plan document preparation up to 2022 enabling partners, residents and businesses to know where, when and how the planning policy framework for Enfield is progressing. This is the fifth revision to Enfield's LDS. This version covers the period between 2019 to 2022 and supersedes the LDS approved by the sub-committee in September 2013. Revisions to the Local Plan timetable ensure alignment with the review of the London Plan enabling the borough to respond to the challenges raised by the Mayor and produce a document that reflects local circumstances and contributes to regeneration in Enfield.
- 4.3 The National Planning Policy Framework (NPPF) sets out Government's planning policy. Initially published in March 2012, the NPPF has been revised and was published in July 2018. Since then, minor changes were made, and a revised version was published in February 2019. The new Local Plan will be produced in accordance with the new NPPF. The new NPPF will focus more on Local Plans delivering more new homes from small sites (0.5 ha). It has also introduced the Housing Delivery Test (HDT) and the requirement of an action plan if housing delivery is under 95% of the housing requirement. Further information on HDT is considered in the 2019 Monitoring Report under a separate cover report.
- 4.4 With an existing London Plan ten-year housing target of 798 new homes per year, Enfield already has a challenging target to meet. The draft new London Plan (2017) proposes to raise this by 135% to 1,876 homes per year. The draft new London Plan is currently under Examination in Public, and adoption of the London Plan is expected late in 2019.
- 4.5 The Government has proposed a new standardised methodology for calculating objectively assessed need, Enfield will progress its Local Plan using the methodology to determine its local housing requirement.
- 4.6 The Council is underway in the preparation of Enfield's new Local Plan covering the plan period up to 2036, with completion of public consultation at

Regulation 18 stage on draft issues and options. The revised LDS also sets out a timetable for the next stages of the Local Plan, and revisions to the charging schedule underpinning Enfield's Community Infrastructure Levy (CIL) which was introduced in 1 April 2016. The revised standard charge for CIL will contribute to the costs of infrastructure arising from development across the borough. Therefore, the timetable for the review of CIL will need to carefully align with the new Local Plan.

5. PROPOSED LOCAL DEVELOPMENT SCHEME 2019-2022

5.1 The LDS for this period is summarised in Table 4 of Appendix 1 (page.8). It responds to changes at the national level and the local imperative for planning frameworks to support the delivery of a new Local Plan to guide and deliver future housing, community and transport infrastructure, jobs and future economy of Enfield borough and its people.

5.2 Some of the programme is already underway, these include:

- The **new Local Plan 2036** with completion of first stage of public consultation at Regulation 18 stage on issues and options;
- **Edmonton Leaside Area Action Plan (ELAAP)** has gone through consultation stages and now finalising independent examination at Regulation 24 stage. Adoption of the AAP is expected in early 2020. ELAAP will support the delivery of to the first 5,000 new homes at Meridian Water;
- **North London Waste Plan (NLWP)** with public consultation on the Preferred Option plan at Regulation 19 stage commenced in March 2019; and
- The new **Enfield Heritage Strategy: 'making Enfield'** with completion of public consultation end of February 2019 and adoption as SPD, expected in May 2019.

5.3 Further documents to follow in line with Local Plan production, include:

- Design Guide SPD;
- Community Infrastructure Levy (CIL) Review; and
- Infrastructure Delivery Plan (IDP).

5.4 These are expected to commence during the three-year plan period of the new Local Plan.

6. ALTERNATIVE OPTIONS CONSIDERED

6.1 The alternative is not to revise and republish the Council's LDS, leaving the 2013 published LDS timetable in place and resulting in the Council demonstrating non-delivery against the proposed programme. This is not advised, as there is now a requirement to review Local Plans every five years.

6.2 The alternative also sends out a negative message to residents, business, and the development industry that we are not prepared to manage new challenges and opportunities facing the borough.

7. REASONS FOR RECOMMENDATIONS

7.1 The revised LDS is considered to set out a realistic programme for the remainder of the Plan preparation process and other associated documents in accordance with current legislation and regulations. Members should note that while realistic, the timetable is very ambitious and officers will need to increase pressure on partners to cooperate with the new timetable to incorporate the next round, of Local Plan consultation and carefully monitor the content and scale of representations received from the first stage of consultation.

8. COMMENTS FROM OTHER DEPARTMENTS

8.1 Financial Implications

8.1.1 There are no direct costs associated with the LDS and it is a statutory requirement to have an up to date scheme. Provision for the cost of the preparation, consultation and examination of the new Local Plan is included in the Strategic Planning and Design budget.

8.1.2 The report does not commit the Council to additional expenditure. Any future proposals with cost implications would need to be subject to separate reports and full financial appraisal.

8.2 Legal Implications

8.2.1 The Planning and Compulsory Purchase Act 2004 and the Town and Country Planning (Local Planning) (England) Regulations 2012 provide guidance on the preparation and adoption of the Local Plan. The Localism Act 2011 allows Local Planning Authorities to adopt their own Local Development Scheme without approval from the Secretary of State and the Mayor of London.

8.2.2 It is a legal requirement to publish a LDS containing the timetable for the Local Plan. It is also a legal requirement for the Local Plan to be prepared in accordance with the LDS, and for the LDS to be revised at such time as the local planning authority considers appropriate.

8.2.3 Upon adoption, the LDS becomes a statutory document that forms part of Enfield's planning policy framework. Enfield's Local Plan documents should be prepared in accordance with the LDS.

8.3 Property Implications

- 8.3.1 Where the Council's general fund property assets are affected by policies within the Local Development Scheme, any actions resulting must comply with Enfield's Corporate Landlord Policy, the (emerging) Strategic Asset Management Plan, Property Procedure Rules and s.123 of the Local Government Act 1972. Also, any resulting actions that have implications for costs, in terms of expenditure and income on the Council's property estate, must go through the appropriate authorities.

9. KEY RISKS

- 9.1 The LDS timetable for preparing Local Plan and CIL documents is based on the current legislative and regulatory context, together with assumptions about the availability of resources and the work involved in compiling robust evidence base. Failure to produce an up-to-date Local Plan would not be in accordance with national planning legislation.

10. IMPACT ON COUNCIL PRIORITIES – CREATING A LIFETIME OF OPPORTUNITIES IN ENFIELD

- 10.1 The Local Plan helps to implement the Council's priorities in the Corporate Plan for Enfield through:
- **Good homes in well-connected neighbourhoods:** The new Local Plan will support population growth, the need for new affordable homes supported by employment opportunities to tackle inequality; and the continued regeneration of the borough's most deprived areas providing well connected neighbourhoods. New development will be planned alongside a range of social and community facilities and physical infrastructure investment.
 - **Build our local economy to create a thriving place:** The new Local Plan will provide a positive statutory framework for meeting the borough's growth in a sustainable and environmentally conscious way.
 - **Sustain strong and healthy communities:** The Plan will be supportive of strong communities, particularly in terms of ensuring consideration is given to addressing existing deficiencies and providing new infrastructure (physical, social and community).
- 10.2 The Local Plan is a project in the Corporate Plan. The implication of a decision to support the recommendation in this report will demonstrate assistance in the delivery of the Local Plan.

11. EQUALITIES IMPACT IMPLICATIONS

- 11.1 The Local Plan as identified in the LDS is subject to an Equalities Impact Assessment (EqIA). EqIAs are not a legal requirement under the Equalities Act 2010, but the Public Sector Equality Duty contained in section 149 of the

Equality Act 2010 requires public authorities to have due regard to a number of equality considerations when exercising their functions and are a way of ensuring that the Public Sector Equality Duty has been complied with.

- 11.2 For Enfield's new Local Plan an Integrated Impact Assessment (IA) will be undertaken. The Integrated Assessment includes elements of an Equality Impact Assessment and Health Impact Assessment as well as a Sustainability Appraisal and Strategic Environmental Assessment. This integrated approach will assess the impact of the Plan on social, economic, environmental, health and equality objectives.

12. PERFORMANCE AND DATA IMPLICATIONS

- 12.1 The new Local Plan will provide clear policies for the assessing planning applications. This will ensure that development decisions in the borough are plan-led. This means development will be directed to the right location and will help prevent inappropriate, uncoordinated and poor-quality schemes coming forward.
- 12.2 The new Local Plan once finalised will contain an implementation and monitoring section, which sets indicators and targets to monitor the effectiveness of the policies, which in turn will bring performance management improvements to the planning application process and better performance at appeal.

13. PUBLIC HEALTH IMPLICATIONS

- 13.1 The new Local Plan should have a positive impact upon general health and wellbeing by ensuring the delivery of healthy places and facilities and healthy lives. The new Local Plan will cover a wide range of topics such as housing, community facilities, environmental protection, and green infrastructure, all of which may have implications for public health.

Background Papers

Appendix 1: Enfield's Local Development Scheme (LDS) 2019-2022 (separate document)