

LDS March 2020

**CHERWELL DISTRICT COUNCIL  
LOCAL DEVELOPMENT SCHEME  
March 2020**

*Draft for Executive*



***Cherwell***  
DISTRICT COUNCIL  
NORTH OXFORDSHIRE

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## 1. Introduction

The Local Development Scheme (LDS) is a rolling business plan for the preparation of key planning policy documents that will be relevant to future planning decisions. It outlines the programme and resources for completion and adoption of each relevant planning document. It is a requirement of the Planning and Compulsory Purchase Act 2004 (as amended) that the Council prepares and maintains an LDS.

The LDS must specify:

- the local development documents which are to be development plan documents;
- the subject matter and geographical area to which each development plan document is to relate;
- which development plan documents (if any) are to be prepared jointly with one or more other local planning authorities;
- any matter or area in respect of which the authority has agreed (or proposes to agree) to the constitution of a joint committee;
- the timetable for the preparation and revision of the development plan documents; and
- such other matters as are prescribed.

Development Plan Documents must be prepared in accordance with the LDS.

This LDS was approved by the Council's Executive on **XXXXXX** and revises that previously approved on 3 December 2018. It updates the programme for the production of the Council's key planning policy documents.

## 2. Key changes since the last LDS

Key changes since approval of the last LDS in December 2018 include:

- significant progress on the Partial Review of the Cherwell Local Plan (Oxford's Unmet Housing Needs);
- the Mid Cherwell Neighbourhood Plan was made 14 May 2019;
- work on producing an Oxfordshire wide Joint Statutory Spatial Plan – the Oxfordshire Plan 2050 – has progressed.

These changes have informed preparation of this LDS.

## 3. Existing Development Plan

As at March 2020, the existing statutory Development Plan comprises:

- the Cherwell Local Plan 2011-2031 (Part 1) adopted in July 2015 (incorporating the re-adopted Policy Bicester 13);
- the saved policies of the adopted Cherwell Local Plan 1996 that have not been replaced (see Appendix 7 of the 2015 adopted Local Plan);
- the Hook Norton Neighbourhood Plan formally 'made' on 19 October 2015;
- the Bloxham Neighbourhood Plan formally 'made' on 19 December 2016;
- the Adderbury Neighbourhood Plan formally 'made' on 16 July 2018;
- the Mid Cherwell Neighbourhood Plan formally 'made' on 14 May 2019;
- the Oxfordshire Minerals and Waste Local Plan (Part 1 – Core Strategy) (adopted by the County Council on 12 September 2017);

- the saved policies of the Oxfordshire Minerals and Waste Local Plan 1996 (adopted by the County Council) that have not been replaced.

The **Cherwell Local Plan 1996** was adopted in November 1996 and policies were saved from 27 September 2007.

The **Cherwell Local Plan 2011-2031 (Part 1)** was completed and adopted by the Council on 20 July 2015. It incorporates Policy Bicester 13 re-adopted on 19 December 2016. The Plan presently comprises the main strategy document containing strategic development sites and policies.

The **adopted Policies Map** – a map of Cherwell which illustrates geographically the application of the policies in the adopted Development Plan (other than Minerals and Waste policies prepared by the County Council). An Interactive Adopted Policies Map is available on-line at [www.cherwell.gov.uk](http://www.cherwell.gov.uk).

#### **4. Existing Supplementary Planning Documents**

Supplementary Planning Documents (SPDs) provide further detail to Local Plan policies. They are statutory documents but do not form part of the Development Plan. The following SPDs have been completed to add further detail to the adopted Cherwell Local Plan 2011-2031:

- North West Bicester SPD – adopted on 22 February 2016
- Banbury Masterplan SPD – adopted on 19 December 2016
- Kidlington Masterplan SPD – adopted on 19 December 2016
- Developer Contributions SPD – adopted on 26 February 2018
- Cherwell Residential Design Guide SPD - adopted on 16 July 2018

#### **5. Non-Statutory Local Plan**

The Council also has a Non-Statutory Cherwell Local Plan 2011 which has not been withdrawn nor fully replaced. Originally produced as a replacement for the adopted Local Plan 1996, the Plan was subject to first and second draft deposit stages and pre-inquiry changes were incorporated. However, the decision was taken by the Council to discontinue work on the plan on the 13 December 2004 and withdraw it from the statutory local plan process before the Public Inquiry. To avoid a policy void the Non-Statutory Cherwell Local Plan 2011 was approved by the Council as interim planning policy for development control purposes on the 13 December 2004. Over time, its policies are being superseded by new planning documents.

#### **6. Statement of Community Involvement**

The Council's Statement of Community Involvement (SCI) sets out how communities and stakeholders can expect to be engaged in the preparation of planning documents and in the consideration of planning applications. The SCI was consulted upon from 29 January to 11 March 2016 and adopted by the Council on 18 July 2016.

#### **7. Annual (or Authorities) Monitoring Reports (AMRs)**

These are produced each year to monitor progress in producing Local Plans and Supplementary Planning Documents; on the implementation of policies; in meeting the district's housing requirement; and on the making of Neighbourhood Plans. They must include up-to-date information collected for monitoring purposes and, where relevant, include information on any applicable Community Infrastructure Levy and cooperation with prescribed bodies. AMRs are published on-line and supported by the publication of additional monitoring information as required.

## 8. Potential Neighbourhood Development Plans

Neighbourhood Plans can be produced by Town or Parish Councils or other relevant bodies to set out policies (however expressed) in relation to the development and use of land in the whole or any part of a particular, specified neighbourhood area. They are not prepared by the District Council but are submitted to it ahead of independent examination and a referendum. They are not legally defined as Development Plan Documents but do become part of the statutory Development Plan once they have successfully passed a referendum.

In addition to the 'made' Hook Norton, Bloxham, Adderbury and Mid Cherwell Neighbourhood Plans (see section 3), the following Parishes presently either have designated Neighbourhood Areas, have made applications for an area to be designated, or are actively preparing plans:

- Deddington
- Shipton on Cherwell and Thrupp
- Weston-on-the-Green
- Bodicote
- Stratton Audley
- Merton.

## 9. Planning Policy Documents to be prepared by the Council

Planning policy documents that the Council is or will be working on are as follows:

1. **Partial Review of Cherwell Local Plan 2011-2031 (Part 1)** – prepared to meet a commitment in the adopted Local Plan to help Oxford with its unmet housing need. Submitted to Government for examination on 5 March 2018. Consultation took place on an Issues Paper from 29 January 2016 – 11 March 2016, on an Options Paper from 14 November 2016 – 9 January 2017 and on a Proposed Submission Document from 17 July 2017 to 10 October 2017. A preliminary hearing took place on 28 September 2018 and main hearings were held between 5 and 13 February 2019.

The Inspector's Post-Hearing Advice Note was received 13 July 2019. The Inspector advised that one major change was required to make the Plan sound. A Schedule of Proposed Main Modifications to address the concerns of the Inspector were consulted upon between 8 November 2019 and 20 December 2019 with a view to making a formal submission to the Planning Inspectorate

Upon adoption by the Council the Partial Review will become part of the statutory Development Plan.

2. **Oxfordshire Plan 2050** – a new countywide strategic plan being prepared jointly on behalf of the five district local planning authorities, with the support of the County Council, under Section 28 of the Planning and Compulsory Purchase Act 2004. Preparation is overseen by the Oxfordshire Growth Board. In 2018 a Draft Statement of Common Ground was published and a Project Board established. A first stage of public consultation was undertaken during February/March 2019. It is intended that a second stage of public consultation will be held in June/July 2020. Consultation on the proposed submission draft is scheduled for November/December 2020, followed by final submission in March 2021. The Plan is expected to be adopted in March 2022. Upon adoption by the Council it will become part of the statutory Development Plan.

3. **Cherwell Local Plan Review** – a review of the adopted Cherwell Local Plan to ensure key planning policies are kept up to date, to assist implementation of the Oxfordshire Plan and to replace the remaining saved policies of the 1996 Local Plan.
4. **Supplementary Planning Documents (SPDs)** – Banbury Canalside SPD – to be re-commenced supplemented by a delivery plan. This will provide additional detail to assist the implementation of Policy Banbury 1 of the adopted Cherwell Local Plan 2011-2031.
5. **Community Infrastructure Levy (CIL) Charging Schedule** – CIL comprises a schedule of charges for contributions to off-site infrastructure, payable by developers. Consultation on a preliminary charging schedule was undertaken from 12 February to 25 March 2016. A draft charging schedule was consulted upon from 14 November 2016 to 9 January 2017.

Work on a potential CIL was put on hold while a national policy review was undertaken and in anticipation of further Government guidance which has since been published. New work on CIL is now programmed to align with preparation of the Cherwell Local Plan Review.

The programme for preparing these documents is set out in the schedules below. The Council is expected to produce documents in accordance with the schedules. If significant changes in circumstances occur, the LDS will be reviewed.

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<b>Schedule 9.1</b>	<b>Partial Review of the Cherwell Local Plan 2011-2031 (Part 1): Oxford's Unmet Housing Needs</b>	
Strategic or Local Policies	Strategic Policies	
Subject Matter	Partial Review of Part 1 of the adopted Cherwell Local Plan 2011-2031 to help meet the identified unmet housing needs from elsewhere in the Oxfordshire Housing Market Area and arising infrastructure requirements. Builds upon countywide joint working and follows the 'Post SHMA Strategic Work Programme' agreed by the [then Shadow] Oxfordshire Growth Board on 20 November 2014. On 26 September 2016, the Oxfordshire Growth Board approved an apportionment of Oxford's unmet housing need (approximately 15,000 homes) to the Oxfordshire District Councils. Cherwell was asked to accommodate an additional 4,400 homes (2011-2031).	
Geographical Area	Cherwell District	
Status	Development Plan Document (DPD)	
Timetable	<b>Agreed Countywide Post-SHMA work programme</b>	20 November 2014
	<b>Formal Commencement (adoption of Local Plan Part 1)</b>	20 July 2015
	<b>District Wide Issues Consultation (Regulation 18)</b>	29 January 2016 – 11 March 2016
	<b>Countywide working on identifying the unmet need and apportionment</b>	Completed 26 September 2016
	<b>District Wide Options Consultation (Regulation 18)</b>	14 November 2016 – 9 January 2017
	<b>Preparation of Proposed Submission DPD</b>	January 2017 to July 2017
	<b>Consultation on Proposed Submission DPD</b>	17 July – 10 October 2017
	<b>Submission (Regulation 22)</b>	5 March 2018
	<b>Examination (Regulation 24)</b>	March 2018 onwards
	<b>Examination Hearings (Regulation 24)</b>	28 September 2018; 5 - 13 February 2019.
	<b>Submission of Main Modifications</b>	25 February 2020 (TBC)
	<b>Receipt and Publication of the Inspector's Report (Regulation 25)</b>	April 2020 (estimate)
	<b>Adoption (Regulation 26)</b>	May 2020 (estimate)
	Notes: Programme following hearings subject to confirmation from the Planning Inspectorate.	
Management Arrangements	<ul style="list-style-type: none"> <li>• Planning Policy, Conservation and Design Manager reporting to</li> <li>• Assistant Director - Planning and Development reporting to</li> <li>• Corporate Director - Place &amp; Growth</li> <li>• Reports to Executive and Council</li> </ul>	
Resources Required	Planning Policy team, input from other Council services, neighbouring authorities and consultees; consultancy support as required; Programme Officer and Planning Inspectorate.	
Monitoring and review mechanisms	Annual Monitoring Report	



<b>Schedule 9.2</b>	<b>Oxfordshire Plan 2050</b> <i>(note: programme reflects the timeline endorsed by the Oxfordshire Growth Board at a meeting on 24 September 2019 available at: <a href="http://democratic.southoxon.gov.uk/ieListDocuments.aspx?CId=330&amp;MId=2473&amp;Ver=4 - Item 25">http://democratic.southoxon.gov.uk/ieListDocuments.aspx?CId=330&amp;MId=2473&amp;Ver=4 - Item 25</a>)</i>	
Strategic or Local Policies	Strategic Policies	
Subject Matter	Countywide spatial plan to manage development to 2050. Will provide strategic planning policies including for housing, employment, transport & infrastructure, biodiversity and responding to climate change.	
Geographical Area	Oxfordshire	
Status	Joint Development Plan Document (DPD)	
Timetable	<b>Formal commencement</b>	31 January 2018
	<b>Initial Consultation (Regulation 18)</b>	February/March 2019
	<b>Consultation on Preferred Strategy (Regulation 18)</b>	June/July 2020 (TBC)
	<b>Consultation on Proposed Submission Draft Plan (Regulation 19)</b>	November/December 2020 (TBC)
	<b>Submission (Regulation 22)</b>	March 2021 (TBC)
	<b>Examination (Regulation 24)</b>	June - September 2021 (estimated)
	<b>Receipt and Publication of Inspector's Report</b>	December 2021 (estimated)
	<b>Adoption (Regulation 26)</b>	March 2022 (subject to examination)
		Notes: Examination dates and subsequent programme subject to confirmation from the Planning Inspectorate and views of Inspector.
Management Arrangements	A joint Plan by the five district Local Planning Authorities with the support of the County Council. Overseen by the Oxfordshire Growth Board - a joint committee of the six local authorities, together with key strategic partners. CDC Input: <ul style="list-style-type: none"> <li>• Planning Policy, Conservation and Design Manager reporting to</li> <li>• Assistant Director - Planning and Development reporting to</li> <li>• Corporate Director - Place &amp; Growth</li> <li>• Reports to Executive and Council</li> </ul>	
Resources Required	Oxfordshire Growth Board: <ul style="list-style-type: none"> <li>• Central Plan Team: <ul style="list-style-type: none"> <li>• with consultancy support as required</li> <li>• advised by district officer Liaison Group</li> <li>• advised by Members' Advisory Group</li> <li>• reporting to Project Board (Heads of Planning)</li> <li>• reports to Growth Deal Programme Board &amp; Growth Board</li> </ul> </li> <li>• Growth Deal capacity funding</li> </ul> CDC <ul style="list-style-type: none"> <li>• input from Planning Policy, Conservation and Design service</li> <li>• input from other Council services on internal working group</li> <li>• consultancy support as required</li> </ul>	
Monitoring and review mechanisms	Oxfordshire Plan monitoring report & CDC Annual Monitoring Report	

<b>Schedule 9.3</b>	<b>Cherwell Local Plan Review</b>	
Strategic or Local Policies	Strategic and Local Policies	
Subject Matter	Planning policies to manage development and meet local priorities, to review & keep up-to-date existing planning policies, and to support implementation of the Oxfordshire Plan 2050. Will include the identification and delivery of strategic and non-strategic development sites for housing, employment, open space and recreation, travelling communities and other land uses.	
Geographical Area	Cherwell District	
Status	Development Plan Document (DPD)	
Timetable	<b>Commencement</b>	April 2020
	<b>District Wide Issues Consultation (Regulation 18)</b>	July - August 2020
	<b>District Wide Options Consultation (Regulation 18)</b>	February – March 2021
	<b>Consultation on draft Plan (Regulation 18)</b>	October - November 2021
	<b>Consultation on Proposed Submission Plan (Regulation 19)</b>	July– August 2022
	<b>Submission (Regulation 22)</b>	November 2022
	<b>Examination (Regulation 24)</b>	November 2022 – June 2023 (TBC)
	<b>Examination Hearings (Regulation 24)</b>	February/March 2023 (TBC)
	<b>Receipt and Publication of the Inspector's Report (Regulation 25)</b>	June 2023 (TBC)
	<b>Adoption (Regulation 26)</b>	July 2023 (TBC)
		Notes: Hearing dates and subsequent programme subject to confirmation from the Planning Inspectorate
Management Arrangements	<ul style="list-style-type: none"> <li>• Planning Policy, Conservation and Design Manager reporting to</li> <li>• Assistant Director - Planning and Development reporting to</li> <li>• Corporate Director - Place &amp; Growth</li> <li>• Reports to Executive and Council</li> </ul>	
Resources Required	Planning Policy, Conservation and Design service, input from other Council services, neighbouring authorities and consultees; consultancy support as required. Programme Officer and Planning Inspectorate.	
Monitoring and review mechanisms	Annual Monitoring Report	


<b>Schedule 9.4</b>	<b>Banbury Canalside Supplementary Planning Document (SPD)</b>	
Subject Matter	Expands upon and provides further detail to Local Plan policies for the development area of Canalside, Banbury. To be supported by a delivery plan.	
Geographical Area	Canalside including part of Banbury town centre	
Status	SPD	
	<b>Continued Preparation &amp; Engagement</b>	March – September 2020
	<b>Formal Consultation on draft SPD (Regulation 12/13)</b>	September – October 2020
	<b>Adoption (Regulation 14)</b>	December 2020
Management Arrangements	<ul style="list-style-type: none"> <li>• Planning Policy, Conservation and Design Manager reporting to</li> <li>• Assistant Director - Planning and Development reporting to</li> <li>• Corporate Director - Place &amp; Growth</li> <li>• Reports to Executive and Council</li> </ul>	
Resources Required	Planning Policy, Conservation and Design service; input from other Council services, neighbouring authorities and consultees; consultancy resource.	
Monitoring and review mechanisms	Annual Monitoring Report	

<b>Schedule 9.5</b>	<b>Community Infrastructure Levy Charging Schedule</b>	
Subject Matter	The purpose of CIL is to raise funds to deliver off-site infrastructure that will support the development proposed within Cherwell. This could include open space, leisure centres, cultural and sports facilities, transport schemes, schools among other requirements. The charging schedule providing the basis of the Levy and must be informed by an assessment of an infrastructure funding gap and the viability of different levels of Levy. There will be consultation and a public Examination.	
Geographical Area	Cherwell District	
Status	Levy	
	<b>Re-commencement</b>	March 2021
	<b>Focused consultation on Draft Charging Schedule</b>	October - November 2021
	<b>Formal consultation on Draft Charging Schedule (Regulation 16)</b>	July – August 2022
	<b>Potential Submission of Charging Schedule (Regulation 19)</b>	November 2022 (subject to Council decision)
	<b>Examination (TBC)</b>	November 2022 – June 2023
	<b>Examination Hearings (TBC)</b>	February/March 2023
	<b>Receipt and Publication of the Inspector's Report (Regulation 23) (TBC)</b>	June 2023
	<b>Approval (TBC)</b>	July 2023
	Notes: Examination and Hearing dates yet to be confirmed. Aligned to Local Plan Review.	
Management Arrangements	<ul style="list-style-type: none"> <li>• Planning Policy, Conservation and Design Manager reporting to</li> <li>• Assistant Director - Planning and Development reporting to</li> <li>• Corporate Director - Place &amp; Growth</li> <li>• Reports to Executive and Council</li> </ul>	
Resources Required	Planning Policy team; input from other Council services, neighbouring authorities and consultees; consultancy support as required. Programme Officer and Planning Inspectorate.	
Monitoring and review mechanisms	Annual Monitoring Report	

Appendix 1: LDS Timetable

Document	2018												2019												2020																
	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D					
1 Partial Review of the Local Plan (Part 1)	S			H						H			FC FC						A																						
2 Oxfordshire Joint Statutory Spatial Plan (JSSP)	C											IC			FC FC										FC FC			FC FC													
3 Local Plan Review																																				C			IC IC		
4 Banbury Canalside SPD	IC																								R						FC FC			A							
5 Community Infrastructure Levy (CIL)	In Progress																																								

Document	2021												2022												2023																						
	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D	J	F	M	A	M	J	J	A	S	O	N	D											
1 Partial Review of the Local Plan (Part 1)																																															
2 Oxfordshire Joint Statutory Spatial Plan (JSSP)												S			H H			A																													
3 Local Plan Review												FC FC			FC FC						FC FC			S			H H			A																	
4 Banbury Canalside SPD (Adoption in Dec 2020)																																															
5 Community Infrastructure Levy (CIL)	R			IC IC						FC FC						S			H H			A																									

- C** Commencement
- IC** Initial Consultation
- FC** Further Consultation
- S** Submission
- H** Hearings (Public Examination)
- A** Adoption / Approval
- R** Re-commencement
- In Progress
-  Paused