

## **Arun District Council Local Planning Authority**

### **Ferring Neighbourhood Development Plan**

#### **The Neighbourhood Planning (General) Regulations 2012**

#### **Regulation 27: Publicising a Community Right to Build Order**

Ferring Community Right To Build Order 1: Land rear of Henty Arms, Ferring Lane

Prepared by: Donna Moles (ADC Neighbourhood Development Plan Officer)  
January 2015

### **1.0 INTRODUCTION**

- 1.1 Under the Town and Country Planning Act 1990 (as amended), the Council has a statutory duty to assist communities in the preparation of Neighbourhood Development Plans and Orders and to take plans through a process of examination, referendum and adoption. The Localism Act 2011 (Part 6 chapter 3) sets out the Local Planning Authority's responsibilities under Neighbourhood Planning.
- 1.2 This report confirms that at Full Council meeting of 14<sup>th</sup> January 2015, Arun District Council resolved to 'make' the Ferring Community Right To Build Order 1: Land rear of Henty Arms, Ferring Lane. This means that this Order has been brought into legal force, it forms part of the statutory Development Plan for Arun District Council.

### **2.0 BACKGROUND**

- 2.1 The Ferring Community Right To Build Order 1: Land rear of Henty Arms relates to part of the area that was designated by Arun District Council as a neighbourhood area on 29th November 2012 and South Downs National Park Authority.
- 2.2 The Ferring Community Right To Build Order 1: Land rear of Henty Arms was examined by Ms Clare Wright, who passed the order and recommended Arun District Council in consultation with South Downs National Park Authority should, subject to the modifications in the examination report agreed by Ferring Parish Council and Arun District Council, proceed to referendum.
- 2.3 On 30<sup>th</sup> October 2014, the Decision Statement, which is a report that outlines all the examiner's modifications and confirms acceptance by all parties was signed by the Assistant Director Planning and Economic Regeneration and published on the Arun District Council website.

- 2.4 On 10th December 2014, The Ferring Community Right To Build Order 1: Land rear of Henty Arms an successfully passed its referendum with 75.81 % of the votes in favour of the Order.
- 2.5 On 14<sup>th</sup> January 2015 Arun District Council resolved that The Ferring Community Right To Build Order 1: Land rear of Henty Arms, Submission (incorporating examiners modifications and all modifications as per the ADC Decision Statement) be 'made' and become part of the Development Plan for Arun District Council.
- 2.6 Arun District Council will continue to produce the Local Plan which will set the strategic context within which The Ferring Community Right To Build Order 1: Land rear of Henty Arms will sit.

3.0 **CONCLUSION**

- 3.1 I confirm, that **The Ferring Community Right To Build Order 1: Land rear of Henty Arms, Submission (incorporating examiners modifications and all modifications as per the ADC Decision Statement)**, complies with the legal requirements and basic conditions set out in the Localism Act 2011, and as a result of Full Council resolution of 14<sup>th</sup> January 2015 has been 'made'.
- 3.2 I confirm that The Ferring Community Right To Build Order 1: Land rear of Henty Arms is a part of the Development Plan of the Arun District Council Local Planning Authority Area as defined at Area Designation by Arun District Council on 29<sup>th</sup> November 2012.
- 3.3 I am taking the above mentioned decision as I concur with the advice contained in the above report under the 1990 Act in relation to the Community Right To Build Order.
- 3.4 I declare that I have no personal or prejudicial interest in respect of this decision.

**Signed:**

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**Assistant Director Planning and Economic Regeneration**

**Date:**

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**Decision published on Arun District Council website : 16<sup>th</sup> January 2015**