

6 February 2024

Town Clerk
Todmorden Town Council
Town Hall
Rochdale Road
Todmorden
OL14 5AA

Spatial Planning Team
Mulcture House
Mulcture Hall Road
Halifax
HX1 1SP

Dear Town Clerk,

TODMORDEN NEIGHBOURHOOD PLAN: SUBMISSION OF DRAFT PLAN

I write to provide a formal notification of the decision of Calderdale Council regarding the submission of the draft Todmorden Neighbourhood Plan and supporting documentation received on 31 January 2024.

As required by Regulation 19 of the Neighbourhood Planning (General) Regulations 2012 (as amended by the Neighbourhood Planning (General) (Amendment) Regulations 2015), and Schedule 4B para 6 (4) of the Town and Country Planning Act 1990 (as amended), the Council must publish a decision statement to confirm that it has considered the submitted documentation against the criteria set out in the relevant regulations, and is satisfied that it complies with the criteria. This letter acts as that decision statement.

The criteria are:

- a) Whether the qualifying body is authorised to act in relation to the neighbourhood area concerned
- b) Whether the proposal by the body:
 - i. complies with the rules for what a draft plan should include:
 1. a map or statement identifying the area to which the plan relates
 2. the consultation statement - which contains details of those consulted, how they were consulted, summarises the main issues and concerns raised and how these have been considered, and where relevant addressed in the proposed neighbourhood development plan (NDP)
 3. the proposed NDP
 4. a statement explaining how the NDP meets the 'basic conditions'
 5. a screening report for a Strategic Environmental Assessment
 6. a screening report for a Habitats Regulations Assessment
 - ii. meets the definition of an NDP
 - iii. meets the scope of NDP provisions
 1. The NDP must specify the period for which it is to have effect
 2. It cannot include provision about development that is 'excluded development'



3. It cannot relate to more than one neighbourhood area or repeat an existing planning permission
- c) Whether the body has complied with the requirements of regulations in relation to consultation and publicity

Taking each in turn:

- a) Todmorden Town Council was designated as a qualifying body for a neighbourhood area covering the parish of Todmorden on 27 April 2017 and redesignated on 28 November 2022.
- b) Consideration of documents
- i. All of the required documents have been received in the submission.
 - ii. The submitted NDP sets out policies in relation to the development use of land for part or whole of the neighbourhood area and therefore meets the definition of an NDP.
 - iii. Scope of NDP provisions
 1. The NDP is stated to cover the same period as the Local Plan to the end of year 2032/33
 2. No excluded developments are given provision in the NDP
 3. The NDP relates to one neighbourhood area and does not cover existing planning permissions.
- c) A Regulation 14 consultation was undertaken by Todmorden Town Council in 2023. This included publicity for the draft NDP and provision for the making of representations. Details are set out in the submitted Consultation Statement.

Calderdale Council is therefore satisfied that all relevant criteria have been met and that the NDP may be carried forward to the next stages of development.

The next action is to determine the dates in which a Regulation 16 consultation is to be run by CMBC for a period of six weeks. This will include publicity in the press, on the Calderdale website, and in libraries within the neighbourhood area.

An independent examiner will then be appointed, with agreement from the Town Council, to review all submitted documents and representations. They may recommend modifications to the NDP and for the NDP go to a referendum.

I look forward to working with the Town Council on progressing the Neighbourhood Plan.

Yours sincerely,

Ronan Carnally

Planning Officer