



SAHAM TONEY NEIGHBOURHOOD PLAN (STNP): LEGAL COMPLIANCE CHECKLIST

No	Reference	Test	Comments	Legally Compliant?
1	Town and Country Planning Act, 1990 Schedule 4B, Paragraph 5	Is the plan proposal a 'repeat' submission? (i.e., has the District Council refused a submission under Paragraph 12 or Section 61E or has it failed at Referendum?)	STNP is not a 'repeat' submission.	Yes
2	Town and Country Planning Act, 1990 Schedule 4B, Paragraph 6 (2)(a) and Section 61F	Is the body who submitted the Plan a qualifying body for the purposes of making a neighbourhood development plan?	The qualifying body is Saham Toney Parish Council.	Yes
3	Town and Country Planning Act, 1990 Schedule 4B, Paragraph 6 (2)(b) and Section 61F	Does the plan proposal comply with other relevant provisions made under Section 61F?	STNP complies with other relevant provisions made under Section 61F.	Yes
4	Town and Country Planning Act, 1990 Schedule 4B, Paragraph 6 (2)(c) and the Neighbourhood Planning (General) Reg' (as amended) – Regulation 15	Have the qualifying body submitted the following in a satisfactory form:	The qualifying body has submitted in a satisfactory form:	
4i		A map or statement identifying the area to which the Plan relates	A map identifying the area to which the Plan relates (Map A of the Plan)	
4ii		A Consultation Statement setting out who was consulted; how they were consulted; the main issues which arose and how these have been considered and	A compliant Consultation Statement	

		where relevant addressed in the proposed Neighbourhood Development Plan under Reg 15 (2)(a);		
4iii		The proposed Neighbourhood Development Plan	The proposed Neighbourhood Development Plan	
4iv		A statement explaining how the neighbourhood development plan meets the 'Basic Conditions (i.e. The Town and Country Planning Act 1990, Schedule 4B, Paragraph 8 (2))	A Basic Conditions Statement (Note: It is the Independent Examiner's role to determine whether the Plan meets the Basic Conditions, not Breckland Council's)	
4v		EITHER an environmental report prepared in accordance prepared in accordance with Paragraph (2) and (3) of Regulation 12 of the Environmental Assessment of Plans & Programmes Regulations 2004) OR a Statement of Reasons for determination under Regulation 9(1) of the Environmental Assessment of Plans and Programmes Regulations 2004 that the Plan is unlikely to have significant environmental effects.	A Strategic Environmental Assessment	
4vi		Where required, information to enable an Appropriate Assessment under the Conservation of Habitats and Species	A Habitats Regulations Assessment	
5	Town and Country Planning Act, 1990 Schedule 4B, Paragraph 6 (2)(d) and the Neighbourhood Planning (General) Regulations, 2012 – Regulation 15 (2)(a).	Has the qualifying body complied with the requirements of the Town and Country Planning Act, 1990, Schedule 4B and the Regulations regarding the scope of pre-submission consultation?	The qualifying body has complied with the requirements of the regulations as evidenced within its submitted Consultation Statement.	Yes

6	Planning and Compulsory Purchase Act, 2004 Section 38A (2)	Does the Plan meet the definition of a 'Neighbourhood Development Plan' in that it sets out policies in relation to the development and use of land in the neighbourhood area?	STNP meets the definition of a 'Neighbourhood Development Plan'	Yes
7	Planning and Compulsory Purchase Act, 2004 Section 38B (1)(a)	Does the 'Neighbourhood Development Plan' (as defined under Section 38A) specify the time period for which it is to have effect?	The Plan period for STNP is given as 2019 to 2036.	Yes
8	Planning and Compulsory Purchase Act, 2004 Section 38B (1)(b)	Does the 'Neighbourhood Development Plan' (as defined under Section 38A) include any provisions relating to 'excluded development' as defined by Section 61K of the Town and Country Planning Act, 1990?	STNP does not contain any policies or proposals relating to 'excluded development'.	Yes
9	Planning and Compulsory Purchase Act, 2004 Section 38B (1)(c)	Does the 'Neighbourhood Development Plan' (as defined under Section 38A) relate to more than one neighbourhood area?	STNP does not relate to more than one neighbourhood area.	Yes