

**Allerthorpe
Neighbourhood Plan 2019-2034**

8th January 2020

Final Decision Statement

Published pursuant to Section 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)

1. Summary

Following a positive referendum result on 12th December 2019, East Riding of Yorkshire Council is publicising its decision made on 8th January 2020 by the Council to ‘make’ the Allerthorpe Neighbourhood Plan 2019-2034 part of the East Riding Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

2. Background

Allerthorpe Parish Council, as the qualifying body, successfully applied for their parish to be designated as the Allerthorpe Neighbourhood Area under the Neighbourhood Planning (General) Regulations (2012). Following the submission of the Allerthorpe Neighbourhood Plan to the Council, the plan was formally publicised and comments were invited from the public and stakeholders. The consultation period closed on 22nd February 2019.

3. Decision & Reasoning

East Riding of Yorkshire Council appointed an independent Examiner; Mr Andrew Ashcroft, BA (Hons) MA, DMS, MRTPI to review whether the plan met the basic conditions required by legislation and whether the plan should proceed to referendum. The Examiner’s Report concluded that the plan meets the Basic Conditions, and that subject to the modifications proposed in the report the plan should proceed to a Referendum. A referendum was held on 12th December 2019 and 86.62% of those who voted were in favour of the plan. Paragraph 38A (4)(a) of the Planning and Compulsory Purchase Act 2004 as amended requires that the Council must make the Neighbourhood Plan if more than half of those voting have voted in favour of the plan. East Riding of Yorkshire Council is not subject to this duty if the making of the plan would breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998). The referendum held on 12th December 2019 met the requirements of the Localism Act 2011; it was held in the Allerthorpe Neighbourhood Area and posed the question:

“Do you want East Riding of Yorkshire Council to use the Neighbourhood Plan for Allerthorpe to help it decide planning applications in the neighbourhood area?”

The count took place on the 12th December 2019 and greater than 50% of those who voted were in favour of the plan being used to help decide planning applications in the plan area. The results of the referendum were:

| Response | Votes recorded | (percentage) |
|------------------------|----------------|--------------|
| Yes | 123 | (86.62%) |
| No | 16 | (11.26%) |
| Rejected ballot papers | 3 | (2.11%) |
| Turnout | 142 | |

4. Inspection of Final Decision Statement

This decision statement can be viewed on the East Riding of Yorkshire Council website:

<https://www.eastriding.gov.uk/anp>

and at the following addresses, at the following times:

| Pocklington Customer Service Centre | |
|-------------------------------------|------------------|
| Monday | 9:30am – 4:30pm |
| Tuesday | 9:30am – 6:30pm |
| Wednesday | Closed |
| Thursday | 9:30am – 4:30pm |
| Friday | 9:30am – 1pm |
| Saturday | 9:30am – 12:30pm |
| Sunday | Closed |

| Customer Service Centre, 7 Cross Street, Beverley, HU17 9AX | |
|---|-----------------|
| Monday | 9:00am – 5:00pm |
| Tuesday | 9:00am – 5:00pm |
| Wednesday | 9:00am – 5:00pm |
| Thursday | 9:00am – 5:00pm |
| Friday | 9:00am – 4:30pm |
| Saturday | Closed |
| Sunday | Closed |