



South Kesteven District Council

Rippingale Neighbourhood Development Plan: Decision Statement

1. Summary

1.1 Following a positive referendum result, South Kesteven District Council has made the Rippingale Neighbourhood Development Plan part of the South Kesteven Statutory Development Plan.

2. Background

2.1 Rippingale Parish Council as the qualifying body successfully applied for the Rippingale Parish area to be designated as a Neighbourhood Area, under the Neighbourhood Planning General Regulations (2012). The area was designated on the 21 March 2016.

2.2 The formal submission version of the Rippingale Neighbourhood Plan was submitted to South Kesteven District Council on the 18 June 2022.

2.3 The Rippingale Neighbourhood Plan was formally publicised, and representations invited over a six week period. The consultation period closed on the 7 November 2022.

2.4 South Kesteven District Council appointed an Independent Examiner to review whether the Rippingale Neighbourhood Plan met the basic conditions required by legislation and whether the Rippingale Neighbourhood Plan should proceed to referendum.

2.5 The Examiner's Report concluded that the Rippingale Neighbourhood Plan meets the Basic Conditions, and that subject to the modifications set out in the report, should proceed to Referendum.

2.6 A referendum was held on Thursday 4 May 2023 and 89.5% of those who voted were in favour of the Rippingale Neighbourhood 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 Neighbourhood Plan. The Council are not subject to this duty if the making of the plan would breach or would otherwise be incompatible with any retained EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).



3. Decision and Reasons

3.1 With the Examiner's recommended modifications, the Rippingale Neighbourhood Plan meets the basic conditions set out in the paragraph 8(2) of the Schedule 4B of the Town and Country Planning Act 1990, is compatible with retained EU obligations and the Convention rights and complies with relevant provision made under Section 38A and B of the Planning and Compulsory Purchase Act 2004, as amended.

3.2 The referendum held on Thursday 4 May 2023 met the requirements of the Localism Act 2011 and Neighbourhood Planning Referendum Regulations (2012). The referendum was held in the parish area of Rippingale and posed the question: "Do you want South Kesteven District Council to use the Neighbourhood Plan for Rippingale to help it decide planning applications in the neighbourhood area?"

3.3 The count took place on Friday 5 May and greater than 50% of those voted were in favour of the Rippingale Neighbourhood Plan being used to help decide planning applications in the area. The results of the referendum were:

Response	Votes	Percent of total
Yes	249	89.5%
No	27	10.5%
Turnout	39.15%	

3.4 The Examining Inspector has assessed the Neighbourhood Plan (Including its preparation stages) and has concluded that it does not breach, and would not otherwise be incompatible with, any retained EU obligation or any of the Convention rights within the meaning of the Human Rights Act (1998). South Kesteven District Council agrees with this decision.

3.5 The Rippingale Neighbourhood Plan was made part of the Statutory Development Plan for South Kesteven on the **18 May at Full Council**.

Signed:

Emma Whittaker

**Assistant Director of Planning
South Kesteven District Council**

Date – 18 May 2023

