

# PERTH AND KINROSS COUNCIL

## Strategic Policy and Resources Committee

02 February 2022

### LOCAL DEVELOPMENT PLAN 2 DELIVERY PROGRAMME 2019-2029 FEBRUARY 2022 UPDATE

Report by Head of Planning and Development  
(Report No. 22/27)

This report highlights the changes and updates to the Local Development Plan Delivery Programme from the previous version which was published in January 2020.

Approval is sought for the Delivery Programme to be adopted, published and submitted to Scottish Ministers in support of the adopted Perth & Kinross Local Development Plan 2 (LDP2).

#### 1. BACKGROUND

- 1.1 LDP2 was formally adopted by the Council on 29 November 2019. It sets out a vision to promote Perth and Kinross as a sustainable, more attractive, competitive, and vibrant region. A copy of LDP2 is available online at: [www.pkc.gov.uk/ldp2](http://www.pkc.gov.uk/ldp2)
- 1.2 The Planning etc. (Scotland) Act 2006, as amended by the Planning (Scotland) Act 2019, requires planning authorities to prepare a Delivery Programme to accompany the Local Development Plan (formerly called the 'action programme'). A Delivery Programme sets out how the authority proposes to implement the plan to which it relates.
- 1.3 Scottish Ministers expect delivery programmes to be a key tool in instigating action and co-ordinating the activity of a range of agencies and organisations. In preparing delivery programmes, planning authorities are required to consult with, and consider the views of, key agencies, the Scottish Ministers, and anyone specified by name in the programme. Delivery programmes must set out: a list of actions required to deliver each of the plan's policies and proposals; the name of the person who is to carry out the action; and the timescale for carrying out each action.
- 1.4 In line with the Act, the Council was required to adopt and publish a Delivery Programme within 3 months of the date on which LDP2 was constituted (by 29 February 2020). The Committee approved the LDP2 Delivery Programme 2019-2029 on 29 January 2020. Thereafter, delivery programmes must be kept under review and republished at least every two years. Each time the Programme is re-published, the Council must send two copies to Scottish Ministers, place copies in local libraries and publish it electronically (Planning

Circular 6/2013 paragraph 134). Temporary measures were introduced where libraries were closed due to covid-19, but all are expected to have been reopened by the time the updated Delivery Programme is published.

## **2. PROPOSALS**

- 2.1 A key objective of the 2019 Planning Review is to place more emphasis on the delivery of development plan proposals. In preparation for this, a new policy (Policy 23: Delivery of Development Sites) was included in LDP2. This policy requires the landowner and / or developer of each allocated site, and of larger windfall sites, to prepare a delivery strategy which demonstrates a realistic programme for delivery through the Plan period and beyond. Initially strategies were to be prepared within one year of the LDP being adopted (by 29 November 2020) or prior to lodging a planning application. Strategies are then to be updated on a 6 monthly basis to inform the LDP Delivery Programme.
- 2.2 The previous report (Report No. 20/24 refers) recommended that progress on delivery strategies was reported back to Committee by early 2021, given that the first round of strategies were due to be submitted by November 2020. With the outbreak of the covid-19 pandemic, however, it was considered reasonable and appropriate to extend the timeframe for submission of delivery strategies to 31 March 2021. This was agreed by this Committee on 25 November 2020 (Report No. 20/229 refers)
- 2.3 The developer and / or landowner for each allocated site in LDP2 was contacted in March 2021 and asked to provide an update on progress. Responses were received on approximately 45% of the sites in the Plan. A second round of updates was requested in October 2021. The response to this was approximately 40%.
- 2.4 Input from landowners and developers is vital in helping ensure that the LDP2 Delivery Programme remains up-to-date and progress on development sites is recorded. It is acknowledged, however, that this is a new requirement and whilst some landowners and developers may be used to producing this kind of information, for others it will be unfamiliar. Guidance was, therefore, prepared alongside a suggested template to provide as much help as possible. To date, few respondents completed the template in full, however the process has been particularly useful in starting to build relationships between Development Plan officers and landowners / developers. However, there are still several allocated sites for which no response has been received.
- 2.5 A key benefit of this process has been to help identify those allocated sites where the Council should be seeking to take a more proactive role, and those sites which should be considered for removal from the next Plan. As such, Development Plan officers will continue to engage with landowners and / or developers through the delivery strategy process to inform both the LDP2 Delivery Programme and the next LDP.

### 3. CONCLUSION AND RECOMMENDATIONS

- 3.1 The LDP2 Delivery Programme sets out the actions required to ensure the successful implementation of policies and proposals contained within the Plan and indicates who will be responsible for delivering these. The Delivery Programme will help ensure that LDP2 delivers sustainable economic growth, through shaping better quality places and responding to climate change.
- 3.2 It is recommended that the Committee:
- (i) adopts the Delivery Programme as set out in Appendix 1
  - (ii) instructs the Executive Director (Communities) to publish and submit the Delivery Programme to the Scottish Ministers

#### Author

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#### Approved

Name	Designation	Date
Barbara Renton	Executive Director (Communities)	21 January 2022

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## 1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

<b>Strategic Implications</b>	<b>Yes / None</b>
Community Plan / Single Outcome Agreement	<b>Yes</b>
Corporate Plan	<b>Yes</b>
<b>Resource Implications</b>	
Financial	<b>None</b>
Workforce	<b>None</b>
Asset Management (land, property, IST)	<b>None</b>
<b>Assessments</b>	
Equality Impact Assessment	<b>Yes</b>
Strategic Environmental Assessment	<b>Yes</b>
Sustainability (community, economic, environmental)	<b>Yes</b>
Legal and Governance	<b>None</b>
Risk	<b>None</b>
<b>Consultation</b>	
Internal	<b>Yes</b>
External	<b>Yes</b>
<b>Communication</b>	
Communications Plan	<b>None</b>

### 1. Strategic Implications

#### Community Plan/Single Outcome Agreement

- 1.1 The Delivery Programme contributes to the following Perth & Kinross Community Plan / Single Outcome Agreement priorities:
- (ii) Developing educated, responsible and informed citizens
  - (iii) Promoting a prosperous, inclusive and sustainable economy
  - (iv) Supporting people to lead independent, healthy and active lives
  - (v) Creating a safe and sustainable place for future generations

#### Corporate Plan

- 1.2 The Delivery Programme contributes to the achievement of the following Council's Corporate Plan Priorities:
- (ii) Developing educated, responsible and informed citizens;
  - (iii) Promoting a prosperous, inclusive and sustainable economy;
  - (iv) Supporting people to lead independent, healthy and active lives; and
  - (v) Creating a safe and sustainable place for future generations.

## **2. Resource Implications**

### Financial

2.1 None.

### Workforce

2.2 None.

### Asset Management (land, property, IT)

2.3 None.

## **3. Assessments**

### Equality Impact Assessment

3.1 Under the Equality Act 2010, the Council is required to eliminate discrimination, advance equality of opportunity, and foster good relations between equality groups. Carrying out Equality Impact Assessments for plans and policies allows the Council to demonstrate that it is meeting these duties.

3.2 The Delivery Programme was considered under the Council's Integrated Appraisal Toolkit. No impacts on equality were identified and so a full Equality Impact Assessment was not required.

### Strategic Environmental Assessment

3.3 The Environmental Assessment (Scotland) Act 2005 places a duty on the Council to identify and assess the environmental consequences of its proposals.

3.4 Strategic Environmental Assessment (SEA) is a legal requirement under the Environmental Assessment (Scotland) Act 2005 that applies to all qualifying plans, programmes and strategies (PPS), including policies.

3.5 Perth and Kinross Council has produced an SEA of the Adopted LDP2 and mitigation has been built into it. The Delivery Programme supports LDP2. No further action is required as it does not qualify as a PPS as defined by the Act and is therefore exempt.

### Sustainability

3.6 Under the provisions of the Local Government in Scotland Act 2003 the Council has to discharge its duties in a way which contributes to the achievement of sustainable development. Under the Climate Change (Scotland) Act 2009 the Council also has a duty relating to climate change and, in exercising its functions must act:

- in the way best calculated to delivery of the Act's emissions reduction targets;
- in the way best calculated to deliver any statutory adaptation programmes; and
- in a way that it considers most sustainable.

3.7 The Delivery Programme was considered under the Council's Integrated Appraisal Toolkit. The Delivery Programme is a vehicle for monitoring the implementation of LDP2 and as such no impacts on sustainability will arise from the Programme itself.

#### Legal and Governance

3.8 None.

#### Risk

3.9 None.

### **4. Consultation**

#### Internal

4.1 The Transport Planning and Community Greenspace Teams were consulted on the Delivery Programme.

#### External

4.2 The landowner and / or developer for each allocated site was contacted for a progress update.

4.3 The following key stakeholders were also consulted in the production of the Delivery Programme. The majority of these are identified as a partner or participant in one or more of the projects in the Programme:

- Scottish Natural Heritage
- Scottish Environmental Agency
- Scottish Water
- Scottish Enterprise
- TACTRAN
- Sustrans
- NHS Tayside
- Scottish Forestry
- Forestry and Land Scotland
- Historic Environment Scotland
- Transport Scotland
- Scottish Government
- Network Rail
- Scotrail

- Architecture and Design Scotland
- Dundee City Council
- Homes for Scotland
- Perth & Kinross Heritage Trust

## **5. Communication**

5.1 None.

## **2. BACKGROUND PAPERS**

2.1 The following background papers were referred to during the preparation of this report:

- Perth & Kinross Council Local Development Plan 2
- Circular 2/2013 Development Planning
- Perth & Kinross Council Local Development Plan 2: Delivery Programme 2019-2029

## **3. APPENDICES**

3.1 Appendix 1: Perth & Kinross Council Local Development Plan 2: Delivery Programme 2019-2029 Updated 2 February 2022