

PERTH AND KINROSS COUNCIL

STRATEGIC POLICY AND RESOURCES COMMITTEE

25 November 2020

PERTH AND KINROSS LOCAL DEVELOPMENT PLAN 2024-2034 DEVELOPMENT PLAN SCHEME

Report by Head of Planning and Development
(Report No.20/230)

This report seeks approval of the publication of a Development Plan Scheme as a key stage in the preparation of the next Perth and Kinross Local Development Plan 2024-2034.

1. BACKGROUND

- 1.1 The Perth and Kinross Local Development Plan was adopted on 29 November 2019 and sets out the strategy to guide future land use and development within Perth & Kinross up to 2029. Section 16 of the Act requires Planning Authorities to prepare and update Local Development Plans (LDP) for their area at intervals of no more than 5 years. With the adoption of the current Local Development Plan in November 2019, the Council therefore has to adopt a new LDP by 2024.
- 1.2 As required under Section 20B of the Planning etc (Scotland) Act 2006, the Planning Authority is required to prepare a Development Plan Scheme which sets out the proposed timetable for the preparation of the LDP, details of what will be involved at each stage, as well as setting out the Council's commitment to consultation and engagement in the Participation Statement. The Participation Statement will advocate partnership working between the Council and communities, underpinning the Perth & Kinross Offer.

2. PROPOSALS

Development Plan Scheme

- 2.1 With the adoption of LDP2 in November 2019 and the legislative requirement in the Act to have this updated within 5 years, the Council needs to look ahead at how it will prepare the new Plan. The first stage of the new LDP is to prepare the Development Plan Scheme.
- 2.2 The Development Plan Scheme as set out in Appendix 1, sets out the proposed timetable for the next LDP 2024-2034, highlighting key milestones in the preparation process. It includes a Participation Statement which acknowledges that in the current era of Covid 19 and social distancing, new efficient, flexible and outcome focussed engagement tools will be required to curate suggestions emerging from the community and stakeholders. The approach to developing and delivering the LDP will be based on collaboration with these groups as part of the Perth and Kinross Offer.

- 2.3 The Planning System in Scotland has been under review since 2015. In June 2019, the Planning (Scotland) Act 2019 was passed by the Scottish Parliament to determine the future structure for modernising the planning system. The new system requires an evidence ‘gatecheck’ as well as greater focus on public participation. This aims to provide greater transparency and community involvement in the development of strategy.
- 2.4 LDP3 will be prepared under this new system – this means that whilst the Council can begin to organise the evidence gathering process, we will require further regulations and guidance to be published by the Scottish Government in 2022 before finalising our next steps. The next Local Development Plan aims to align closely with the Perth and Kinross Offer through engagement and collaboration with local residents, businesses and organisations. Close links will also be made with the Climate Change Strategy and engagement in this regard. A proposed timetable is provided in the Development Plan Scheme to identify key milestones in the process. However, it is important to note that these dates are subject to potential change as we await Scottish Government guidance on the process.

What happens next?

- 2.5 The first stage of the Plan preparation requires the Council to monitor the vision, strategies and proposals outlined in LDP2 to ensure that they are up-to-date and effective for the purposes of its implementation. As indicated above (paragraph 2.4), this will be undertaken as part of the evidence gathering process and allow time to consider the effectiveness of the current Plan.
- 2.6 The Scottish Government are in the process of developing the regulations and guidance that will guide the new development planning system. They are expected to lay regulations and publish guidance relating to LDPs in the spring of 2022. Once the Council have further guidance on the detailed working of the new system, an update on the next steps will be outlined in the Development Plan Scheme.

3. CONCLUSION AND RECOMMENDATION(S)

- 3.1 The Development Plan Scheme has been drafted for the preparation of a new Perth and Kinross Local Development Plan. It sets out a proposed timetable for the preparation of the Plan, as well as the Participation Statement which advocates collaboration with communities in the preparation of the Plan as part of the Perth and Kinross Offer.
- 3.2 It is recommended that the Council:
- i) Agree the proposed Perth & Kinross Council Development Plan Scheme and authorise the Interim Chief Operating Officer to submit the Scheme to the Scottish Ministers;

- ii) Remit to the Interim Chief Operating Officer to submit an annual progress report to the Strategic Policy and Resources Committee detailing any changes to the Development Plan Scheme.

Author(s)

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Approved

Name	Designation	Date
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1. IMPLICATIONS, ASSESSMENTS, CONSULTATION AND COMMUNICATION

Strategic Implications	Yes / None
Community Plan / Single Outcome Agreement	Yes
Corporate Plan	Yes
Resource Implications	
Financial	None
Workforce	None
Asset Management (land, property, IST)	None
Assessments	
Equality Impact Assessment	Yes
Strategic Environmental Assessment	Yes
Sustainability (community, economic, environmental)	Yes
Legal and Governance	None
Risk	None
Consultation	
Internal	No
External	No
Communication	
Communications Plan	None

1. Strategic Implications

Community Plan/Single Outcome Agreement

1.1 The Development Plan Scheme 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 Development Plan 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 Development Plan Scheme 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 The matters presented in this report were considered under the Environmental Assessment (Scotland) Act 2005 and in relation to the Local Development Plan, referred to in the Development Plan Scheme, further action is required.

3.5 Due to the nature of the plan there are likely to be significant environmental effects, as a consequence, an environmental assessment of the Local Development Plan is compulsory under the Act. The Local Development Plan is considered to be a 'qualifying' plan under the Act so it does not require screening.

3.6 The next stage is to prepare a scoping report as part of the Local Development plan process. This will determine the scope of the environmental assessment and will be submitted to the Consultation Authorities for comment.

Sustainability

- 3.7 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.
- 3.8 The Development Plan Scheme was considered under the Council's Integrated Appraisal Toolkit. The Development Plan Scheme is a vehicle for establishing the LDP process and as such no impacts on sustainability will arise from the Programme itself.

Legal and Governance

- 3.9 None.

Risk

- 3.10 None.

4. Consultation

Internal

- 4.1 None.

External

- 4.2 None.

5. Communication

- 5.1 None

2. BACKGROUND PAPERS

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

- Perth & Kinross Council Local Development Plan 2
- www.gov.scot/policies/planning-architecture/reforming-planning-system/

3. APPENDICES

Appendix 1: Perth & Kinross Development Plan Scheme November 2020