



ESCRICK NEIGHBOURHOOD DEVELOPMENT PLAN

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 the 6th October 2022, Selby District Council is publicising its decision made on 13th December 2022 by Full Council to 'make' the Escrick Neighbourhood Development Plan as part of the Selby District Development Plan in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012.

2. Background

Escrick Parish Council, as the qualifying body, successfully applied for the whole parish of Escrick to be designated as the Escrick Neighbourhood Area under the Neighbourhood Planning (General) Regulations 2012 (as amended). Following submission of the Escrick Neighbourhood Development Plan to the Council, the Plan was publicised, and comments were invited from the public and stakeholders. The consultation period closed on 4th April 2022.

3. Decision and Reasoning

Selby District Council appointed an independent Examiner; Mr Patrick T Whitehead DipTP (Nott) 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 and which are set out in the Escrick Neighbourhood Development Plan: Post-Examination Decision Statement (dated 22nd July 2022), the Plan should proceed to a referendum.

A referendum was held on Thursday 6th October 2022 and following a 33% turnout, 89.7% 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. Selby District Council is not subject to this duty if the making of the Plan would breach, or would otherwise be incompatible with, any EU obligations or any of the Convention rights (within the meaning of the Human Rights Act 1998).

The referendum held on 6th October 2022 met the requirements of the Localism Act 2011; it was held in the Escrick Neighbourhood Area and posed the question:

“Do you want Selby District Council to use the Escrick Neighbourhood Development Plan to help it decide planning applications in the Escrick neighbourhood area?”

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 (%)
Yes	89.7%
No	10.2%
Turnout	33%

The Council considers that the Escrick Neighbourhood Development Plan meets the basic conditions set out in paragraph 8(2) of Schedule 4B of the Town and Country Planning Act 1990 as amended), its promotion process was compliant with legal and procedural requirements and it does not breach the legislation (set out in Section 38A(6) of the Planning and Compulsory Purchase Act 2004).

4. Inspection of Decision Statement and made Neighbourhood Plan

The decision statement can be viewed at:

- Selby District Council’s website: <https://www.selby.gov.uk/escrick-neighbourhood-development-plan>
- Escrick Parish Council website: <https://www.escrick.org/council/neighbourhood-development-plan/>

In accordance with Regulation 20 of the Regulations, the Escrick Neighbourhood Development Plan can be viewed at:

- Selby District Council’s website: <https://www.selby.gov.uk/escrick-neighbourhood-development-plan>
- Escrick Parish Council website: <https://www.escrick.org/council/neighbourhood-development-plan/>

A copy of this decision statement is being sent to:

- The qualifying body, Escrick Parish Council; and
- To any person who asked to be notified of the decision.

For further information please contact the Planning Policy Team: localplan@selby.gov.uk.