

Dudley Council - planning services

LOCAL DEVELOPMENT SCHEME 2019-2023



DUDLEY COUNCIL'S REGENERATION & ENTERPRISE SERVICE

REGENERATING

Dudley
Metropolitan Borough Council

Dudley Council's Local Development Scheme (LDS)

Frequently asked questions

What is a Local Development Scheme? (LDS)

This local development scheme provides a summary of the planning policy documents which Dudley Council is currently progressing. It also includes timescales for the various stages of each plan, including their anticipated date of adoption. These policy documents are referred to collectively as the 'Dudley local plan'.

Why does Dudley Council produce an LDS?

Under section 15 of the Planning and Compulsory Purchase Act 2004, councils are required to produce a LDS, which must specify the documents, comprising the local plan for their area. This document must then be publicly available on the councils' website and kept up to date, enabling local communities and other interested parties to keep track of progress.

What does National Guidance say on the LDS?

- The National Planning Policy Framework (NPPF) requires plans to be kept up to date for them to be considered effective and relevant
- Dudley Council therefore needs to review its portfolio of planning documents at regular intervals to assess whether any need updating: national guidance states that most local plans are likely to require updating in whole, or in part, at least every 5 years
- This LDS therefore provides information of the timetabling of a number of existing approved planning documents, considered necessary to review
- It also lists planning policy documents which have already been adopted and are used as working documents, particularly in the assessment of planning applications

How are the planning documents set out within the LDS?

The LDS programme is set out in detail in the following 2 tables:-

Table 1 Timetable for planning policy documents currently being processed during the 2018-2021 period

Table 2 Planning policy documents currently in use and main evidence base

How frequently is the LDS updated?

The LDS will be updated when there is a significant time table change.

The latest, updated version is available on Dudley Council's webpage:

<https://www.dudley.gov.uk/residents/planning/planning-policy/dudley-local-plan/local-development-scheme/>



Why do we need planning policy documents?

Planning policy documents, as set out within the LDS, inform and assess development proposals, enabling speedy, effective and legally sound planning decisions.

Planning policy is pivotal to the shaping and implementation of the council's community council agenda. It provides a framework to deliver the maximum appropriate sustainable economic growth and investment responsive to the borough's environmental assets, Dudley's proud heritage and the aspirations of Dudley's local communities.

Planning policy is therefore a significant component in the delivery of the council plan, particularly in terms of helping to deliver the aims of:

- Building a place where people want to live
- Providing attractive green spaces
- Protecting Dudley's heritage and enhancing the environment
- Attracting new business and building new homes
- Growing the economy and creating jobs and making Dudley better connected

What types of planning document are included in the LDS?

- The NPPF (2019) refers to the collection of documents, making up the statutory plan for the local planning authority as the local plan
- In turn, the local plan forms part of the development plan: planning legislation states that planning applications must be determined in accordance with the development plan, unless material considerations dictate otherwise
- The development plan also includes neighbourhood plans (there are none currently in Dudley Borough), this LDS and the authority monitoring report (AMR)
- This LDS is a timetable for the documents which form Dudley's local plan – it includes plans referred to as development plan documents (DPDs) and supplementary planning documents (SPDs)
- Refer to figure 1 on the next page, which represents Dudley's development plan structure
- DPDs are development plan documents, such as the Black Country Plan and the Dudley Borough development strategy
- They also include area action plans or AAPS - which are plans focusing on policies and site allocations for towns within the Dudley Borough.
- SPDs provide more detailed advice, or guidance, on the policies in the local plan - they are used to help applicants make successful applications, or aid infrastructure delivery
- While SPDs are subject to public consultation and are capable of being a material consideration in planning decisions and form part of the local plan, they are not required to be subject to an independent examination and cannot be considered as part of the development plan
- The householder and Blackbrook Valley local development orders (LDO) are also set out within this LDS - while an LDO cannot be regarded as part of the local plan, these LDOs provide locally focussed regulations involved in the delivery of the planning service in the borough

Who do I contact for further information on the LDS?

- Ring **01384 814136** or e-mail **development.control@dudley.gov.uk**



Figure 1: Dudley's development plan structure



Summary of the planning policy documents currently being prepared

The Black Country Plan

The Black Country Plan (which is a review of the Black Country Core Strategy 2011 and is also known as the Local Plan) is an overarching planning and regeneration document for the Black Country. It seeks to meet the development needs of the area to 2038 in a way that is not only sustainable but also reflects the vision and aspirations of local communities. Every local planning authority must produce a local plan to meet the requirements of the National Planning Policy Framework (NPPF) 2019. The NPPF requires that the plan steers future development over a period of at least 15 years.

Brierley Hill Area Action Plan (AAP) (review)

A review of this AAP is being progressed in order for the revised growth targets which are likely to result from the Black Country Plan to be translated into site allocations and policies for Brierley Hill Strategic Centre. It is also necessary for a review to the AAP to respond to newly advancing local infrastructure projects, such as the Midland Metro Link and DY5 Enterprise Zone. As this AAP strongly aligns with the potential strategies and evidence base of the Black Country Plan, it is intended to be progressed with a timetable that runs slightly behind that of the Black Country Plan

Health and Well Being SPD (review)

This is a review of the existing Planning for Health SPD (2013) to ensure that the guidance on the location of hot food takeaways in particular is consistent with the relevant policies of the Dudley Borough Development Strategy DPD (DBDS).

New Housing SPD (review)

The new Housing SPD provides detailed guidance on implementation of housing policy in respect of design and density, so that local character and distinctiveness are paramount and poor design is rejected. Advocating a design led approach for decision making is supported by the National Planning Policy Framework (2019)

Lye SPD and Conservation Area Appraisal

The Lye SPD aims to provide more detailed development proposals for sustainable housing led regeneration around Lye using garden city principles. It will focus on land in and around the District Centre and include Lye train station, a section of the River Stour corridor, plus surrounding employment and housing sites. An Appraisal to see if a Conservation Area should be designated will also be carried out.

Community Infrastructure Levy

The Community Infrastructure Levy is a new financial levy that local authorities can choose to charge on new developments. The money will be used to support development by contributing to the funding of infrastructure that the Council, local community and neighbourhoods want. Dudley Council's CIL Charging Schedule was implemented on 1 October 2015 and applies to certain residential and retail developments based on the type, size and location of the development proposal. The Dudley CIL document sets out the charges involved in this process.

Wollaston CAA

The Wollaston Conservation Area Appraisal and Management Plan identifies what issues are facing the conservation area and sets out proposals for action for its preservation and enhancement.

All Saints Sedgley CAA

The All Saints Sedgley Conservation Area Appraisal assesses what is special about the historic and architectural character of the All Saints Sedgley Conservation Area and the management plan identifies what issues are facing the conservation area and sets out proposals for action for its preservation or enhancement.

Wordsley Church CAA

The Wordsley Church Conservation Area Appraisal assesses what is special about the historic and architectural character of the Wordsley Church Conservation Area and sets out proposals for action for its preservation and enhancement.

The Coppice CAA

The Coppice Conservation Area Appraisal assesses what is special about the historic and architectural character of The Coppice Conservation Area and sets out proposals for action for its preservation and enhancement.

Lutley Mill CAA

Lutley Mill Conservation Area Appraisal assesses what is special about the historic and architectural character of Lutley Mill Conservation Area and sets out proposals for action for its preservation and enhancement.

The Leasowes CAA

The Leasowes Conservation Area Appraisal assesses what is special about the historic and architectural character of The Leasowes Conservation Area and sets out proposals for action for its preservation and enhancement.



Table 1 - timetable for planning policy documents being prepared or adopted - 2018 to 2021

Planning Document	Evidence gathering	Consult Stage 1 Issues and options	Consult Stage 2 Preferred option/draft plan	Consult Stage 3 Publication	Consult Draft Document (SPD & CA review only)	Submission	Examination in public/WR procedure	Adoption
The Black Country Plan	Winter 2015 / 2016	3rd July 2017 to 8th September 2017	October - November 2020	July - September 2021	N/A	February 2022	March - November 2022	March 2023
Brierley Hill Area Action Plan (Review) - BHAAPR	Spring 2017 onwards	June 2020	April/May 2021	March 2022	N/A	Autumn 2022	Spring / Summer 2023	Autumn 2023
Community Infrastructure Levy Charging Schedule - CILCS	Summer 2019 onwards	N/A	January - February 2021	October - November 2021	N/A	January 2022	May 2022	Winter 2022
New Housing SPD (Review) NHSPD	Autumn / Winter 2019	N/A	N/A	N/A	June 2020	N/A	N/A	November 2020
Health and Well Being SPD (Review) PfhSPD	Spring / Summer 2019	N/A	N/A	N/A	January - February 2020	N/A	N/A	May 2020
Lye SPD and Lye CA	Autumn 2019	N/A	N/A	N/A	March 2020	N/A	N/A	October 2020

Key: Delivered stage Stage in progress Programmed stage

Table 1 - timetable for planning policy documents being prepared or adopted - 2018 to 2021

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Wollaston Conservation area Character Appraisal (CAA) - Wollaston CACA	Summer 2017	n/a	n/a	n/a	Monday 8th January to Friday 16th February 2018	n/a	n/a	Spring 2020
All Saints Sedgley CAA - All Saints Sedgley CACA	Summer 2017	n/a	n/a	n/a	Monday 8th January to Friday 16th February 2018	n/a	n/a	Spring 2020
Wordsley Church CAA- -Wordsley Church CACA	Summer 2017	n/a	n/a	n/a	Monday 8th January to Friday 16th February 2018	n/a	n/a	Spring 2020
The Coppice CAA	Summer 2019	n/a	n/a	n/a	January 2020	n/a	n/a	Spring / Summer 2020
Lutley Mill CAA	Summer 2019	n/a	n/a	n/a	January 2020	n/a	n/a	Spring / Summer 2020
The Leasowes CAA	Summer 2019	n/a	n/a	n/a	January 2020	n/a	n/a	Spring / Summer 2020

Key: Delivered stage Stage in progress Programmed stage

Table 2 - Planning policy documents currently in use and main evidence

Planning document	When adopted or published	Comments
Strategic Development Plan Documents		
Black Country Plan (BCP)	February 2011	Start date of review: January 2016
Dudley Borough Development Strategy	27 February 2017	
Area Action Plans (AAPS)		
Dudley Area Action Plan	27 February 2017	
Halesowen Area Action Plan	October 2013	
Stourbridge Area Action Plan	October 2013	
Brierley Hill Area Action Plan (AAP)	August 2011	Start date of review: Spring 2017
Supplementary Planning Documents (SPDs)		
Historic Environment SPD	13 September 2017	
Parking Standards SPD	13 September 2017	
Shop fronts and Advertisement SPD	13 September 2017	
Black Country Air Quality SPD	21 September 2016	
Nature Conservation SPD	21 September 2016	
Planning Obligations SPD	29 June 2016	
Renewable Energy SPD	28 October 2015	
Planning for Health SPD	September 2013	Start date of review: April 2017
New Housing development SPD	February 2013	Start date of review: Spring 2018
Design in Brierley Hill Town Centre SPD	December 2012	
Access for all SPD	September 2011	
Glass Quarter SPD	December 2009	
Open Space, Sport and Recreation SPD	June 2007	

Table 2 - continued

Planning document	When adopted or published	Comments
Main Evidence Base and Supplementary Planning Guidance (SPG) – ongoing or published within the last 5 years		
Authority Monitoring report (AMR)	May 2018	The AMR is updated annually
Strategic Housing Land Availability Assessment (SHLAA)	May 2018 (2016/2017 version)	The SHLAA 2016/2017 update is now available to view on the website
Centres Review	August 2017	This is an annual review of the Borough's shopping centres - e.g. % of vacant units
Householder LDO	September 2017	
Blackbrook Valley Area LDO	21 March 2018	
Dudley Conservation Area Management Plan (CAMP)	September 2017	
CIL Regulation 123 List Review	August 2019	update twice a year
Statement of Community Involvement	February 2017	
Parks and Green Space Strategy	June 2009	
Design for Community Safety (SPG)	March 2002	
A Strategy for Dudley's Canals	July 1999	
Locally Listed Building Review	December 1996	Under review - updated assessment criteria were approved by the Council on 23/2/2016