

CABINET 21ST SEPTEMBER 2005

Report of the Director of the Urban Environment

Adoption of the Revised Deposit Unitary Development Plan as the operative Development Plan for the borough.

Purpose of Report

1. To approve the Revised Deposit Unitary Development Plan as the operative Development Plan for the borough. Appendix 1.

Background

2. The Revised Deposit UDP was approved for publication at the Full Council meeting held on 21st January 2002. Prior to commencement of the Public Local Inquiry two sets of Pre-Inquiry Changes to the Plan were approved for publication. The first set of Pre-Inquiry Changes were approved by Full Council on 7th October 2002. The second set were approved by the Executive on 28th November 2002 under delegated authority given by Full Council on 18th November 2002.
3. The Public Local Inquiry into the objections/representations to the Revised Deposit Unitary Development Plan for Dudley MBC was held from 17th December 2002 to 12th June 2003.
4. The Inspector's report was received on the 31st January 2004 - the report contained details of his conclusions and recommendations on the objections/representations made in relation to specific policies contained in the Plan. The Inspector only made recommendations in relation to policies for which objections/representations were received. Any policy which received no objections, which form the overwhelming majority of the plan's contents, were not considered by the Inspector. On 21st April 2004 Full Council approved the responses to the Inspector's recommendations.
5. At the Council meeting held on the 18th July 2005 Members' approved the next stage in the development plan process which was to publish the "Notice of intention to Adopt the Unitary Development Plan". This notice has been published. It is now necessary for the Council to formally adopt the Unitary Development Plan.

6. It is a requirement that the Council specifies in a formal adoption notice when the Revised Deposit Unitary Development Plan was adopted and when it comes into effect. It is proposed that the formal adoption date should be the date of the Council meeting (17th October) and that the date that the plan becomes operative is the following day (18th October).

Finance

7. The costs of preparing the Revised Deposit Plan are met from budgets specifically identified for that purpose.

Law

8. The review of the UDP is being prepared under Part 2 of the Town and Country Planning Act, 1990.
9. Once adopted the Revised Deposit UDP will be a saved Plan in accordance with the Planning and Compulsory Purchase Act 2004.

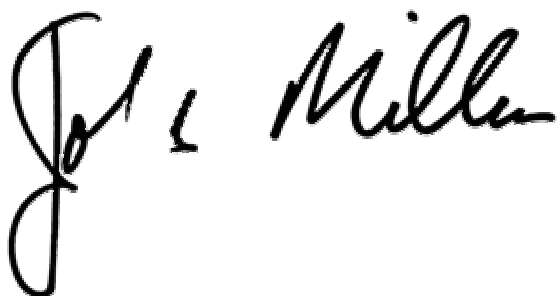
Equality Impact

10. The preparation of the Revised Deposit UDP has been undertaken in full accordance with the Council's equal opportunities policy and part 1 of the UDP emphasises the priority attached to this in formulating the policies.

Recommendation

11. It is recommended that:-
 - Members' approve the Revised Deposit Unitary Development Plan as the operative development plan for the borough. This recommendation is subject to the approval of Full Council.
 - The formal adoption date should be the date of the Council meeting (17th October) and that the date the plan becomes operative is the following day (18th October).

- The formal adoption notice is published.

A handwritten signature in black ink, appearing to read 'John Millar'. The signature is written in a cursive style with a large, stylized initial 'J'.

John Millar
Director of the Urban Environment

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List of Background Papers

Proposed Modifications September 2004

Inspectors Report into the Revised Deposit Unitary Development Plan

Second Set of Pre-Inquiry Changes November 2002

First Set of Pre-Inquiry Changes October 2002

Revised Deposit Unitary Development Plan