

1. Introduction

- 1.1. Under the Town and Country Planning Act 1990 (as amended), the Council has a statutory duty to assist communities in the preparation of Neighbourhood Plans and Neighbourhood Development Orders and to take plans through a process of examination, referendum and making (otherwise known as adoption). The Localism Act sets out the Local Planning Authority's responsibilities in respect of Neighbourhood Planning.

2. Background

- 2.1. The Neighbourhood Plan Area for Shenley covers the parish of Shenley and the part of Shenley Cricket Club grounds that fall within Aldenham parish.
- 2.2. The Shenley Neighbourhood Plan was independently examined by Mr John Slater BA (Hons) DMS MRTPI; he issued his report on 26 May 2020. His report indicated that, subject to it being amended in line with his recommended modifications, the Shenley Neighbourhood Plan would meet all the statutory requirements including the basic conditions test, should proceed to referendum, and if successful at referendum should, as amended, be made. The examiner also indicated that following publication of his report, Shenley Parish Council and Hertsmere Borough Council should work together to incorporate changes to the plan's supporting text to ensure consistency with the policies as amended in line with his recommendations and to improve the accuracy of the statements justifying the policies. The Chair of the Neighbourhood Plan Steering Group indicated acceptance of the examiner's report on 5 June 2020.
- 2.3. Hertsmere Borough Council resolved at its meeting on 14 October 2020 that
- (i) subject to the modifications recommended in the examiner's report being agreed, the Shenley Neighbourhood Plan should proceed to referendum;
 - (ii) any outstanding consequential changes to be made to the supporting text in the Shenley Neighbourhood Plan be agreed by the Head of Planning and Economic Development, in consultation with the Portfolio Holder for Planning, for inclusion in the Plan for referendum; and
 - (iii) should the Shenley Neighbourhood Plan receive a majority vote in favour at referendum, Hertsmere Borough Council formally 'makes' the Shenley Neighbourhood Plan, to enable it to form part of the Development Plan for the borough.
- 2.4. Modifications to the plan's supporting text and illustrative material necessary to ensure consistency with the examiner's recommended modifications were agreed through written communications between Council officers and the Parish Council between August and October 2020 culminating in final confirmation of the agreed changes on 15 October 2020 by the Chair of the Neighbourhood Plan Steering Group and the Head of Planning and Economic Development, following consultation with the Portfolio Holder for Planning. These changes were included in the Plan for referendum. Hertsmere

Borough Council's Decision Statement dated 4 December 2020 was published on the Hertsmere Borough Council website.

- 2.5. Section 38A(4)(a) of the Planning and Compulsory Purchase Act 2004 requires the Council to make the Neighbourhood Plan if more than half of those voting in the referendum upon the plan have voted in favour of the plan being used to help decide planning applications in the area. On 6 May 2021, the Shenley Neighbourhood Plan successfully passed referendum. 1409 voted YES and 75 voted NO. The outcome of the referendum was announced on 8 May 2021.
- 2.6. Following the announcement of the result of the referendum, and in accordance with the decision of Full Council on 14 October 2020, the Shenley Neighbourhood Plan (incorporating the examiner's modifications and all associated and consequential modifications as indicated in the published Decision Statement) was 'made' with immediate effect and become part of the Development Plan for Hertsmere.
- 2.7. The Shenley Neighbourhood Plan is on Hertsmere Borough Council's website at <https://www.hertsmere.gov.uk/shenleyplan> and Shenley Village's website at <http://www.shenlevillage.org/neighbourhood-plan/>

It can also be inspected at:

Hertsmere Borough Council (Civic Offices)

Elstree Way
Borehamwood
Hertfordshire
WD6 1WA

Shenley Parish Council

The Hub
London Road
Shenley
WD7 9BS

3. Conclusion

- 3.1 I confirm, that the Shenley Neighbourhood Plan 2019 - 2036, (incorporating the examiner's modifications and all associated and consequential modifications as indicated in Hertsmere Borough Council's Decision Statement), complies with the legal requirements and basic conditions set out in the Localism Act 2011, and with the provision made by or under section 38A and 38B of the Planning and Compulsory Purchase Act 2004 and in accordance with the Full Council resolution of 14 October 2020 has been 'made' with effect from 8 May 2021.

I confirm that the Shenley Neighbourhood Plan 2019 – 2036 is part of the Development Plan for the Hertsmere Borough Local Planning Authority area.

I declare that I have no personal or prejudicial interest in respect of this decision.

Signed:

Date: 19/05/2021



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Ross Whear, Head of Planning and Economic Development

Decision published on Hertsmere Borough Council website: 20 May 2021