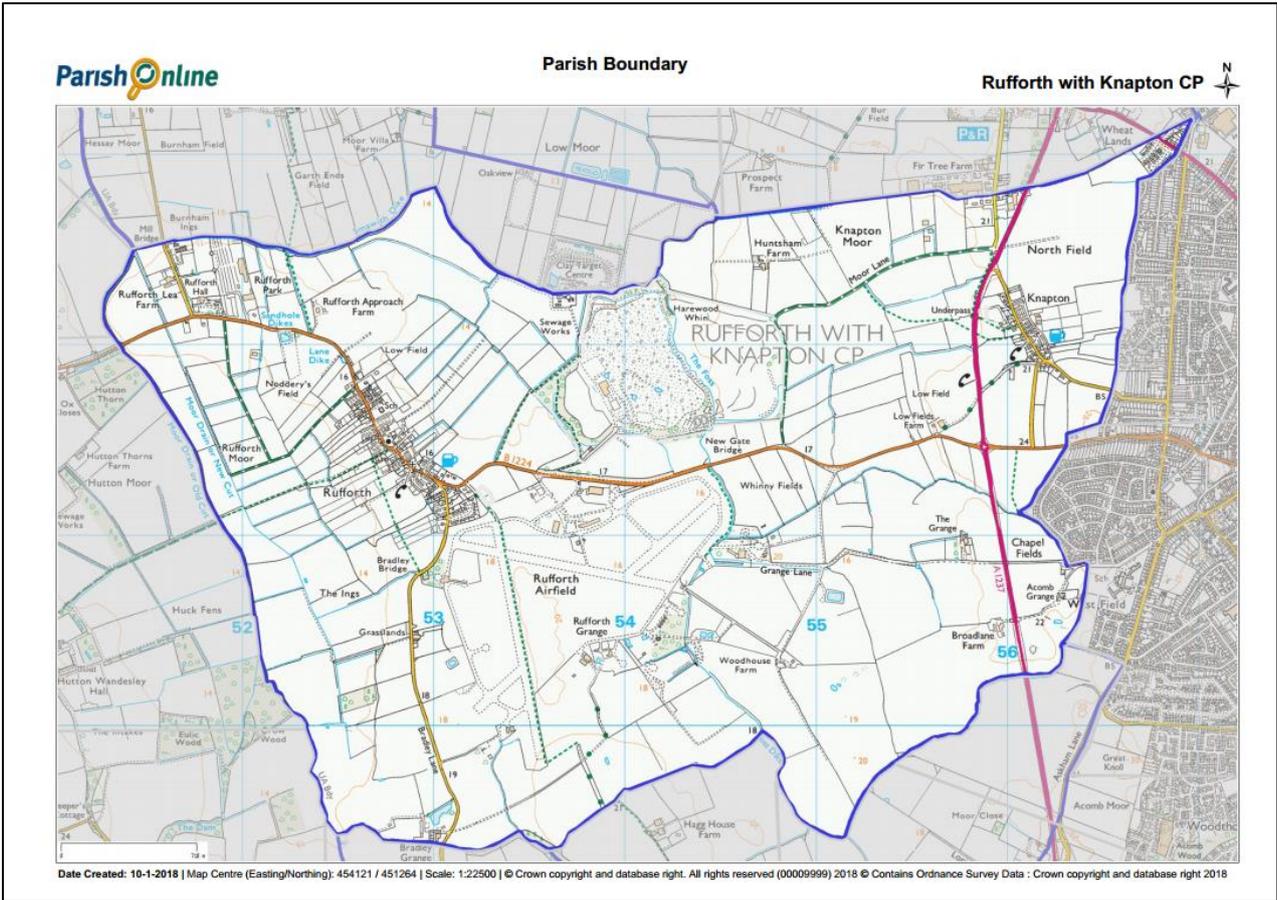




RUFFORTH with KNAPTON NEIGHBOURHOOD PLAN

Basic Conditions Statement

February 2018



Neighbourhood Plan Examination – Basic Conditions Statement

**Town and Country Planning Act 1990 (as
amended)**

Paragraph 8 (2) of Schedule 4B Statement

Submission Date February 2018

Rufforth with Knapton Neighbourhood Plan Proposal

By Rufforth with Knapton Parish Council acting as Qualifying Body

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Produced by Rufforth with Knapton Neighbourhood Planning Group

Peter Rollings Chair

Jane Wright, Nick Murray, Liz Craven, Margaret Lee, Wendy Coe, Julia Lawson, Anne Powell, Helen Beeley, John Flynn, Chris Flanagan

1. INTRODUCTION

1.1 This Basic Conditions Statement (BCS) has been prepared by the Neighbourhood Planning Group delegated by Rufforth with Knapton Parish Council to produce a Neighbourhood Plan for the Parish area. The Parish area has been designated a Neighbourhood Area and the Rufforth with Knapton Parish is a qualifying body under the 2012 Neighbourhood Planning Regulations.

1.2 This BCS is submitted together with its appendices to City of York Council (CYC) under Section 15 (1) of the Neighbourhood Planning Regulations 2012.

2. BACKGROUND TO THE RUFFORTH with KNAPTON NEIGHBOURHOOD PLAN (RwKNP)

2.1 The Rufforth with Knapton Neighbourhood Plan process commenced in October 2014 when a public meeting was held in the Community Hall, Rufforth to discuss the City of York Draft Local Plan 2014. In discussion, the idea of producing a Neighbourhood Plan was suggested. During December 2014 and early January 2015, a group of interested residents held discussions with the Parish Council with regard to producing a Neighbourhood Plan for the Parish. A further residents' meeting was held in January 2015. Neighbourhood Plans were explained, and it was stressed that the Plan must represent the views of the whole community and must promote some change. Unanimous support was given, and the Parish Council agreed to proceed.

2.2 A Neighbourhood Planning Group was convened to manage the process. In May 2015, the Parish Council applied to the City of York Council (CYC) for Designated Area Status. This was followed by the statutory consultation process with no objections being raised and with designation being confirmed in July 2015.

2.3 In June 2015, a Questionnaire was circulated to all 427 households in the Parish and achieved a 73% response rate. Letters were sent to landowners and businesses in the Parish. A copy of the Questionnaire can be found at Appendix IV of the Rufforth with Knapton Neighbourhood Plan Submission Version (The Plan).

2.4 By September 2015, results of the Questionnaire were analysed, and a report of the findings circulated to all households, a copy of which can be found at Appendix V of the Plan. The aims and vision of the Rufforth with Knapton Plan were generated to address the key issues raised by residents in their response to the Questionnaire, with sustainable development at its heart.

2.5 In February 2016, a follow up letter was sent to landowners requesting additional potential sites for housing allocations. None were forthcoming at this stage. A total of 7 potential sites were assessed at this stage.

2.6 During August 2016, 3 potential sites for housing allocations were identified and residents were consulted on their views. Emails were sent out to our circulation list with a link to the housing allocations on the plan website and requesting feedback. A drop-in meeting was held in the Institute, Rufforth. This was publicised by email, notices on Parish notice boards and leaflets delivered to all households in the Parish. Details of the proposed housing allocations were displayed along with other key aspects of the work on the Plan to date. Response forms were issued with 94.4% supportive.

2.7 Following this consultation, two further potential sites were submitted by the landowner and were included in the site assessment process.

2.8 A draft Strategic Environmental Assessment Scoping Report was prepared and presented to the City of York Council who subsequently advised that a full Strategic Environmental Assessment be undertaken as there was no adopted Local Plan in place.

2.9 At the same time the City of York Council advised that a Habitat Regulations Report would be required. This was duly prepared by the Neighbourhood Planning Group based on guidelines provided by the City of York Council.

2.10 AECOM were commissioned to prepare a Scoping Document, followed by a Strategic Environmental Assessment. The Scoping Report was submitted to the City of York Council, Historic England, Natural England and the Environmental Agency for the statutory five-week consultation. All comments were incorporated in the SEA which was submitted for consultation along with the Plan in July/August 2017.

2.11 Pre-submission consultation on the Plan took place from 7th July to 18th August 2017. The following documents were presented:

The Rufforth with Knapton Neighbourhood Plan Consultation Document

<u>APPENDIX I</u>	Parish Boundary Map
<u>APPENDIX II</u>	Parish History
<u>APPENDIX III</u>	Engagement Process
<u>APPENDIX IV</u>	Questionnaire 2015
<u>APPENDIX V</u>	Analysis of Questionnaire
<u>APPENDIX VI</u>	2011 Census Data
<u>APPENDIX VII</u>	Development in the Green Belt
<u>APPENDIX VIII</u>	Green Infrastructure
<u>APPENDIX IX</u>	Drainage Map
<u>APPENDIX X</u>	Housing Site Selection Criteria
<u>APPENDIX XI</u>	Commercial Site Criteria
<u>APPENDIX XII</u>	Travellers' site

Strategic Environmental Assessment (SEA)
SEA non-technical summary
Habitat Regulation Screening Report

2.12 All documents were made available on the Plan website rufforth-knaptonplan.co.uk and all residents on our email circulation list were contacted to inform them of the consultation and the availability of the above documents. The Plan Consultation Document was printed in booklet form and delivered to all 427 households in the Parish. The booklet contained a letter from the chairman of the Neighbourhood Planning Group explaining the process and a detachable response form. Hard copies of the Plan plus the supporting documents, detailed above, were made available at several locations in the Parish – The Outreach Post Office, Shop and Village Institute in Rufforth and the Red lion in Knapton.

2.13 A 'drop-in' meeting was held in the Village Institute in Rufforth on Saturday 15th July from 9:30 to 12:30 to provide residents with the opportunity to ask questions and express their views. Displays of key sections of the Plan, including Village Envelopes, Housing Allocations, and the boundaries of Harewood Whin were available for perusal. A total of 52 residents attended this event. Statutory consultative bodies and other local organisations and landowners were contacted by email or post.

2.14 A total of 58 responses were received from residents of which the clear majority (40) expressed support for the Plan. In addition, 13 responses were received from official bodies and other organisations.

2.15 Following the consultation all responses were analysed in detail and revisions made to the Plan, Appendices and SEA as appropriate.

2.16 A draft Local Plan was produced by the City of York Council in October 2014 but was subsequently revoked. Since then work has continued on the emerging Local Plan including a Preferred Sites Consultation 2016, a Pre-Publication Draft Consultation August 2017 with a Publication Draft February 2018.

2.17 The Rufforth with Knapton Neighbourhood Plan has been developed in parallel with the emerging City of York Local Plan and has been informed by the evidence and strategies contained in that emerging Local Plan.

3. BASIC CONDITIONS

3.1 Neighbourhood Plans must meet the following basic conditions (Paragraph 8 of Schedule 4B to the 1990 Act (excluding 2b,c,3 to 5 as required by 38C(5))

3.2 The examiner must consider the following:

- (a) whether the draft Neighbourhood Development Plan meets the basic conditions (see subparagraph (2))
- (b) whether the draft Neighbourhood Development Plan complies with the provision made by or under sections 61E(2), 61J and 61L
- (c) whether the area for a referendum should extend beyond the neighbourhood area to which the draft Neighbourhood Development Plan relates
- (d) such other matters as may be prescribed

3.3 A draft neighbourhood development plan meets the basic conditions if:

- (a) having regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood development plan
- (b) having special regard to the desirability of preserving any listed building or its setting or any features of special architectural or historic interest that it possesses, it is appropriate to make the order
- (c) having special regard to the desirability of preserving or enhancing the character or appearance of any conservation area, it is appropriate to make the order
- (d) the making of the neighbourhood development plan contributes to the achievement of sustainable development
- (e) the making of the neighbourhood development plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or part of that area)

(f) the making of the neighbourhood development plan does not breach, and is otherwise compatible with, EU obligations

(g) prescribed conditions are met in relation to the neighbourhood development plan and prescribed matters have been complied with in connection with the proposal for the neighbourhood development plan

3.4 The examiner is not to consider any matter that does not fall within sub paragraph (1) (apart from considering whether the draft neighbourhood development plan is compatible with the Convention Rights).

3.5 To meet these basic conditions, the following information is presented to help the Examiner in his or her consideration.

4. SCHEDULE 4B PARAGRAPH 8 SECTION (1)

4.1 (a) This is for the Examiner to determine having had regard to the information presented in this Statement. It is considered in detail below under Section (2).

4.1 (b) The provisions of 61E(2), 61J and 61L as amended by s38C(5)(b) is a reference to the provisions of 38A and 38B.

In relation to the provisions of 38A and 38B the following is submitted:

5. 38A

5.1 Rufforth with Knapton Parish Council is a qualifying body and entitled to submit a neighbourhood development plan for its own parish area.

5.2 The Rufforth with Knapton Neighbourhood Plan expresses policies relating to land use within the neighbourhood area.

6. 38B

6.1 (a) The period of the Rufforth with Knapton Neighbourhood Plan is up to 2038 or 20 years. This period has been chosen to align the Rufforth with Knapton Neighbourhood Plan with the dates of the emerging City of York Local Plan. The City of York has indicated that the Local Plan will be presented for examination in 2018 with a 15 year period initially and extension for a further 5 years.

b) The Rufforth with Knapton Neighbourhood Plan does not include any provision for excluded development such as national infrastructure.

c) The Rufforth with Knapton Neighbourhood Plan does not relate to more than one neighbourhood area. It relates to the Rufforth with Knapton Neighbourhood Area as designated by City of York Council in July 2015.

6.2 There is no other Neighbourhood Plan in place in the neighbourhood area.

6.4 Refers to conflicts within the Rufforth with Knapton Neighbourhood Plan.

6.4 Refers to regulations that the Secretary of State may make relating to neighbourhood plans. Such regulations, amended by SI2015/20, which have been used to inform the process of making the Rufforth with Knapton Neighbourhood Plan. These regulations set out the process by which neighbourhood plans are to be made and set out. The consultation bodies for neighbourhood plans. These have been included in the Consultation Statement. That neighbourhood plans which are likely to have a significant effect on European Sites (habitats) must be subject to an appropriate assessment.

The Rufforth with Knapton Neighbourhood Plan has been subject to a Scoping Assessment, Strategic Environment Assessment and Habitat Regulations Screening Exercise which are part of this submission.

6.5 Refers to the publications of neighbourhood plans.

6.6 Clarifies what is excluded development.

6.7 Whether the area for the referendum should extend beyond the area that the draft neighbourhood development plan relates. It is not considered that there is any benefit in extending the area for the referendum beyond the Designated Neighbourhood Plan Area because the effect of the policies in the Rufforth with Knapton Neighbourhood Plan are specific to Rufforth with Knapton Parish.

6.8 Prescribed Matters.

There are no prescribed matters other than those considered below under paragraph 7.3(g).

7. SCHEDULE 4B PARAGRAPH 8 SECTION 1

7.1 (a) Secretary of State Guidance – National Planning Policy Framework.

The NPPF in sections 183-185 refers to Neighbourhood Plans and seeks that the ambition of those plans should be aligned with the strategic needs and priorities of the wider local area. Those strategic needs and priorities are generally set out in the unadopted City of York Council policy document and in the 2013 Order for the abolition of RSS 12. This latter document says:

RSS York Green Belt policies:

POLICY YH9 Green Belts

the detailed inner boundaries of the Green Belt around York should be defined in order to establish long term development limits that safeguard the special character and setting of the historic city

POLICY Y1 York sub area policy

Plans, strategies, investment decisions and programmes for the York sub area should:

Environment

1. In the city of York Local Development Framework (LDF), define the detailed boundaries of the outstanding sections of the outer boundary of the York Green Belt about 6 miles from York City centre and the inner boundary in line with policy YH9C.

2 Protect and enhance the nationally significant historical and environmental character of York, including its historic setting, views of the Minster and important open area.

This makes clear that the boundaries of the Green Belt around York have not been formally defined as no LDF (or replacement document) has been adopted as of February 2018.

The City of York local plan is the vehicle for defining the detailed boundaries of the Green Belt around the City of York. As there is currently no adopted Local Plan, the Rufforth with Knapton Neighbourhood Plan has defined an Interim Draft Green Belt and Village Envelopes. However, these are in general

conformity with the detailed boundaries of the Green Belt and Village Envelopes as defined in the City of York Local Plan Publication Draft (February 2018).

The NPPF also seeks that neighbourhood plans are to be in ‘general conformity with the Strategic Policies of the Local Plan’. This phrasing is slightly different from the legal requirement which is set out in the Act (Sch 4B Para 8(2)3 and refers to the making of the (Plan) being in ‘general conformity with the strategic policies contained within the adopted development plan’. There is no adopted Local Development Plan for the City of York, although the emerging plan has reached publication stage.

7.2 (a) Secretary of State Guidance - National Planning Practice Guidance (NPPG).

NPPG 070 says: “A qualifying body is advised to set out in its basic conditions statement how they have regard to national policy and considered whether a particular policy is or is not relevant. A qualifying body is encouraged to set out the particular national policies that it has considered, and how the policies in a draft Neighbourhood Plan or the development proposal is an Order take account of national policy and advice.”

The National Policies that have been considered for relevance are listed below; and indicated throughout the Rufforth with Knapton Neighbourhood Plan.

NPPF Paragraph	Summary of Relevance to Neighbourhood Planning	How the NPPF is taken account of in the Rufforth with Knapton Neighbourhood Plan (RwKNP)
NPPF 2	Confirms the significance of the adopted plan unless material considerations indicate otherwise.	The status and policies of the emerging CYC Draft Local plan as detailed in the Publication Draft (February 2018) have been considered and informed the policies of the RwKNP.
NPPF 6-15	Puts sustainability at the heart of the planning system and the importance of local circumstances in plans.	The RwKNP is intended to improve sustainability of the community of Rufforth with Knapton parish by addressing housing, employment and community facilities in a locally distinctive way.
NPPF 16	Refers to Neighbourhood Planning and seeks that communities engage with the process and develop policies for housing, economic development and positively shape and direct development that is outside the strategic elements of the local plan.	The RwKNP considers these types of policies explicitly through active engagement of the community with the process.
NPPF 17	Seeks that Neighbourhood Planning plays a part in developing an empowering and succinct planning system.	The RwKNP covers a wide range of matters that are referred to in this paragraph of the NPPF.
NPPF 18-22	Seeks the encouragement and protection of sites for economic growth.	The RwKNP protects such sites for business uses which are appropriate for a small rural parish such as Rufforth with Knapton.
NPPF 23-27	Refers to town centres.	To the extent that these policies are relevant to villages such as Rufforth and Knapton the RwKNP refers to the Village Design Statements of Rufforth (2004) and Knapton (2006).

NPPF 28	Refers to policies to support economic growth in rural area.	The RwKNP supports agriculture and small scale commercial enterprises, including barn conversions, which will support the growth of a rural economy.
NPPF 29-40	Refers to support sustainable Transport.	The RwKNP supports the extension of the network of cycleways and footpaths and specifically the cycle path between Rufforth and Knapton and thus onwards to York. The Plan also addresses the sustainability of the public transport network servicing the Parish.
NPPF 42-45	Refers to support for high quality communications infrastructure.	Not relevant to the RwKNP.
NPPF 47- 55	Refers to the delivery of a wide choice of housing and in particular to NPPF 50 refers to mixed communities which reflect local demand.	The RwKNP seeks to deliver a range of housing for specific groups with priority being given to smaller family homes for families with young children and properties for older people who are downsizing.
NPPF 58- 68	Refers to the requirement for good design and in particular NPPF 58 seeks that neighbourhood plans should set out how the quality is to be provided.	The RwKNP refers to the Village Design Statements for Rufforth (2004) and Knapton (2006) as the primary method by which locally distinctive design criteria will be met.
NPPF 69- 78	Refers to the promotion of healthy communities and, in particular, to the use of Neighbourhood Plans to designate Open Green Space.	The RwKNP allocates land for this purpose including for allotments space and playing fields.
NPPF 79-92	Refers to the protection of Green Belt land.	<p>The Green Belt around the City of York is now established only within the 2013 Order (SI 2013 No117) (RSS revocation) which specifies it only in a general way, but goes on to say that ‘the inner boundaries should be defined in order to establish long term development limits that safeguard the special character and setting of the historic city’ and that plans should ‘define the detailed boundaries of the outstanding sections of the outer boundary of the York Green Belt about 6 miles from York City Centre.</p> <p>The emerging CYC Local Plan is the vehicle for defining the general extent of the Green Belt The RwKNP has defined an Interim Draft Green Belt and village envelopes which are in general conformity with the boundaries as defined in the York Local Plan Publication Draft (February 2018). All land outside of the village envelopes is defined as Green Belt as detailed above and the policies of the RwKNP protect the Green Belt in line with NPPF guidelines.</p> <p>The RwKNP allocates land for development which is within the village envelopes as defined in the plan and the York Local Plan Publication Draft 2018.</p>

NPPF 86	This policy refers to the criteria for inclusion of a village within the Green Belt and the openness of the character of the village as part of the open character of the Green Belt.	The RwKNP defines village envelopes around the villages of Rufforth and Knapton in general conformity with the emerging CYC Local Plan. RwKNP policies address the protection of the openness and character of the villages as part of the Green Belt.
NPPF 93-108	Refers to climate change and flooding.	The RwKNP includes policy on drainage issues and seeks to provide site by site improvements to flood resilience and surface water drainage together with a concerted strategy to ensure the sustainability of existing drainage and sewerage systems.
NPPF 109-125	Related to the conservation of the natural environment including biodiversity.	All development must take due account of national or international designation for habitats. The RwKNP does not alter this in any way and supports it through policies.
NPPF 126-141	Refers to the conservation and enhancing of the historic environment. There is not specific reference to Neighbourhood Plan in this section of the NPPF.	All development must also take due account of national or international designation. While the landscaper is generally protected by virtue of a Green Belt designation which is specifically for protecting and enhancing the historic setting of York, the detail of the boundary is not set by any higher tier policy.
NPPF 142-149	Refers to safeguarding minerals.	Not relevant to the RwKNP.
NPPF 150 - 182	Refers to plan making and specifically to local authority plan making as neighbourhood planning is considered in the next section.	NPPF 158-159 refers to an appropriate and realistic evidence base for housing market assessments. CYC has reassessed the housing need for the City of York at 841 houses per annum in the York Local Plan Publication Draft 2018. This figure along with an analysis of historic population growth in the Parish has been used to identify the specific housing need for Rufforth with Knapton Parish.
NPPF 183	Confirms that neighbourhood planning provides powers to set policies.	The RwKNP does this.
NPPF 184	Says that communities set positive policies for local Circumstances, providing they are aligned with strategic needs and are in general conformity with the strategic policies.	The RwKNP does this.
NPPF 185	Sets out the relationship of RwKNP with other policies.	The RwKNP will support the strategic policies of providing a reasonable quantum of housing for the parish area of Rufforth with Knapton whilst directing it to locations that are deemed to be locally acceptable and acceptable according to all other land use planning criteria.
NPPF 186- 219	Refers to decision taking and Implementation.	These policies are not directly relevant to the issues set out in the RwKNP.

7.3 Schedule 4B Paragraph 8 Section 2

(b) Historic interest

In the Parish of Rufforth with Knapton there are 5 listed buildings and a number of other buildings and items which are of historic interest. The Rufforth with Knapton Neighbourhood Plan sets out clear policies to ensure the protection of these buildings and other items and none of the proposed allocations will have an adverse impact. The historic battlefield of Marston Moor lies some 4kms to the west of the Parish and the Rufforth with Knapton Neighbourhood Plan aims to ensure no adverse impact on this national historic monument.

Historic England were consulted at the pre-submission stage and their response resulted in revisions to the Plan (see Consultation Statement) and the inclusion of a Heritage Policy (RwK03).

(c) Conservation

Protection of the Green Belt was identified as a result of the residents' Questionnaire to be the number one concern of residents and the plan contains detailed policies to both protect the Green Belt and to maintain the rural character of the villages in the Parish. Particular care has been taken to protect the historic character and setting of the historic City of York including views of the Minster and openness of the surrounding countryside.

Green spaces and Sites of Local Interest are identified and protected, while policy RwK04 (Biodiversity) aims to maintain the character of the countryside within the Parish and enhance wildlife, hedgerows and trees.

(d) Sustainable Development.

The thrust of the Rufforth with Knapton Neighbourhood Plan is to encourage small scale housing development to meet clearly identified local needs while maintaining the rural character and community spirit of the Parish.

Currently the Parish contains a relatively high proportion of households of 4 or more bedrooms (41.2% compared to 19% nationally) and people of 45 and over (53.8% compared to 41.8% nationally). The plan aims to redress this balance by giving priority to smaller 2 to 3-bedroom homes suitable for families with young children. By encouraging a wider spread of age groups to the Parish the sustainability of much valued community amenities such as the school and village shop can be improved.

The Parish boasts only limited services commensurate with its rural nature and the Plan takes account of this in proposing the size and type of development.

The Rufforth with Knapton Neighbourhood Plan aims to encourage a thriving rural economy by supporting agriculture and small scale commercial development where possible, including the potential conversion of buildings (Policy RwK 16).

(e) General Conformity with Strategic Policies

There is currently no adopted Local Plan for the City of York. The City of York Draft Control Local Plan incorporating the 4th set of Changes (April 2005) is currently a material consideration for development control decisions. A Draft Local Plan was produced for consultation in October 2014 but was subsequently revoked; since which time the City of York have been working on a revised local Plan. The Neighbourhood Planning Group, delegated by Rufforth with Knapton Parish Council to produce the Rufforth with Knapton Neighbourhood Plan, have worked very closely with officers of the City of

York Council and decisions made have been informed by the evidence and policies of the emerging Local Plan. Two public consultations the Preferred Sites Consultation 2016 and the Pre-Publication Draft Consultation (August 2017) have provided a reference for the strategic policies of the emerging Local Plan.

In the absence of a formally adopted Local Plan, the City of York Publication Draft 2018 defines the strategic and detailed policies of the emerging Plan and as such can reasonably be used as the vehicle against which to assess the general conformity of the Rufforth with Knapton Neighbourhood Plan. All policies of the Rufforth with Knapton Neighbourhood Plan are in general conformity with the strategic policies and evidence set out in the City of York Local Plan Publication Draft (February 2018).

A detailed assessment of the general conformity of the Rufforth with Knapton Neighbourhood Plan policies can be found in table 1, attached to this statement.

(f) EU obligations

In line with Regulation 9 of the SEA Directive, a Draft SEA Scoping Report was submitted to the City of York Council. The City of York Council subsequently issued a screening determination that the SEA was required as a result of no formally adopted local Plan being in place. In line with SEA regulation 12(s) the scope of the assessment was then consulted on, with the consultation bodies for the required 5 week period. An environmental report, prepared in line with Regulation 12 was later published alongside the Pre-submission Consultation version of the Neighbourhood Plan. This was subsequently updated to reflect consultation feedback and minor amendments to the plan itself.

A table in Appendix A of the SEA Environmental Report sets out how the SEA adheres to the SEA Regulations (and therefore to the SEA Directive).

(g) Prescribed matters and conditions

Paragraph 1 of Schedule 2 of the Neighbourhood Planning regulations 2012 prescribes the following conditions for the purpose of this section of the Basic Conditions Statement.

The making of the Rufforth with Knapton Neighbourhood Plan is not likely to have a significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2010(d) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats &) Regulations 2007)... either alone or in combination with other plans or projects.

The effect of this condition and the explanatory note to the Neighbourhood Planning Regulations 2012 is that provided the appropriate environmental body (the City of York Council) is of the view that the Neighbourhood Plan is not likely to have a significant effect upon a European Site (as considered above in Section (f) of the Statement) in the examination of the Plan, the Examiner must apply the prescribed conditions.

8. CONCLUSION

The Basic Conditions as set out in the Schedule 4B to the TCPA 1990 are considered to be met by the Rufforth with Knapton Neighbourhood Plan and all the policies therein. It is therefore respectfully suggested to the Examiner that the Rufforth with Knapton Neighbourhood Plan complies with Paragraph 8(1)(a) of schedule 4B of the Act.

Table 1. Assessment of Conformity

RwK NP POLICY	NPPF ASSESSMENT OF GENERAL CONFORMITY WITH STRATEGIC POLICY				DELIVERABILITY	DOES THE POLICY CONTRIBUTE TO THE ACHIEVEMENT OF SUSTAINABLE DEVELOPMENT	BREACH OF EU REGULATIONS
	<i>Whether the Neighbourhood Plan policy supports and upholds the general principle that the strategic policy is concerned with.</i>	<i>The degree if any, of conflict between the draft neighbourhood plan policy or development proposal and the strategic policy.</i>	<i>Whether the draft neighbourhood plan policy provides an additional level of detail and/or a distinct local approach to that set out in the strategic policy without undermining that policy.</i>	<i>The rationale for the approach taken in the draft Neighbourhood Plan and the evidence to justify that approach.</i>			
RwK01 Green Belt	Yes, the current and emerging LP strategic policy see the protection of the Green Belt as a key strategic aim. This policy not only seeks to protect the Green Belt, but it also notes how the Green Belt is currently situated within the parish of Rufforth with Knapton.	The boundaries of the Green Belt and the village envelopes as defined in the RwKNP are in general conformity with those defined in the CYC Local Plan Publication Draft (February 2018).	Yes additional detail through the confirmation of boundaries.	The approach is to set out the detailed boundary in a way that clearly articulates the local community’s view of where the limits of village development should be within the village settlement line.	Yes, the CYC has been consistently robust at defending its Green Belt whether adopted or not.	Yes, the long-term approach to the Green Belt is a key part of delivering a sustainable development plan for Rufforth with Knapton Parish and the City of York.	No
RwK 02 Green Infrastructure	The protection and enhancement of Green	No conflict with CYC emerging Plan.	Additional detail for the specific	These policies set out an overall protection and enhancement of certain Green Infrastructure	Yes – the policy seeks protection And enhancement,	Yes- the protection and enhancement of Green	No

	<p>Infrastructure, as defined in these Policies, are considered principles of the RSS strategic policies for York Green Belt and Green Infrastructure, including strategic Green Wedges. They are integral to the character and setting of the City of York and the villages.</p>		<p>elements of Green Infrastructure to be protected and enhanced.</p>	<p>features and list which features will, in particular, be subject to efforts to secure their enhancement and protection as opportunities arise. The list of features represents a local list of those that the local community consider of significance.</p>	<p>only where the opportunity arises, which will apply within the normal scope of reasonable planning requirements and the test for conditions of obligations.</p>	<p>Infrastructure where possible will help achieve the sustainability of Rufforth with Knapton, in an environmental and economic sense, by improving the environmental and historic setting of the City of York and the Villages and properties within the villages of Rufforth and Knapton.</p>	
<p>RwK 03 04 Biodiversity Heritage</p>	<p>These policies help define the rural and historic character of the Parish and measures to protect these important aspects.</p>	<p>No conflict.</p>	<p>Yes - this policy helps define the the importance of habitat and historic buildings in the Parish.</p>	<p>There are 5 listed buildings in the Parish and these policies ensure their protection along with the biodiversity and openness of the villages.</p>	<p>Yes - the CYC have been robust in the defence of the Green Belt.</p>	<p>Yes - the protection of the habitat and Green Belt is a key part of achieving sustainable development within York and Rufforth with Knapton Parish in particular the protection of the character and setting of the City of York.</p>	<p>No</p>

RwK 05 Footpaths and Cycleways	Yes- the emerging Local Plan has a key strategy of promoting sustainable alternatives to the motor car for transport and to support the maintenance of Green Corridors.	No conflict with emerging CYC Local Plan.	The Neighbourhood Plan contains proposals for extending the existing cycleway to link Rufforth and Knapton villages and thus onwards in to York.	The approach is to maintain and improve the network of footpaths and cycleways within the Parish, which was identified as a priority by residents.	Yes. The extension of the cycleway in to Rufforth is currently underway and funding options being explored for the extension to Knapton.	Yes, it encourages the use of alternative forms of transport and the use of the countryside for leisure activities.	No
RwK 07 Public Transport	Yes- the emerging Local Plan has a policy of promoting the use of public transport.	No conflict with emerging CYC Local Plan.	The Neighbourhood Plan contains proposals to improve the bus service in the Parish.	Proposals for discussion with bus company and relevant authorities.	Yes- dependent on funding.	Yes- it encourages the use of alternatives to the motor car.	No
RwK 06 & 08 Traffic & Parking	These policies are specific to the villages of Knapton and Rufforth.	No conflict with emerging CYC Local Plan.	The Neighbourhood Plan contains proposals to improve safety for road users and pedestrians in the villages and particularly Rufforth.	The approach is to review the traffic management systems from a base zero perspective.	Yes	Yes	No
RwK 09 Drainage	Yes, the emerging Local Plan contains detailed policies on sustainable drainage systems	No conflict with emerging CYC Local Plan.	The Neighbourhood Plan contains policies to ensure that new	The approach taken is to ensure new developments can withstand a 1 in 100-year storm with no adverse	Yes	Yes	No

	which are reflected in the Neighbourhood Plan.		developments have no adverse impact on the existing drainage system.	impact on the existing drainage system.			
RwK10 Design	This policy takes the Village Design Statements (VDS) of Rufforth (2004) and Knapton (2006) to a statutory level to provide greater direction and guidance to developers on the detail required for proposals. The strategic Policy as set out in the former RSS Green Belt Policies are silent on the use of detailed advice, but to do so would not undermine the general strategic policy or aim of defining and protecting the villages' historic status.	No Conflict.	Yes, this policy provided a level of detail that is previously set out in a Supplementary Planning Document and had weight in planning decisions.	The use of the VDS as a source of criteria with which to judge the acceptability of schemes provides weight and teeth to a carefully prepared document that already has status of a Supplementary Planning Document.	Yes, the CYC Development Management team already uses the VDS as a material consideration in planning decisions.	Yes, the use of the VDS in planning decisions will ensure the character and design of new development will be appropriate to the area and thereby enhance the economic and cultural capital in the area, which in turn will improve the sustainability of the area.	No
RwK 11 Community Facilities	Yes, the strategic policy of defining	No Conflict.	Yes, the details provided set out certain uses and	Local understanding of the needs of the community has been used to	Yes, if funding Allows.	Yes, the policies of the RwKNP particularly	No

	and protecting the Green Belt is supported by the provision of this policy.		locations for community facilities that will be protected.	determine the scale and scope of this policy.		regarding housing will help improve the sustainability of community facilities within Rufforth with Knapton Parish.	
RwK 12,13, 14,15 Housing	Yes, it supports the provision of housing which is a strategic element in land use planning. RKH1 28 units RKH2 9 units RKH3 4 units and replacement buildings.	No general conflict – it does not impinge on the Green Belt. RwKNP includes site RKH2 which is not in the CYC Local Plan publication draft.	The policy sets out a local level of detail for the delivery of a number of small housing sites, meeting local needs, whilst maintaining the rural character of the villages.	The rationale for the housing policy is to support the need for housing in and around York. It seeks to provide smaller family houses to encourage families with younger children to the villages, particularly Rufforth along with properties for older people wishing to downsize.	Yes – There is no information to suggest that this is not a deliverable requirement.	Yes – a key part of ensuring the sustainability of the villages within the Parish is to ensure the sustainability of valued community amenities to do which a mixed community of people of all ages is required. The RwKNP aims to achieve this whilst maintaining the rural character of the villages.	No
RwK 15,16 Small Scale Commercial Enterprises Employment	Yes- the restriction on new development to the existing site curtilage and to be of a scale and nature	No conflict.	The policy defines clear criteria for any expansion, change of use or conversion.	The retention of the open character of the Green Belt and that any business should be of a scale and type commensurate with a rural environment are key.	Yes –There is no information to suggest that this is not a deliverable requirement.	Yes – the protection of the open character of the Green Belt is considered to help achieve sustainable	No

	commensurate with a rural environment and location within the Green Belt will protect the open character of the Green Belt and the setting of the city of York.					development in Rufforth with Knapton Parish.	
RwK 17 Harewood Whin Mineral Extraction and Waste Management	Yes, this policy helps to ensure that the operation of Harewood Whin (identified as a strategic site for Waste management in the Minerals and Waste Joint Plan 2018) is operated in a manner to minimise effects on the environment and residents in the Parish.	No conflict.	Yes, this policy helps to clarify how the development should be managed in a manner which is sympathetic to the environment.	Environmental reinstatement is part of the strategic policies detailed in the Mineral and Waste Joint Plan 2018.	The policy is in general conformity with those in the Mineral and Waste Joint Plan.	Yes. Waste Management is part of an overall joint strategy of North Yorks County Council, the City of York Council and the North Yorks Moors National Park Authority as set out in the Joint Plan 2018.	No