

North Yorkshire Local Access Forum

25 March 2020

Secretary's Update Report

1.0 Purpose of the Report

- 1.1 To update members of the Local Access Forum on developments since the last meeting of NYLAF.

2.0 Consultation Submissions & Responses

- 2.1 There have been no consultation requests received or responses issued since the last meeting.

3.0 Other Updates

3.1 Local Development Plans

One of the key areas of involvement for the Forum is to ensure appropriate engagement in the preparation of Local Development Plans. Set out in the table below is an updated summary of the current position in relation to each District Council area, and in relation to the Minerals and Waste Joint Plan. This information is taken from the websites of the relevant authorities and correspondence received.

Authority	Status
Craven	The council ran a six-week public consultation on the proposed Further Main Modifications from 18 th July to 29 th August 2019. Following representations from residents and Craven District Council, the Inspector recommended that an area of Local Green Space be designated around Park Hill, to the north of Skipton. March 2020 – No further update available
Hambleton	The new local plan was approved by Council on 16 July 2019. The period for comments was open from 30 July 2019 to 17 September 2019. More recently, a new Local Development Scheme (LDS) setting out the timetable for production of the Local Plan was approved in December 2019 – see: www.hambleton.gov.uk/localplan/downloads/file/1/new_local_development_scheme_updated_october_2017
Harrogate	The Local Plan Main Modifications consultation was closed on 2 October 2019. The representations received were passed to the Inspector for his consideration, and the Inspector's report was issued on 31 January 2020. The report concluded that the plan was sound subject to main modifications. The report and Schedule of Main Modifications can be viewed at: https://www.harrogate.gov.uk/info/20101/planning_policy_and_the_local_plan/1159/harrogate_district_local_plan_examination

	Harrogate District's Local Plan 2014-2035 was subsequently adopted on 4 March 2020.
Richmondshire	The Council is currently reviewing its Local Plan which will update the policies used to consider new development across the District. A new Local Development Scheme was brought into effect in February 2020, setting out a timetable for the preparation of the Local Plan 2018-2035 documents – see: https://www.richmondshire.gov.uk/media/11465/local-development-scheme-february-2020.pdf
Ryedale	The Ryedale Plan Local Plan Sites Document was adopted at a meeting of full Council on the 27 June 2019. This Document was the final part of the Local Plan for the District. It identified commitments and allocations for housing, retail and employment land, and provided site specific policies, including policy for new and amended Visually Important Undeveloped Areas. The Plan covers the period 2012- 2027.
Scarborough	Scarborough Borough Council formally adopted their Local Plan on 3 July 2017. It will guide the future development of the borough in the period up to 2032.
Selby	On 17 September 2019 the Council gave approval for work to begin on the preparation of a new comprehensive Local Plan for Selby District utilising the evidence base and work previously undertaken. A revised Local Development Scheme has been brought into effect, setting out the timescales for the preparation of the new Local Plan. As the first stage in the process, Selby District Council ran a six-week consultation ending 6 March 2020 on the Local Plan Issues and Options.
Minerals and Waste Joint Plan	The Order of 14 May 2019 declared the Secretary of State's decision of 24 July 2018 to adopt paragraph 209(a) of the revised Framework unlawful, and quashed it. The Inspector invited the Mineral Planning Authorities and any interested parties who wished to comment on the High Court Judgement and Order and the implications for the joint plan. The documents are available to view in Examination documents at: https://www.northyorks.gov.uk/minerals-and-waste-joint-planexamination March 2020 - There is no further update available at this time

3.2 Open Access Restrictions

The Forum is consulted on a range of restrictions under the Countryside and Rights of Way Act 2000. There has been one notification of a discretionary dog restriction on Colsterdale Moor, received from the Open Access Contact Centre at Natural England confirming restrictions under Section 23(1) of the Countryside and Rights of Way Act 2000, since the last meeting.

3.3 There have been no notifications of discretionary '28 Day' restriction under Section 22 of the Countryside and Rights of Way Act 2000 since the last meeting.

Landowners may close their access land for up to 28 days in any one year. They are not permitted to close their land on (a) bank holidays, (b) more than 4 days in a year that are Saturdays or Sundays, (c) any Saturday between 1 June and 11 August, (d) any Sunday between 1 June and 30 September. Landowners are not obliged to tell the public about forthcoming closures, or give reasons. Their legal duty is simply to inform the relevant authority of their intentions.

3.4 Regional Forum

The Yorkshire Humber and North Lincolnshire Regional Access Forum last met on 4 March 2020 with the Chair of NYLAF in attendance. On 6 March 2020 the Chair circulated by email a briefing note on the meeting, **and later the draft Minutes on ? March 2020.**

3.5 At a previous regional meeting a regional forum member reported on a specific case where her LAF (East Riding & Hull Joint LAF or North Lincolnshire LAF) had objected to a planning application and maintained that objection up to the public inquiry stage. During that process members of her Forum were personally threatened with costs. It was noted that a similar case had also occurred in Nottingham.

3.6 NYCC Legal Services agreed to explore this issue further and will provide feedback in due course.

3.7 The next meeting of the Regional Forum is on 9 September 2020 at 10am. The meeting is to be held in Leeds.

3.8 2026 / Definitive Map

There are no changes or updates to report.

4.0 Recommendation

4.1 The Local Access Forum is asked to note this update report and agree any further actions required.

BARRY KHAN

Assistant Chief Executive (Legal and Democratic Services)
County Hall, NORTHALLERTON

Report Author: Melanie Carr, Secretary to North Yorkshire Local Access Forum

This page is left intentionally blank