



RHONDDA CYNON TAF

**COFNOD O BENDERFYNIAD GAN YR AELOD O'R CABINET AR
FATERION MENTER, DATBLYGU A THAI**
**RECORD OF DECISION OF THE CABINET MEMBER FOR
ENTERPRISE, DEVELOPMENT AND HOUSING**

Yn unol ag Adran 3A o Ran 3 (paragraff 3) o Gyfansoddiad y Cyngor.
In accordance with Section 3A of Part 3 (paragraph 3) of the Council's Constitution.

**PWNC | SUBJECT: LDP REVIEW REPORT AND REVISED LDP DRAFT DELIVERY
AGREEMENT – PROPOSED AMENDMENTS FOLLOWING KEY STAKEHOLDER
CONSULTATION**

DIBEN | PURPOSE:

The purpose of the report is to make operational amendments to the Cabinet approved LDP review report and the revised LDP Draft Delivery Agreement as a result of the stakeholder engagement.

Once these amendments are made, Full Council approval will be sought for the approval of the documents and their recommendations.

PENDERFYNIAD | DECISION:

AGREED:-

1. That the necessary amendments are made to the LDP review report and the revised LDP Draft Delivery Agreement as a result of the stakeholder engagement.

**Llofnod yr Aelod o'r Cabinet /
Cabinet Member's Signature**

ROBERT BEVAN

Priflythrennau / Print Name

14-11-19

**Dyddiad
Date**

Mae'r penderfyniad yn cael ei wneud yn unol ag Adran 15 o Ddeddf Llywodraeth Leol 2000 (Swyddogaethau'r Corff Gweithredol) ac yn y cylch gorchwyl sy wedi'i nodi yn Adran 5 o Ran 3 o Gyfansoddiad y Cyngor.

The decision is taken in accordance with Section 15 of the Local Government Act, 2000 (Executive Functions) and in the terms set out in Section 5 of Part 3 of the Council's Constitution.

Alie

14/11/19

**LLOFNOD CYFARWYDDWR MATERION FFYNIANT
A DATBLYGU |**
DIRECTOR, PROSPERITY & DEVELOPMENT
SIGNATURE

DYDDIAD | DATE

RHEOLAU'R WEITHDREFN GALW-I-MEWN | CALL IN PROCEDURE RULES.

**A YW'R PENDERFYNIAD YN UN BRYN A HEB FOD YN DESTUN PROSES GALW-I-MEWN GAN Y PWYLLGOR TROSOLWG A CHRAFFU:
IS THE DECISION DEEMED URGENT AND NOT SUBJECT TO CALL-IN BY THE OVERVIEW AND SCRUTINY COMMITTEE:**

YDY | YES NAC YDY | NO ✓

**OS 'IE', BETH YW'R RHESYMAU PAM MAE'R PENDERFYNIAD WEDI'I EITHRIO NEU DDIM YN GYMWYS (YM MARN Y SAWL SY'N PENDERFYNU):
IF YES, REASONS WHY IN THE OPINION OF THE DECISION-MAKER THE DECISION IS EXEMPT OR NON APPLICABLE:**

- I. SWYDDOGAETH Y CYNGOR / Y PWYLLGOR CRAFFU ('GALW I MEWN' DDIM YN BERTHNASOL):-
 COUNCIL / SCRUTINY FUNCTION (CALL IN IS THEREFORE NON APPLICABLE):-**

- II. PENDERFYNIAD BRYN:-
 URGENT DECISION:-**

Os yw'n cael ei ystyried yn fater brys - llofnod y Llywydd, y Dirprwy Lywydd neu Bennaeth y Gwasanaeth Cyflogedig yn cadarnhau cytundeb fod y penderfyniad arfaethedig yn rhesymol yn yr holl amgylchiadau iddo gael ei drin fel mater brys, yn unol â rheol gweithdrefn trosolwg a chraffu 17.2:

If deemed urgent - signature of Presiding Member or Deputy Presiding Member or Head of Paid Service confirming agreement that the proposed decision is reasonable in all the circumstances for it being treated as a matter of urgency, in accordance with the overview and scrutiny procedure rule 17.2:

(Llywydd | Presiding Member)

(Dyddiad | Date)

DS - Os yw hwn yn benderfyniad sy'n cael ei ail-ystyried yna does dim modd galw'r penderfyniad i mewn a bydd y penderfyniad yn dod i rym o'r dyddiad mae'r penderfyniad wedi'i lofnodi.

NB - If this is a reconsidered decision then the decision Cannot be Called In and the decision will take effect from the date the decision is signed.

AT DDEFNYDD Y SWYDDFA YN UNIG | FOR OFFICE USE ONLY

DYDDIADAU CYHOEDDI A GWEITHREDU | PUBLICATION & IMPLEMENTATION DATES

CYHOEDDI | PUBLICATION

Cyhoeddi ar Wefan y Cyngor | Publication on the Councils Website:- 14th November 2019

DYDDIAD | DATE

GWEITHREDU'R PENDERFYNIAD | IMPLEMENTATION OF THE DECISION

Nodwch: Fydd y penderfyniad hwn ddim yn dod i rym nac yn cael ei weithredu'n llawn nes cyn pen 3 diwrnod gwaith ar ôl ei gyhoeddi. Nod hyn yw ei alluogi i gael ei "Alw i Mewn" yn unol â Rheol 17.1, Rheolau Gweithdrefn Trosolwg a Chraffu.

Note: This decision will not come into force and may not be implemented until the expiry of 3 clear working days after its publication to enable it to be the subject to the Call-In Procedure in Rule 17.1 of the Overview and Scrutiny Procedure Rules.

Yn amodol ar y drefn "Galw i Mewn", caiff y penderfyniad ei roi ar waith ar / Subject to Call In the implementation date will be

20th November 2019

DYDDIAD / DATE

WEDI'I GYMERADWYO I'W GYHOEDDI: ✓ | APPROVED FOR PUBLICATION :✓



RHONDDA CYNON TAF COUNTY BOROUGH COUNCIL

REPORT TO ACCOMPANY THE DECISION OF THE CABINET MEMBER

NOVEMBER 2019

LDP REVIEW REPORT AND REVISED LDP DRAFT DELIVERY AGREEMENT – PROPOSED AMENDMENTS FOLLOWING KEY STAKEHOLDER CONSULTATION

AUTHOR: OWEN JONES - DEVELOPMENT SERVICES MANAGER

1.0 PURPOSE OF THE REPORT

- 1.1 The purpose of this report is to seek approval to make minor amendments to the Cabinet approved LDP Review Report and Revised LDP Draft Delivery Agreement. These amendments are proposed following consultation with key targeted stakeholders. Once these amendments are accepted, Full Council approval will be sought for these documents and their recommendations.

2.0 RECOMMENDATIONS

- 2.1 It is recommended that approval is given to make minor amendments to the Cabinet approved LDP Review Report and Revised LDP Draft Delivery Agreement, as a result of key stakeholder consultation comments. These comments and proposed amendments are set out in section 4 below.

3.0 REASON FOR RECOMMENDATION

- 3.1 On 17th October (2019), Cabinet approved the content and conclusions of the Rhondda Cynon Taf LDP Review Report and Revised LDP Draft Delivery Agreement. The former concluded that a Revised LDP should be prepared, with the latter outlining the timetable and method of community involvement and engagement for this revised plan.
- 3.2 It was also approved that both documents be circulated to targeted stakeholder bodies in order to gain their formal comments on their content and conclusions. This report now sets out the comments received during this consultation, and the resulting necessary amendments.
- 3.3 Once approved, the amendments will be made to both documents, as set out in section 4 below, prior to seeking full Council approval of them.

4.0 CONSULTATION RESPONSES AND PROPOSED CHANGES

4.1 The following targeted key stakeholders were consulted on the Cabinet approved LDP Review Report and Revised LDP Draft Delivery Agreement, for 3 weeks from the 18th October to the 8th of November;

- Natural Resources Wales (NRW)
- Cadw
- Glamorgan Gwent Archaeological Trust
- Planning Inspectorate Wales
- Dwr Cymru/Welsh Water (DCWW)
- Western Power
- Wales and West Utilities
- Coal Authority
- Health Board
- National Grid

Ongoing discussions and consultation with Welsh Government also continued over this time.

4.2 **Comments received and proposed amendments to the LDP Review Report.**

4.3 **Proposed amendment 1;** NRW raised a small number of points with regards to the content of the Review Report. It requested that reference should be made in the appropriate section (3.3) to the fact that flood risk is a constraint to the Robertstown, former Cwm Colliery and Mwyndy Talbot Green Strategic Sites (as has been done for the former Phurnacite Plant). Notwithstanding this, they also propose that the recent permission for industrial and office units at Robertstown be referenced.

4.4 **Proposed amendment 2;** Although it is acknowledged in the Review Report that the list is not definitive, NRW request that additional topics be added to the evidence base requirement list in section 4.12.2. This relates to the need for an assessment of environmental constraints (to include topics such as the condition of nature conservation sites, protected species, water resources, air quality etc) and also a Green Infrastructure Assessment, as per PPW 10 requirements.

4.5 **Proposed amendment 3;** Reference to the recent planning permission for commercial uses at Robertstown will be included in an updated Review Report, along with other recent commercial permissions on the Strategic Site at Mwyndy/Talbot Green and the retail allocation on Land at Mill Street, Tonyrefail.

4.6 **Comments received and proposed amendments to the Revised LDP Draft Delivery Agreement.**

- 4.7 **Proposed amendment 4;** Continued discussion has taken place with Welsh Government officers since Cabinet Approval of both documents. The analysis of the draft timetable within the Draft Delivery Agreement indicated that some of the elements would need to be amended. This was in order to take further account of the rigid LDP manual requirement of 3.5 years preparation time from start to finish, including a specific 11 months period from submission to WG to its formal adoption. There are also local elections in May 2022 that had a significant bearing on identifying key consultation stages throughout the process.
- 4.8 Having considered all possible alternatives with WG, the only appropriate timetable revision was to delay the formal start of the preparation period of the plan from April 2020 to June 2020. However, this would mean an extension of just 1 month from the currently programmed timetable for its adoption, from November to December 2023. The key dates in the proposed amended timetable, as agreed with WG, would now be as follows;

Key Stage	Timescale
Definitive	
Delivery Agreement	August 2019 - Submission to Welsh Government May 2020
Commence Pre-deposit Preparation	June 2020
Preferred Strategy (Pre-Deposit) Consultation	August/September 2021
Deposit LDP Consultation	July /August 2022
Indicative	
Submit Revised LDP to the Welsh Government	January 2023
Independent Examination	May/ June 2023
Adoption	December 2023

- 4.9 Although it may appear that there is a somewhat unwanted delay in LDP plan preparation, the intervening period from now until June will be used constructively, allowing us to hit the ground running when we formally commence the revision of the LDP. The added time will ensure the necessary resources and support systems are in place and we can begin early procurement procedures for certain evidence base topics and set up appropriate officer and member groups/forums and other external representative groups.
- 4.10 **Proposed amendment 5;** Following internal consultation and clarification with the Cabinet Office and Public Relations team, it is proposed to amend the final part of paragraph 4.9.1 of the Draft Delivery Agreement, *deleting 'and will NOT respond directly to posts made on any of its platforms' to read 'which will be made clear on any related social media activity'*
- 4.11 DCWW have no specific comments to make on either the Delivery Agreement or the Review Report, other than to welcome the inclusion of the section within the Review Report on the recent implementation of Schedule 3 of the Flood and Water Management Act (2010) and welcome working with us on the LDP.

- 4.12 The Coal Authority have reviewed the documents and confirmed that they had no specific comments to make at this time and no objections to the general timetable proposed.
- 4.13 NRW also acknowledged the proposed timetable for plan preparation within the draft Delivery Agreement.

5.0 EQUALITY AND DIVERSITY IMPLICATIONS

- 5.1 An Equality Impact Assessment (EqIA) screening form has been prepared for the purpose of this report. It concluded that a full assessment is not required at this time.

6.0 CONSULTATION

- 6.1 Consultation has taken place with the key stakeholders as listed in section 4 above.

7.0 FINANCIAL IMPLICATION(S)

- 7.1 There are no direct financial implications associated with the proposed amendments to the LDP Review Report or the Revised LDP Draft Delivery Agreement.

8.0 LEGAL IMPLICATIONS OR LEGISLATION CONSIDERED

- 8.1 There are no legal implications associated with these proposed amendments to the LDP Review Report or the Revised LDP Draft Delivery Agreement.

9.0 LINKS TO THE COUNCILS CORPORATE PLAN/OTHER CORPORATE PRIORITIES/SIP

- 9.1 There are no direct links to the above in relation to the proposed amendments to the LDP Review Report or the Revised LDP Draft Delivery Agreement.

10.0 CONCLUSION

- 10.0 It is recommended that the 5 proposed amendments to the LDP Review Report and Revised LDP Draft Delivery Agreement, as set out in section 4 above, are agreed and made prior to seeking Full Council approval of their content and recommendations.