

Planning Committee

13 September 2019

Agenda item number 12

Consultation: Flood Risk Supplementary Planning Document (SPD)

Report by Planning Policy Officer

Summary

The Flood Risk Supplementary Planning Document (SPD) has been reviewed and updated to help interpret and implement the Broads Local Plan.

Recommendation

To endorse the draft Flood Risk SPD and recommend that the Authority approves the SPD for public consultation.

1. Introduction

- 1.1. Now that the Broads Local Plan is adopted, it is considered that some requirements or policies would benefit from supporting guides or Supplementary Planning Documents (SPDs) to help with their interpretation and implementation.
- 1.2. A guide and two Supplementary Planning Documents (SPDs) are presented to this meeting, with the intention that they will be published for public consultation and the final version of the documents adopted at a future meeting.
- 1.3. This SPD is about flood risk.
- 1.4. The Flood Risk SPD adopted in 2017 needs reviewing as the policy it is based around is no longer in place. We have also taken this opportunity to update and amend various parts of the SPD.

2. Supplementary Planning Documents (SPDs)

- 2.1. The NPPG says: 'Supplementary planning documents (SPDs) should build upon and provide more detailed advice or guidance on policies in an adopted local plan. As they do not form part of the development plan, they cannot introduce new planning policies into the development plan. They are however a material consideration in decision-making. They should not add unnecessarily to the financial burdens on development. Regulations 11 to 16 of the Town and Country Planning (Local Planning) (England) Regulations 2012 set out the requirements for producing Supplementary

Planning Documents. In exceptional circumstances a Strategic Environmental Assessment may be required when producing a Supplementary Planning Document.'

3. SEA Assessment

- 3.1. SPDs are required to be screened for impacts on the environment with the 'Consultation Bodies' of Natural England, Environment Agency and Historic England.
- 3.2. The Consultation Bodies were consulted on the screening, as set out in Appendix 1. Their responses are below.
 - a) **Historic England:** In terms of our area of interest, given the nature of the SPD and on the basis of the information provided in this consultation, we would concur with your assessment that the document is unlikely to result in any significant environmental effects and will simply provide additional guidance on existing Policies contained within an adopted Development Plan Document which has already been subject to a Sustainability Appraisal/SEA. As a result, we would advise that it is not necessary to undertake a Strategic Environmental Assessment of this particular SPD.
 - b) **Environment Agency:** we are satisfied that in itself the SPD will not have additional significant environment effects further than those assessed as part of the Local Plan. The SPD outlines the approach to take in order to comply with the Local Plan. Therefore, our view would be that the Flood Risk SPD does not require a specific SEA to be undertaken.
 - c) **Natural England:** I agree with your assessment, as set out in your email dated 1 July 2019, that a SEA is not required for the Broads Flood Risk SPD, and have cut and pasted the same response that we gave last time below. It is our advice, on the basis of the material supplied with the consultation, that, in so far as our strategic environmental interests are concerned (including but not limited to statutory designated sites, landscapes and protected species, geology and soils), that there are unlikely to be significant environmental effects from the proposed plan on sensitive sites that Natural England has a statutory duty to protect.
- 3.3. A full SEA has not been completed, reflecting the responses from the Consultation Bodies and the SEA screening at Appendix H of Appendix 1.

4. Consultation

- 4.1. It is proposed that the Broads Authority consults on the draft Flood Risk SPD, together with the other documents presented for consultation at this meeting, for a period of 8 weeks, likely to be from 27 September to 22 November.
- 4.2. We will log and respond to all representations on the draft SPD. Any changes to the SPD will also be logged. It is intended that the final draft SPD, together with

consultation responses to the consultation, will be presented to Planning Committee and subsequently to the Broads Authority for adoption.

Author: Natalie Beal

Date of report: 29 August 2019

[Broads Plan](#) objectives:

Appendix 1 – [Broads Flood Risk Supplementary Planning document](#)