

Penistone Neighbourhood
Development Plan



Decision Statement published pursuant to section 38A (9) and (10) Planning and Compulsory Purchase Act 2004 (as amended) and Regulations 19 and 20 of the Neighbourhood Planning (General) Regulations 2012 (as amended)

On 27 August 2019 Barnsley Metropolitan Borough Council resolved to make the Penistone Neighbourhood Development Plan under Section 38A (4) of the Planning and Compulsory Purchase Act 2004 (as amended) and in accordance with Regulation 19 of the Neighbourhood Planning (General) Regulations 2012. The Penistone Neighbourhood Development Plan now forms part of the Development Plan for Barnsley Metropolitan Borough Council.

Reasons for the decision:

Barnsley Metropolitan Borough Council appointed an independent examiner: Mr J Slater BA (Hons), DMS, MRTPI, to review whether the plan met the basic conditions required by legislation and whether the plan should proceed to referendum.

The Examiner's Report concluded that the plan meets the Basic Conditions and that subject to the modifications proposed in the report which are set out in the Penistone Neighbourhood Development Plan Decision Statement (dated 26 April 2019), the plan should proceed to a Referendum.

A referendum was held on 11th July 2019 and met the requirements of the Localism Act 2011; it was held in the Penistone Neighbourhood Area and posed the question:

'Do you want Barnsley Metropolitan Borough Council to use the Neighbourhood Plan for Penistone to help it decide planning applications in the neighbourhood area?'

89% of those who voted were in favour of the plan. In accordance with section 38A (4) of the Planning and Compulsory Purchase Act 2004 the Council is legally obliged to make the Plan as it has been through a successful referendum and does not breach, or would otherwise be incompatible with, any EU obligation or any of the Convention rights (within the meaning of the Human Rights Act 1998).

This decision can be viewed on the Barnsley Metropolitan Borough Council website at:

[Link to Penistone NDP webpage](#)

A paper copy can also be viewed at:

Penistone Library, High Street, Penistone, Sheffield, S36 6BR

The Library@The Lightbox, Barnsley

For further information contact Planning Policy on planningpolicy@barnsley.gov.uk or on 01226 772606.

Signed:

A handwritten signature in black ink, appearing to read 'J M Jenkinson'.

Joe Jenkinson, Head of Planning and Building Control, Barnsley Metropolitan Borough Council.

DATE 27 August 2019