General Conformity with the South East Plan

The Council’s response dated 12 May (MKC/1) to my question about general conformity with the South East Plan has been published. In the light of the recent judgment in the Court of Appeal on the Cala Homes (South) case (http://www.bailii.org/ew/cases/EWCA/Civ/2011/639.html), the Council is requested to give further consideration to the matter.

In particular:

i) is the Council satisfied that there is no conflict between the judgment and the submitted core strategy?

ii) in the light of the judgment, does the Council wish to expand on MKC/1, setting out more detail of its case that there is general conformity with the South East Plan?

iii) following on from the above and reflecting the issue I have already raised (Inspector’s Note ID/2), does the Council wish to put forward any changes to the core strategy, or a conformity statement to be read alongside it, in order to clarify the relationship with the South East Plan and its relevant policies? This would be advisable and it will be helpful to give an early indication about how this will be addressed.

Plan Period

Taking into account the likely date of adoption of the core strategy, the Council is requested to confirm how it wishes to respond to the advice in PPS12 and PPS3 about the time horizon of core strategies and the need to make provision for at least a 15-year housing supply from the date of adoption.

The fullest possible reply on these matters is requested from the Council by 27 June at the latest, together with its timetable for responding to the various issues raised in my note ID/2.

[end of note]