



Crawley Borough Council

Notification of Decisions

To: All Councillors

The decisions of the **Cabinet** held on **2 October 2024** are attached.

The Call-In period ends at noon on the 5th day following publication, namely noon on the Tuesday 8th October 2024.

The Call-In form is attached for your use if required. For further information please refer to the relevant sections of the [Constitution](#).

Yours faithfully

A handwritten signature in black ink, appearing to be "J. A. ...".

Chief Executive

Published on 3 October 2024

Item No.	Title	Decision
6.	Crawley Borough Local Plan 2023-2040	<p>RESOLVED</p> <p>That Full Council be recommended to adopted and published, the submitted Crawley Borough Local Plan 2023-2040 (May 2023) and Local Plan Map, amended to include all the Main Modifications recommended by the Planning Inspectors to make the Plan ‘sound’, together with other consequential and minor amendments as additional modifications, in accordance with Regulation 26 of the <i>Town and Country Planning (Local Planning) (England) Regulation 2012</i> and Section 23(2) and (3) of the <i>Planning and Compulsory Purchase Act 2004 (as amended by s112(3) of the Localism Act 2011)</i>, as set out in report PES/459.</p> <p>Reasons for the Recommendations</p> <p>a) National government guidance expects local planning authorities to produce up-to-date Local Plans for their areas over a 15-year timescale, setting out the strategic priorities for the area and showing how development needs will be met.</p> <p>b) The new Crawley Local Plan will ensure the town’s future development and infrastructure needs can be delivered to support the sustainable economic growth of the borough, within its accepted physical constraints, and whilst continuing to protect its important built and natural environmental assets.</p> <p>c) Substantial ‘early engagement’, a detailed technical evidence base undertaken throughout the Local Plan’s preparation, three periods of formal statutory consultation, and scrutiny through an independent Examination, has shaped a justifiable, robust and practical framework against which future development decisions can be made.</p> <p>d) Planning legislation requires local planning authorities to submit every development plan document, including Local Plans, to the Secretary of State for independent examination. Section 23 of the 2004 Act establishes the legislation pertinent to the adoption of local development documents. This confirms that where the person appointed to carry out the examination recommends modifications to make the Plan sound, the authority may adopt the document with main modifications and any additional modifications the</p>

		<p>authority considers necessary which would not materially affect the document; s23(4) confirms that the authority must not adopt a development plan document unless it is done in accordance with this clause. In order to become the council’s statutory Local Plan, it must be adopted by way of a Full Council Decision.</p> <p>e) The Inspectors’ Final Report was received by the council on 6 September 2024. This has been published on the council’s website and has been attached as an Appendix to this Cabinet Report (Appendix B). The Inspectors have found the Crawley Borough Local Plan 2024-2040 to be legally compliant and sound subject to a number of Main Modifications which are set out in the Final Inspectors’ Report. These Main Modifications have been made to the final version of the Crawley Borough Local Plan 2023-2040 (October 2024) which is to be considered alongside this Cabinet Report (Appendix A). Minor additional modifications have also been incorporated to ensure the Local Plan is up to date, factually correct and internally consistent. These are set out in a schedule (Appendix C). These are in addition to those which were published by the council alongside the Main Modifications consultation.</p>
<p>8.</p>	<p>Tilgate Youth Centre Redevelopment - Approval of Scheme Budget and Authority to Appoint a Contractor</p>	<p><i>Exempt Paragraph 3</i> <i>Information relating to the financial or business affairs of any particular person (including the authority holding that information)</i></p> <p>RESOLVED</p> <p>That the Cabinet:</p> <p>a) delegates authority to the Head of Crawley Homes and the Chief Executive, in consultation with the Leader, for the appointment of a building contractor at the Tilgate Youth Centre site, using a suitable building contract following an appropriate procurement process, subject to planning permission being granted. <i>(Generic Delegation 3 will be used to enact this recommendation).</i></p> <p>b) delegates the negotiation, approval and completion of all relevant documentation, including legal paperwork, to the Head of Crawley Homes, in consultation with the Head of Governance, People and Performance and the Head of Corporate Finance. <i>(Generic Delegations 2 & 3 will be used to enact this recommendation).</i></p>

		<p>That Full Council be recommended to approve the proposed scheme’s budget - stated under sections 6.7 and 6.12 within the report, which includes approving the appropriation of land from the General Fund to the Housing Revenue Account at a value of £175,000 (as identified in 7.5) - for the delivery of six affordable residential units (flats) at the Tilgate Youth Centre site, Shackleton Road</p> <p>Reasons for Recommendations</p> <p>a. With its obligation to satisfy housing demand in the borough, and its statutory duty towards its residents that are in housing need - who cannot afford to buy or rent on the private market, the Council is required to pursue the development of new affordable housing in order to meet this demand.</p> <p>b. Despite the constraints which accompany the site, it is considered to be highly suitable for low-density residential development within a well-established neighbourhood setting.</p> <p>c. If developed, the site would also become home to the Council’s third ‘own build’, fully certified Passivhaus scheme – joining the likes of previously delivered schemes at Gales Place, Three Bridges, and Dobbins Place, Ifield West, whilst maintaining the Council’s drive to reach (carbon emissions) net zero by 2040.</p> <p>d. In addition to the above, the introduction of further homes designed and built to Passivhaus standards will help drive up energy efficiency, while significantly lowering energy bills for occupants – many of whom may have experienced fuel poverty during previous tenancies.</p>
<p>9.</p>	<p>Housing Acquisitions and Future Delivery</p>	<p><i>Exempt Paragraph 3</i> <i>Information relating to the financial or business affairs of any particular person (including the authority holding that information)</i></p> <p>RESOLVED</p> <p>That the Cabinet:</p> <p>a) delegates the negotiation, approval and completion of all relevant documentation, including legal paperwork</p>

necessary to secure the required market acquisitions to the Head of Crawley Homes, Head of Governance, People and Performance, Head of Corporate Finance, in consultation with the Leader of the Council and the Cabinet Member for Housing.

(Generic Delegations 2 & 3 will be used to enact this recommendation)

- b) authorises the Head of Strategic Housing Services in consultation with the Head of Corporate Finance to complete the necessary allocations for the LAHF funding received.

That Full Council to recommended to approve the uplift to the Crawley Homes Acquisitions Budget from available funding sources as detailed in sections 5.9 (use of S106 monies) and 5.10 (10% contingency) and 5.11 (summary of budget requirement) of report CH/210, for the purposes of securing additional affordable housing in order to satisfy the housing requirements that meets the objectives of the LAHF funding allocation.

Reasons for the Recommendations

- a) The LAHF funding allocation is aimed at addressing specific housing needs in the borough, most of which relates to expanding the Council's temporary accommodation housing stock, along with the need to provide a quota with more secure tenancies, and it is this specific quota that can be better addressed through the expansion of Crawley Homes housing stock, with this report seeking the necessary budget to satisfy this particular LAHF requirement.
- b) The LAHF fund is aimed at achieving additional affordable housing, beyond that which is already being delivered through the affordable housing development programme, whereby this is to be achieved through sourcing the appropriate properties from the market, which is largely subsidised by the LAHF funding allocation, but requires a supporting budget to enable this funding allocation to be utilised.

FORM OF NOTIFICATION OF SUPPORT FOR CALL-IN

Any councillor of the Council calling in a decision must then obtain, within the five working days following the Call-In, the support of three other councillors.

In order to ensure that Call-In is not abused, nor causes unreasonable delay, the following requirements must be fully satisfied before a matter will be considered for Call-In:

- a) At least four councillors (one of which will be the named signatory) must request Call-In of the decision. Failure to obtain the support of three other councillors within this period will mean that the original decision will stand, on the sixth day, the decision will be implemented.
- b) The request for Call-In must specify the reason for the Call-In and provide evidence which demonstrates the alleged breach of at least one principle of decision making.
- c) The request for Call-In must be received by the Monitoring Officer by 12 noon on the fifth day following publication of the decision. The request for Call-In should either be submitted:
 - In hard copy: including the signatures of the councillor requesting the Call-In and those councillors supporting the Call-In.
 - Electronically: to democratic.services@ Crawley.gov.uk. The councillor requesting the Call-In must submit the form and each councillor supporting the Call-In must send an email in support. All emails must be sent from the councillors' individual Crawley Borough Council email addresses.
- d) The decision for which Call-In is requested must not have been subject to a prior Call-In request.
- e) Should the proposed Call-In decision have been considered by the Commission, the justification must also explain why the councillor requesting the Call-In is of the view that, either:
 - The Commission did **not fully** scrutinise the decision in advance of it being taken; or
 - The views of the Commission were **not fully** considered or addressed by the Cabinet in their decision making.

Decision being called in (including item no.)	Which provisions have been breached and how?

Signatories

1. Signature of councillor calling in the decision

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Name in capitals

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2. Signature of councillor supporting the Call-In

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Name in capitals

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3. Signature of councillor supporting the Call-In

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Name in capitals

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4. Signature of councillor supporting the Call-In

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Name in capitals

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