

## CLIFTON NEIGHBOURHOOD FORUM

### TOWN AND COUNTRY PLANNING ACT 1990 SECTION 61(F) and (G) (as amended)

### NEIGHBOURHOOD PLANNING (GENERAL) REGULATIONS 2012 REGULATIONS 5 and 8

#### STATEMENT OF COMPLIANCE

1. As required under the Town and Country Planning Act 1990 (“the Act”) and Neighbourhood Planning (General) Regulations 2012 (“the Regulations”), the proposed Clifton Neighbourhood Forum (“the Forum”) will comply with sections 61(F) and 61(G) as set out hereinafter:

#### Area covered by the Forum

2. A map showing the area covered by the Forum is attached as **Appendix 1**. This area is not included either wholly or partially by the area of any parish council (Section 61(F) of the Act.

#### Conditions required under Section 61(F) of the Act

3. A copy of the Forum’s Constitution is attached as **Appendix 2**.
4. The Forum meets the requirements of Section 61(F) of the Act because:
  - 4.1. It is established for *“the express purpose of promoting or improving the social, economic and environmental well-being of an area that consists of or includes the neighbourhood area concerned (whether or not it is also established for the express purpose of promoting the carrying on of trades, professions or other businesses in such an area)”* [Section 61(F)(5)(a)]. This is set out in paragraph **Objects** of the Forum’s Constitution at **Appendix 2**.
  - 4.2. Forum membership is open to:
    - 4.2.1. *“Individuals who live in the neighbourhood area concerned”* [Section 61(F)(5)(b)(i)]. This is set out in the **Membership** section of the Forum’s Constitution at **Appendix 2**.
    - 4.2.2. *“Individuals who work there (whether for businesses carried on there or otherwise)”* [Section 61(F)(5)(b)(ii)]. This is also set out in the **Membership** section of the Forum’s Constitution at **Appendix 2**.
    - 4.2.3. *“individuals who are elected members of a county council, district council or London borough council any of whose area falls within the neighbourhood area concerned”* [Section 61(F)(5)(b)(iii)]. This is set out in the **Membership** section of the Forum’s Constitution at **Appendix 2**.

4.3. As set out in the **Membership** section of the Forum's Constitution at **Appendix 2**, the Forum's membership will include a minimum of 21 individuals each of whom:

- i. The Clifton Neighbourhood Forum will comprise at least 21 individuals who live or work in the Clifton Neighbourhood Area (In accordance with attached map) or who are elected members of a county council, district council or London borough council, any of whose area falls within the Clifton Neighbourhood Area (In accordance with attached map).
- ii. Membership is open to individuals who live or work in the Clifton Neighbourhood Area (In accordance with attached map). It is also open to individuals representing their own businesses 'based' in the area, also those who are local elected members of a county council, district council, central government representing the forum community i.e. those whose area falls within the Clifton Neighbourhood Area (In accordance with attached map).
- iii. Membership shall be drawn from all different parts of the Clifton Neighbourhood Area (In accordance with attached map) and different sections of the community in the Clifton Neighbourhood Area (In accordance with attached map).
- iv. Associate Membership may also occur where people live outside the boundaries of the Clifton Neighbourhood Area. This will only be allowed where the individuals concerned live in an area that is directly affected by the development but must live within a one-mile radius of the Clifton Neighbourhood Forum designated area. Associate members may participate in all the Forums activities; however, they will have no voting rights.

In addition:

- v. Businesses with an interest in the Area can become Associate Members of the Forum, can attend meetings, including the AGM, can volunteer for the Forum and receive Forum mailings but cannot vote at the AGM.
- vi. Community and voluntary organisations and public services operating in and serving the Area can send representatives to meetings as above and receive mailings and other publicity but cannot vote at any meetings.

as required by Section 61(F)(5)(c) of the Act.

4.4. The Forum has a written constitution as required by Section 61(F)(5)(d) of the Act. A copy of the Forum's Constitution is attached as **Appendix 2**.

5. The Forum meets the requirements of Section 61(F)(7)(a)(i) of the Act because:

5.1. It has secured that its membership includes at least one individual falling within Section 61(F)(5)(b) of the Act. This has been achieved through 3 public meetings, the establishment of a specific Forum website, a specific Forum Facebook page and leaflet drops in the area proposed to be covered by the Forum.

5.2. Its membership is drawn from different places in the neighbourhood area concerned and from different sections of the community in that area, and

5.3. Its purpose reflects (in general terms) the character of that area.

#### **Conditions Required by the Regulation 5 of the Regulations**

6. The Forum meets the requirements of Regulation 5 of the Regulations because:

6.1. The Forum has submitted a map which identifies the area to which the area application relates. A map showing the area covered by the Forum is attached as **Appendix 1 [Regulation 5(1) ((a))]**.

6.2. This area is concerned to be appropriate to be designated as a neighbourhood area because:

6.2.1. There is no parish council for the area in question.

6.2.2. The area is affected by the proposals set out in the draft Calderdale Local Plan.

6.2.3. Membership of the Forum is drawn from those living or working or having a sufficient interest in the area, as set out in in paragraph 6(a) of the Forum's Constitution at **Appendix 2**.

as per the requirements of Regulation 5(1) (a).

6.3. The Forum is a "relevant body" for the purposes of section 61G(2)(b) of the Act because it is an organisation or body which is, or is capable of being, designated as a neighbourhood forum as it meets the conditions of section 61(F) of the Act as set out above.

#### **Conditions Required by the Regulation 8 of the Regulations**

7. The Forum meets the requirements of Regulation 8 of the Regulations because:

7.1. Its application includes the name of the proposed neighbourhood forum as required by Regulation 8(a). This is set out paragraph 1 of the Forum's Constitution at **Appendix 2**.

7.2. Its application includes a copy of the written constitution of the proposed neighbourhood forum required by Regulation 8(b). A further copy of the Forum's Constitution is at **Appendix 2**.

7.3. Its application includes the name of the neighbourhood area to which the application relates and a map which identifies the area, as required by Regulation 8(c).

- 7.4. Its application includes the contact details of at least one member of the proposed neighbourhood forum to be made public under regulations 9 and 10 of the Regulations as required by Regulation 8(d).
  - 7.5. The Forum has provided a statement which explains how the proposed neighbourhood forum meets the conditions contained in section 61F(5) of the Act. This is set out above
8. The Forum hereby requests that Calderdale Council formally recognises the status of the Clifton Neighbourhood Forum and designates it as a Neighbourhood Forum for the area requested in accordance with the Act and the Regulations.