

BASIC CONDITIONS STATEMENT
EGLINGHAM NEIGHBOURHOOD PLAN
(SUBMISSION VERSION 2024 – 2036)

January 2024

Eglington Neighbourhood Plan – Basic Conditions Statement – Jan 2024

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1.0 Introduction

1.1 This Basic Conditions Statement sets out how the Eglingham Neighbourhood Plan has been prepared in accordance with the Neighbourhood Planning (General) Regulations 2012 (as amended), hereafter referred to as ‘the Regulations’, and how the basic conditions have been met as prescribed by Paragraph 8 of Schedule 4B to the Town and Country Planning Act 1990 (as amended) (the 1990 Act). The statement has been prepared by Eglingham Parish Council as the qualifying body for the designated neighbourhood plan area and is submitted alongside the submission version of the Eglingham Neighbourhood Plan, the Consultation Statement, and other submission documents as set out below.

2.0 Submission Documents

2.1 All the documents required by part 5, paragraph 15 of the Neighbourhood Planning (General) Regulations 2012 (as amended) are submitted with the Eglingham Neighbourhood Plan. Those submission documents consist of the following:

i) The proposed neighbourhood development plan

2.2 The Eglingham Neighbourhood Plan (Submission Version 2024 – 2036) is submitted along with this statement.

ii) A map or statement which identifies the area to which the proposed neighbourhood development plan relates

2.3 A Policies Map is submitted with the neighbourhood plan, showing detail in relation to relevant policies in the Plan. The Policies Map was produced by Northumberland County Council for the Parish Council. It is considered that the maps included within the Neighbourhood Plan give enough clarity to give accurate context to the policies contained in the Plan.

2.4 The Policies Map covers the Neighbourhood Area and identifies sites in relation to specific policies:

- Area of High Landscape Value
- Local Green Spaces in Eglingham and South Charlton
- Settlement Boundaries for Eglingham and South Charlton
- Community Facilities
- Non-Designated Heritage Assets
- Conservation Area boundary for Eglingham
- Coastal Mitigation areas (7km/10km from the coast)

iii) A Consultation Statement

2.5 A Consultation Statement is submitted with the Plan, which details the consultation that was carried out throughout the development of the Plan and how this consultation informed the development of policies in the Plan. The document contains details of the persons and bodies consulted about the neighbourhood plan; it also explains how they were consulted. The appendices cover in detail the consultation process and Appendix G contains a full list of responses made by people and organisations who were consulted at the Regulation 14 stage. It also sets out how these concerns have been subsequently addressed in policies and changes to policies in the neighbourhood plan.

iv) A statement explaining how the proposed neighbourhood development plan meets the requirements of paragraph 8(2) of Schedule 4B to the 1990 Act as applied to neighbourhood plans by section 38A of the Planning and Compulsory Purchase Act; (otherwise known as

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the Basic Conditions statement)

- 2.6 This statement is the Basic Conditions statement. The basic conditions are identified in part 4 of this statement.

v) An environmental report prepared in accordance with paragraphs (2) and (3) of regulation 12 of the Environmental Assessment of Plans and Programmes Regulations 2004; or where it has been determined under regulation 9(1) of those Regulations that the plan proposal is unlikely to have significant environmental effects (and, accordingly, does not require an environmental assessment), a statement of reasons for that determination.

- 2.7 A screening opinion was sought from Northumberland County Council during the Plan preparation period. The Eglingham Neighbourhood Plan was screened 'in' and so a full Strategic Environmental Assessment was produced by AECOM, the government appointed consultants for neighbourhood planning specialist support. This SEA was updated following amendments to the Plan made following the Regulation 14 consultation. All these screening opinions and updates are included in the list of submission documents.

- 2.8 A screening opinion was also sought under the Habitats Regulations as to whether an Appropriate Assessment would be required. It was concluded that an Appropriate Assessment would not be required subject to some alterations to wording in the Plan. Following the Regulation 14 consultation, a further opinion was sought as to whether an Appropriate Assessment would be required and it was again concluded that it would not. A copy of both screening opinions and the final updated Environmental Report are submitted with the Plan.

3.0 Legislative Requirements

- 3.1 Legislative Requirements are set out in the Localism Act (2011), the Town and Country Planning Act (as applied to neighbourhood plans by section 38A and 38B of the Planning and Compulsory Purchase Act) and the Neighbourhood Planning (General) Regulations 2012 (as amended). Each requirement is addressed as follows:

i) The draft Plan is Being Submitted by a qualifying body

- 3.2 This submission draft Plan is submitted by Eglingham Parish Council who are the qualifying body. The Plan has been prepared by the Eglingham Neighbourhood Plan Steering Group, which was given delegated authority by the Parish Council to produce the Plan. Regular feedback to the Parish Council has taken place, and the Chair of the Steering Group was Mr. David Biesterfeld who was at all times in regular communication with the Chair of the Parish Council.

- 3.3 The Parish of Eglingham (forming the Plan area for the Eglingham Neighbourhood Plan) is entirely within the Northumberland County area. A Neighbourhood Area application was submitted under the Neighbourhood Planning Regulations 2012 (part 2 section 6) to Northumberland County Council who approved the application on 31st May 2019.

- 3.4 Copies of the Neighbourhood Area designation documents are available on the Northumberland County Council website.

- 3.5 The Parish of Eglingham was therefore designated as a Neighbourhood Area for the purposes of section 61(G) of the 1990 Act.

ii) What is being proposed is a neighbourhood development plan

- 3.6 The Eglingham Neighbourhood Plan contains policies that relate to planning matters (the use and development of land) and has been prepared in accordance with the statutory requirements and processes set out in the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Planning Regulations 2012 (as amended).

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iii) The proposed neighbourhood plan states the period for which it is to have effect

3.7 The draft Plan identifies a 13-year period to which it relates: 2024 to 2036. This timescale is designed to fit in with the timescales set out in the Northumberland Local Plan which was adopted in March 2022.

iv) The neighbourhood plan does not deal with excluded development such as strategic county matters (mineral extraction and waste development), nationally significant infrastructure or any other matters set out in Section 61K of the Town and Country Planning Act 1990.

3.8 None of the policies in the Plan relate to excluded development.

v) The proposed neighbourhood plan does not relate to more than one neighbourhood area and there are no other neighbourhood development plans in place within the neighbourhood area.

3.9 The Plan relates to the Eglingham Parish Neighbourhood Area, which is the designated neighbourhood area consisting of the Parish of Eglingham. The Plan does not contain policies or proposals that relate to any other area. There are no other neighbourhood plans relating to this designated neighbourhood area.

vi) The Neighbourhood Development Plan only contains policies relating to the development and use of land.

3.10 The Plan contains policies relating to the development and use of land. Other proposals that are not related to the development that have been raised by the local community in response to consultations may be considered separately by the Parish Council but these matters are not covered in this Neighbourhood Plan.

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4.0 Basic Conditions

4.1 A Neighbourhood Plan will be considered to have met the Basic Conditions if:

1. Having appropriate regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood development plan;
2. The ‘making’ of the neighbourhood plan contributes to the achievement of sustainable development;
3. The ‘making’ of the neighbourhood plan is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area);
4. The ‘making’ of the neighbourhood plan does not breach, and is otherwise compatible with, retained EU obligations as incorporated into UK law. There are 4 directives that may be of particular relevance to neighbourhood planning: Directive 2001/43/EC on the assessment of the effects of certain plans and programmes on the environment (often referred to as the Strategic Environmental Assessment (SEA) Directive); Directive 2011/92/EU on the assessment of the effects of certain public and private projects on the environment (often referred to as the Environmental Impact Assessment (EIA) Directive); Directive 92/43/EEC on the conservation of natural habitats and of wild fauna and flora Directive 2009/147/EC on the conservation of wild birds (often referred to as the Habitats and Wild Birds Directives respectively).
5. Prescribed conditions are met in relation to the plan and prescribed matters have been complied with in connection with the proposal for the neighbourhood plan. The following prescribed condition relates to neighbourhood plans: Regulation 32 of the Neighbourhood Planning (General) Regulations 2012 (as amended) sets out a further Basic condition in addition to those set out in primary legislation. That the making of the neighbourhood plan is not likely to have a significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2012) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats etc.) Regulations 2007) (either alone or in combination with other plans or projects). (See Schedule 2 of the Neighbourhood Planning (General) Regulations 2012 (as amended)).

4.2 The Eglingham Neighbourhood Plan will be assessed against each of the identified basic conditions above:

Basic Condition 1: Having appropriate regard to national policies and advice contained in guidance issued by the Secretary of State, it is appropriate to make the neighbourhood development plan.

4.3 National Planning Practice Guidance states (Paragraph: 070 Reference ID: 41-070-20190509):

‘A qualifying body is advised to set out in its basic conditions statement how they have had regard to national policy and considered whether a particular policy is or is not relevant. A qualifying body is encouraged to set out the particular national policies that it has considered, and how the policies in a draft neighbourhood plan or the development proposals in an Order take account of national policy and advice.’

4.4 How the Eglingham Neighbourhood Plan has regard to national policies and advice contained in guidance issued by the Secretary of State is contained in Table 1 which sets out those particular national policies and guidance in the NPPF that have a bearing on policies in the submission Eglingham Neighbourhood Plan.

Basic Condition 2: The ‘making’ of the neighbourhood plan contributes to the achievement of Sustainable Development

4.5 The meaning of ‘sustainable development’ in this context is set out in paragraph 8 of the NPPF. Paragraph 8 identifies three objectives (economic objectives, social objectives and environmental objectives), the combination of which, contribute to the achievement of sustainable development.

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The objective of sustainable development can be summarised as ‘meeting the needs of the present without compromising the ability of future generations to meet their own needs’.¹

- 4.6 There are several objectives set out in the Eglingham Neighbourhood Plan, the combination of which contribute to the delivery of ‘sustainable development’. These objectives cover three main themes: Objective 1 is about ‘Sense of Place’ and seeks to direct the location of development to suitable areas and encourage high quality design in new development whilst maintaining the character of special landscapes and historic places in the Plan Area. Objective 2 is about ‘Environment, Biodiversity and Climate Change’ and focuses on the importance of biodiversity, landscapes and reducing carbon emissions without damaging the area’s most important assets. Objective 3 is about ‘Community Facilities’ and seeks to protect, maintain and improve community and recreational facilities in the Plan Area for the benefit of residents and visitors.
- 4.7 The Plan contains 10 policies, which in combination, seek to deliver the vision and objectives, as well as addressing the three areas of sustainable development identified in the NPPF, delivering economic objectives, social objectives and environmental objectives. How the policies deliver these objectives is summarised below:

Economic Objectives

NPPF Para 8: ‘to help build a strong, responsive and competitive economy, by ensuring that sufficient land of the right types is available in the right places and at the right time to support growth, innovation and improved productivity; and by identifying and coordinating the provision of infrastructure’ [para 8 NPPF]

- 4.8 Policy 7 supports community facilities, one of which is also a local business. Maintaining a strong community and a healthy environment will have knock-on benefits for the local economy

Social Objectives:

NPPF Para 8: ‘to support strong, vibrant and healthy communities, by ensuring that a sufficient number and range of homes can be provided to meet the needs of present and future generations; and by fostering a well-designed and safe built environment, with accessible services and open spaces that reflect current and future needs and support communities’ health, social and cultural well-being’

- 4.9 Policy 1 supports the delivery of new development within the settlement boundaries of Eglingham and South Charlton. The delivery of a small amount of new housing in the neighbourhood area will benefit the local community and the support for rural exception sites further seeks to deliver housing for an identified local need.
- 4.10 Policy 7 supports the retention and enhancement of community facilities and identifies places that are of value to the community whilst Policy 4 identifies a number of Local Green Spaces that are of specific value to the community.

Environmental Objectives:

NPPF Para 8: ‘to contribute to protecting and enhancing our natural, built and historic environment; including making effective use of land; helping to improve biodiversity, using natural resources prudently, minimising waste and pollution and mitigating and adapting to climate change including moving to a low carbon economy.’

- 4.11 Most of the policies in the plan have an environmental objective: Policies 2, 3, 4, 5, 6, 8, 9 and 10 are all designed to meet environmental objectives. Policies 8, 9 and 10 are specifically related to biodiversity and protected species and habitats in the Plan Area. Policy 5 is about

¹ Resolution 42/187 of the United Nations General Assembly – referred in paragraph 7 of the NPPF

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landscape, and identifies an Area of High Landscape Value which covers most of the Plan Area.

- 4.12 Other policies are specifically related to the historic environment, in particular Policy 3 which seeks to identify a set of criteria which will help conserve and enhance the Eglingham Conservation Area, and Policy 6 which identifies a set of non-designated heritage assets in the Plan Area, in effect creating a Local List.
- 4.13 In combination, it is considered that this Plan will contribute to the achievement of sustainable development as defined in the NPPF and the Plan therefore meets the second Basic Condition. Table 1 further assesses each policy in the Plan against the objective of delivering sustainable development.

Basic Condition 3: That the Neighbourhood Plan is in General Conformity with Strategic Local Policy

- 4.14 The Eglingham Neighbourhood Plan area lies entirely within Northumberland County Council. On 31st March 2022, the County Council adopted the Northumberland Local Plan (NLP). This Plan contains strategic and non-strategic policies. A list of strategic policies is provided in Appendix A.
- 4.15 The neighbourhood plan must be in ‘general conformity’ with strategic policy. Paragraph 074² of the National Planning Practice Guidance explains what is meant by ‘general conformity’:
- ‘When considering whether a policy is in general conformity a qualifying body, independent examiner, or local planning authority, should consider the following:
- *whether the neighbourhood plan policy or development proposal supports and upholds the general principle that the strategic policy is concerned with.*
 - *the degree, if any, of conflict between the draft neighbourhood plan policy or development proposal and the strategic policy.*
 - *whether the draft neighbourhood plan policy or development proposal provides an additional level of detail and/or a distinct local approach to that set out in the strategic policy without undermining that policy.*
 - *the rationale for the approach taken in the draft neighbourhood plan and the evidence to justify that approach.’*
- 4.16 The Eglingham Neighbourhood Plan is only required to be in conformity with strategic policies. In this Basic Conditions Statement each policy in the plan has been tested against the relevant strategic policies in the Northumberland Local Plan and is set out in detail in Table 1. Policies in the neighbourhood plan are also tested against national planning policy and practice guidance as set out in the NPPF.
- 4.17 The conclusions in Table 1 confirm that the Eglingham Neighbourhood Plan meets the basic conditions in all areas. There are no areas of conflict with existing or strategic policy in the NLP. The policies in the Eglingham Neighbourhood Plan give a level of local specificity to strategic policies which is appropriate to planning at a neighbourhood level.

² (Reference ID: 41-074- 20140306)

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Table 1: Policies in the submission Eglingham Neighbourhood Plan tested against Basic Conditions 1, 2 and 3.

Policy 1: Settlement Boundaries for the villages of Eglingham and South Charlton		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
This policy identifies a settlement boundary for the villages of Eglingham and South Charlton within which there is a presumption in favour of sustainable development. Land outside the settlement boundary is to be treated as open countryside for planning purposes. The policy supports the delivery of rural exceptions sites on the edge of villages where appropriate.	This policy contributes to the achievement of sustainable development by seeking to preserve the beauty of the countryside in the Neighbourhood Area whilst supporting the provision of housing in the most appropriate locations (within the settlement boundaries unless exceptions apply as set out in national planning policy).	Proposed policy 1 is in conformity with the NLP, which specifically allows Neighbourhood Areas to define their own settlement boundaries. The settlement boundary includes land where new housing applications have been permitted in the recent past. The Council have confirmed that there is no need to provide further housing in the Neighbourhood Area as the housing requirement has been met by existing commitments and developments.

Policy 2: High Quality and Sustainable Design		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
This policy supports good design in new housing development and has regard to national planning	This policy contributes to the achievement of sustainable	There are no strategic design policies in the NLP.

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<p>policy. The policy is broad ranging, and covers design, sustainability, biodiversity and amenity. The plan incorporates an Appendix which sets out the most relevant design considerations in the Neighbourhood Area and this is based on a Design Code that was drafted by consultants (AECOM).</p> <p>Chapter 12 of the NPPF is about achieving well-designed and beautiful places. The proposed policy does not conflict with any of the principles set out in that chapter.</p>	<p>development by seeking to deliver sustainable and high-quality design, protect amenity for residents, and deliver biodiversity/landscaping and other benefits.</p>	
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Policy 3: Eglingham Village Conservation Area		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
<p>This policy seeks to set out clearly how future development proposals can preserve or enhance the character or appearance of the Eglingham Conservation Area. Chapter 15 of the NPPF is about conserving and enhancing the historic environment. Paragraph 196 states that plans should set out a positive strategy for the conservation and enjoyment of the historic environment taking into account the desirability of new development making a positive contribution to local character and distinctiveness. Policy 3</p>	<p>This policy contributes to the achievement of sustainable development by seeking to conserve the local historic environment; this delivers benefits for residents, businesses and the environment.</p>	<p>Proposed policy 3 is in general conformity with the NLP, and in particular with strategic Policy ENV1 (Approaches to assessing the impact of development on the natural, historic and built environment).</p>

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<p>specifically identifies significance of the Eglingham Conservation Area and provides a set of criteria which aim to improve the character and appearance of the Conservation Area. It is consistent with national planning policy and relevant legislation set out in the Acts that relate to the historic environment.</p>		
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Policy 4: Local Green Spaces		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022):
<p>Policy 4 identifies 16 Local Green Spaces in the Neighbourhood Area. Some of these spaces are in the village of Eglingham, and some are in South Charlton. NPPF paragraph 105 gives local communities the opportunity to identify areas as Local Green Space, providing that the green space is in reasonably close proximity to the community it serves, and is demonstrably special to the local community and holds a particular local significance, for example because of its beauty, historic significance, recreational value (including as a playing field), tranquillity or richness of its wildlife and where it is local in character and not an extensive tract of land. The Local Green Spaces identified in this Neighbourhood Plan meet the requirements set out above, and evidence is provided to demonstrate that in the form of background evidence papers. The policy states that the management of the Local Green Spaces should be consistent with those for green belts, as set out in NPPF paragraph 107.</p>	<p>The provision and retention of Local Green Spaces contributes to the achievement of sustainable development. The spaces identified are highly valued by the local community – some for recreational value, some for biodiversity value, and some for historic interest.</p> <p>The areas identified are important to sustain a vibrant and healthy community and their designation is consistent with the principles of sustainable development.</p>	<p>The policy is in general conformity with strategic policy in the NLP. Only Neighbourhood Plans can designate Local Green Space, so there is no equivalent strategic policy, although the NLP Policy STP6 (Green Infrastructure) does support the protection, improvement and extension of Northumberland’s green infrastructure, and Policy INF5 identifies a number of green spaces in Eglingham which are also identified as Local Green Spaces.</p>

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Policy 5: Area of High Landscape Value		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
<p>Policy 5 identifies an Area of High Landscape Value, based on robust evidence commissioned by the Parish Council. The policy further identifies what features contribute to the significance of the landscape. Paragraph 180 of the NPPF states that planning policies and decisions should contribute to and enhance the natural and local environment by <i>inter alia</i> protecting and enhancing valued landscapes and recognising the intrinsic character and beauty of the countryside. This policy identifies an area and seeks to be specific about what the special qualities of the landscape are.</p>	<p>This policy contributes to the achievement of sustainable development by seeking to preserve and enhance a locally valued landscape.</p>	<p>Policy ENV3 in the NLP is specifically about landscape but is not identified as a strategic policy. In any event, the proposed Policy 5 would not conflict with this policy, as it merely seeks to provide a locally specific element to the existing policy approach, by identifying a valued landscape.</p>

Policy 6: Non-designated heritage assets and Areas of Archaeological Interest		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
<p>This policy seeks to identify and conserve non-designated heritage assets above and below ground. Chapter 16 of the NPPF is about conserving and enhancing the historic environment.</p>	<p>This policy contributes to the achievement of sustainable development by seeking to conserve the local historic environment; this delivers benefits for residents, businesses and the environment.</p>	<p>Proposed Policy 6 is in general conformity with the NLP, and in particular with strategic Policy ENV1 (Approaches to assessing the impact of development on the natural, historic and built environment).</p>

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<p>Paragraph 209 sets out the approach to determining planning applications affecting non-designated heritage assets. Policy 6 identifies NDHAs and areas of Archaeological Interest, the detail of which is set out at the end of the Plan. The policy sets out the approach to be taken when determining planning applications, both of which have regard to national planning policy set out in Chapter 16.</p>		
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Policy 7: Community and Recreational Facilities		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy): Northumberland Local Plan (2022)
<p>Chapter 8 of the NPPF is about promoting healthy and safe communities. Paragraph 92 states that planning policies should plan positively for the provision and use of shared spaces, community facilities (such as local shops, meeting places, sports venues, open space, cultural buildings, public houses and places of worship) and other local services to enhance the sustainability of communities and residential environments. Part c) of paragraph 97 states that planning policies should guard against the unnecessary loss of valued facilities and services, particularly where this would reduce the community’s ability to meet its day-to-day needs. Some of the facilities identified within Policy 7 are essential for people in</p>	<p>This policy seeks to deliver sustainable development with an emphasis on local communities. The policy supports the retention of a list of identified community facilities and is pro-active in supporting the enhancement of the identified facilities. This policy approach contributes to the achievement of sustainable development.</p> <p>This policy delivers social and environmental objectives whilst also supporting local business.</p>	<p>There are no strategic policies in relation to community facilities in the NLP. Policy INF2 is about community services and facilities but is not identified as ‘strategic’.</p> <p>Policy INF 5 is about open space and facilities for sport and recreation. It is not identified as a strategic policy.</p>

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<p>the Neighbourhood Area to meet their day-to-day needs.</p> <p>This policy is in conformity with the aims set out in the NPPF with regard to community and recreational facilities. It is locally specific and identifies those facilities that are particularly valued in the community.</p>		
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Policy 8: Habitats and Species		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
<p>This policy supports the preservation and restoration of a number of priority habitats in the Plan Area. The plan identifies which priority habitats are of importance, giving the policy a level of local specificity that is appropriate to neighbourhood planning. The policy also seeks to deliver net-gain for biodiversity.</p> <p>Policy 8 is in conformity with NPPF policy with regard to biodiversity and wildlife and the government’s aims to improve biodiversity generally as set out in emerging legislation.</p>	<p>This policy contributes to the achievement of sustainable development by seeking to deliver net-gain for biodiversity, and supporting enhancement to existing wildlife habitats. It also supports objectives with regard to health and economic objectives on which wildlife and biodiversity have a bearing.</p>	<p>Proposed policy 8 reflects the approach taken in the NLP generally with regard to biodiversity. Policy ENV2 which covers biodiversity and geodiversity is identified as a strategic policy.</p>

Policy 9: Coastal Mitigation Service

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Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
Policy 6 is in conformity with national planning policy and planning practice guidance. This policy was incorporated to satisfy requirements set out in the HRA screening and SEA screening.	This policy contributes to the achievement of sustainable development by seeking to ensure relevant mitigation is secured where relevant to protect internationally designated sites.	Proposed policy 9 does not conflict with strategic policies set out in the NLP and was inserted at the request of the County Council Ecologist as a stand-alone policy.

Policy 10: River Tweed SAC		
Basic Condition 1 (having regard to National Planning policy and Practice)	Basic Condition 2 (contributing to the achievement of sustainable development)	Basic Condition 3 (general conformity with strategic planning policy) Northumberland Local Plan (2022)
Policy 10 is in conformity with national planning policy and planning practice guidance. This policy was added following the Regulation 14 consultation, at the request of NCC ecologists.	This policy contributes to the achievement of sustainable development by seeking to protect internationally designated habitats.	Proposed policy 10 does not conflict with strategic policies set out in the NLP and was inserted at the request of the County Council Ecologist who requested that this policy be a stand-alone policy.

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Basic Condition 4: The ‘making’ of the neighbourhood plan does not breach and is otherwise compatible with EU obligations as incorporated into UK law.

- 4.18 Directive 2001/42/EC requires the assessment of the effects of certain plans and programmes on the environment (often referred to as the Strategic Environmental Assessment (SEA) Directive).
- 4.19 The Conservation of Habitats and Species Regulations 2017 (the ‘Habitats Regulations’) requires that competent authorities assess the potential impacts of land use plans on the Natura 2000 network of European protected sites. This is to determine whether there will be any ‘likely significant effects’ on any European sites as a result of the plan’s implementation (either alone or ‘in combination’ with other plans or projects); and, if so, whether these effects will result in any adverse effects on that site’s integrity with reference to the site’s conservation objectives. The process by which the effects of a plan or programme on European sites are assessed is known as ‘Habitats Regulations Assessment’ (HRA).
- 4.20 The requirements for Strategic Environmental Assessment and Habitats Regulations Assessment are set out in separate legislation. The Eglingham Neighbourhood Plan was screened ‘in’ for SEA. A Scoping Report was produced and consulted on in December 2021, and an Environmental Report was then produced which was consulted on alongside the Plan at Regulation 14 stage (as set out in the SEA Regulations). An Environmental Report was produced by AECOM for the Parish Council (dated March 2022 with an updated report provided in December 2022 following further alterations to the Plan). The SEA Environmental Report was consulted on at the Regulation 14 stage of the plan in accordance with the SEA Regulations. No comments were received in relation to the SEA, and the report was further updated following amendments to the Plan following the Regulation 14 consultation. A copy of all the SEA reports and the Scoping Report is included in the list of supporting documents.
- 4.21 The Plan was screened under the Habitats Regulations in October 2021. Some policies in the plan were screened ‘in’ and others were screened ‘out’. The screening opinion detailed policy content necessary to mitigate any harm identified. These policies were incorporated into the final (submission) version of the Plan, and a final HRA Screening Opinion was given in December 2023, and is included in the submission documents. This final opinion concludes that with the mitigating policies incorporated into the Plan, the Plan is fully screened out.

European Convention on Human Rights (ECHR)

- 4.22 The Eglingham Neighbourhood Plan is fully compliant with European Convention on Human Rights. There is no discrimination stated or implied, or threat to the fundamental rights and freedoms guaranteed under the Convention.

Basic Condition 5: Regulation 32 of the Neighbourhood Planning Regulations 2012 (as amended)

- 4.23 Regulations 32 and 33 of the Neighbourhood Planning (General) Regulations 2012 (as amended) add a basic condition for neighbourhood plans in addition to those set out in the primary legislation. Regulation 33 applies specifically to Neighbourhood Orders and therefore does not apply in this case. Regulation 32 applies to Neighbourhood Plans and requires that: ‘the making of the neighbourhood development plan does not breach the requirements of Chapter 8 of Part 6 of the Conservation of Habitats and Species Regulations 2017.’ Sections 4.19 to 4.21 set out how the Neighbourhood Plan was amended to take account of statutory requirements through the carrying out of a Strategic Environmental Assessment and a Habitats Regulations Assessment, and how the Plan has been amended accordingly.

5.0 Conclusions

- 5.1 The evidence provided in this Basic Conditions Statement concludes that this submission version of the Eglingham Neighbourhood Plan (2024-2036) meets the Basic Conditions as set out in the

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Neighbourhood Planning Regulations (2012) (as amended).

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APPENDIX A: LIST OF STRATEGIC POLICIES RELEVANT TO THE EGLINGHAM NEIGHBOURHOOD AREA CONTAINED IN THE DEVELOPMENT PLAN (NORTHUMBERLAND LOCAL PLAN 2022)

Policy STP1:	Spatial Strategy
Policy STP2:	Presumption in favour of sustainable development
Policy STP3:	Principles of sustainable development
Policy STP4:	Climate change mitigation and adaptation
Policy STP5:	Health and wellbeing
Policy STP6:	Green infrastructure
Policy STP9:	Safeguarded land
Policy ECN1:	Planning strategy for the economy
Policy ECN5:	Large-scale windfall employment development
Policy ECN6:	General employment land-allocations and safeguarding
Policy ECN1 2:	A strategy for rural economic growth
Policy ECN1 3:	Meeting rural employment needs
Policy HOU1:	Making the best use of existing buildings
Policy HOU2:	Provision of new residential development
Policy HOU3:	Housing requirements for neighbourhood areas
Policy HOU4:	Housing development site allocations
Policy HOU6:	Affordable housing provision
Policy HOU1 1:	Homes for older and vulnerable people
Policy QOP1:	Design principles
Policy TRA1:	Promoting sustainable connections
Policy ENV1:	Approaches to assessing the impact of development on the natural, historic and built environment
Policy MIN1:	Environmental criteria for assessing minerals proposals
Policy MIN2:	Criteria for assessing the benefits of minerals proposals
Policy MIN3:	Mineral and landfill site restoration, aftercare and after-use
Policy MIN4:	Safeguarding mineral resources
Policy MIN6:	Safeguarding minerals related infrastructure
Policy MIN7:	Aggregate minerals
Policy MIN8:	Aggregate mineral site allocations – Sand and gravel
Policy MIN9:	Aggregate mineral site allocations – crushed rock
Policy MIN10:	Coal
Policy MIN11:	Clays
Policy MIN12:	Natural building and roofing stone
Policy MIN13:	Conventional and unconventional oil and gas
Policy MIN14:	Peat
Policy WAS1:	Principles for the location of waste re-use, recycling and recovery facilities
Policy WAS3:	Waste disposal
Policy WAS4:	Safeguarding waste management facilities
Policy INF1:	Delivering development related infrastructure

N.B. Site specific strategic policies have not been included in the above list as they do not relate to this Neighbourhood Area (Green Belt Policies and specific strategic site allocations)