Bredenbury & District Group Neighbourhood Plan: Decision Document

Neighbourhood Planning (General) (Amendment) Regulations 2012

Planning and Compulsory Purchase Act 2004

Name of neighbourhood area	Bredenbury & District Group Neighbourhood Area
Parish Council	Bredenbury & District Group Parish Council
Submission publicity period (Reg16) Submission Examiner's report received Referendum	19 September to 31 October 2019. 8 November 2019 21 February 2020 6 May 2021

On the 02 October 2026 Herefordshire Council decided to not adopt and refuse to make the Bredenbury & District Group Neighbourhood Development Plan under 38A(4)(a) of the Planning and Compulsory Purchase Act 2004.

The Bredenbury & District Neighbourhood Development Plan passed referendum on 6 May 2021 but has remained unmade because of unresolved nutrient neutrality issues affecting the River Lugg and the River Wye Special Area of Conservation. The Plan does not contain a nutrient neutrality policy and, having reached referendum, it has not been possible to modify the Plan to incorporate the necessary policy provisions. Legal advice obtained by the Council confirmed that the Plan could not be modified or replaced through the stage of the neighbourhood planning process it had reached and that it could not lawfully be made. The Council therefore considers that section 38A(6) of the Planning and Compulsory Purchase Act 2004 applies and has decided not to make the Plan.

The consequence of this decision is that the Bredenbury & District Group Neighbourhood Development Plan no longer forms part of the Development Plan for Herefordshire and will no longer carry weight in the determination of planning applications.

Decided:

That the Bredenbury & District Group Neighbourhood Plan is withdrawn and does not form part of the Development Plan for Herefordshire.

Reason:

The Neighbourhood Plan does not meet the basic conditions and is not compliant with legal and procedural requirements. The decision to not adopt the Bredenbury & District Group Neighbourhood Development Plan is due to the lack of Nutrient Neutrality Policy within the plan.

Availability of documents
This Decision Document and the Record of Operational Decision are available to view on the Herefordshire Council website at:
Bredenbury and District Group Neighbourhood Development Plan - Herefordshire Council

ROGER ALLONBY
SERVICE DIRECTOR – ECONOMY AND GROWTH
DATE: 2 October 2026