

27.2.12 Note from the Inspector – Ref: Regulation 24 (2) (a)

"The Inspector has asked me to bring to your attention a small error that both you and he have made regarding the matter of general conformity with the Regional Strategy. The requirement under Regulation 24(2)(a) to request an opinion from the RPB as to general conformity of the Plan with the RS was repealed by the Local Democracy, Economic Development and Construction Act 2009 with effect from 1 April 2010. Your request to the RPB dated 10 December 2010 was therefore not necessary (see CD13.10, page 5) and the phrasing of the Inspector's question (see CD13.7 Issue 1, 1.1 (vi)) is perhaps a little misleading. The question as to whether the Plan is in general conformity with the RS nevertheless needs to be answered by the County Council since it remains the duty of the Inspector to determine if it is (see Regulation 20 (5)(a) which refers to Regulation 24(1)). These matters will have been addressed where raised under the other Issues and Questions but you should provide a general statement about this, probably by way of an addendum to Topic Paper 1. This should be available and placed on the web site at the same time as your schedule of main modifications. Your views as to whether that should also be the subject of the further consultation that will in any event be required are requested and will no doubt be guided by what you say in the addendum."