EXPLANATORY MEMORANDUM TO

THE CAMBRIDGE CITY FRINGES JOINT COMMITTEE (REVOCATION) ORDER 2011

2011 No. 2728

1. This explanatory memorandum has been prepared by the Department for Communities and Local Government and is laid before Parliament by Command of Her Majesty.

This memorandum contains information for the Joint Committee on Statutory Instruments.

2. Purpose of the instrument

2.1 This Order will dissolve the Cambridge City Fringes Joint Committee. That committee is made up of Cambridgeshire County Council, Cambridge City Council and South Cambridgeshire District Council. The joint committee is the local planning authority for specified purposes in respect of the area specified in the Agreement between the authorities.

3. Matters of special interest to the Joint Committee on Statutory Instruments

3.1 None.

4. Legislative Context

4.1 The Cambridge City Fringes Joint Committee Order 2009[1], which established the joint committee, was made under section 29 of the Planning and Compulsory Purchase Act 2004[2]. This Order, which revokes that Order, is made under section 31 of the same Act. Section 31 applies, by virtue of subsection (1), where a constituent authority requests the Secretary of State to revoke a joint committee order, and section 31(2) expressly provides that the Secretary of State may do so.

5. Territorial Extent and Application

5.1 This instrument is a local instrument that applies to the county of Cambridgeshire only.

6. European Convention on Human Rights

As the instrument is subject to negative resolution procedure and does not amend primary legislation, no statement is required.

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[1] S.I. 2009/1254.
[2] 2004 c.5.

7. Policy background

- What is being done and why

7.1 The Joint Committee is made up of Cambridgeshire County Council, Cambridge City Council and South Cambridgeshire District Council. Those Councils have voted unanimously to request that the Secretary of State revokes the Joint Committee Order. The request was made by letter dated 20 July 2011.

The Councils agreed in September 2008 to establish a joint plan-making committee, created by the Cambridge City Fringes Joint Committee Order 2009 (No.1254). Following a change in circumstances, they now wish to plan for the Cambridge Northern Fringe East within each Council's separate local plan, rather than the formal arrangements under the Order. Therefore the Councils have requested the abolition of the Joint Committee through the revocation of the 2009 Order by the Secretary of State.

- Consolidation

7.2 This Order will revoke Order 2009/1254, rather than amend it, so no consolidation is required.

8. Consultation outcome

8.1 This order has not been subject to consultation, as it is being prepared at the request of the three Councils that comprise the Joint Committee.

9. Guidance

9.1 The Department does not intend to issue guidance on this order, as it is being prepared at the request of the three Councils that comprise the Joint Committee.

10. Impact

10.1 There is not expected to be any impact on business, charities or voluntary bodies.

10.2 The impact on the public sector is that decisions on planning for the area currently covered by the joint committee will return to the respective individual Councils. The Councils have explained that they intend to continue joint-working on cross-boundary planning issues.

10.3 An Impact Assessment has not been prepared for this instrument.

11. Regulating small business

11.1 The legislation does not apply to small business.

12. Monitoring & review

12.1 The Order is a procedural step that will allow decisions on planning for the area covered by the joint committee to return to the respective individual Councils. The Councils have explained that they intend to continue joint-working on cross-boundary planning issues.

13. Contact

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