Policy Interpretation for Practical Professionals

Constanze Bell,
Barrister
This seminar paper is made available for educational purposes only. The views expressed in it are those of the author. The contents of this paper do not constitute legal advice and should not be relied on as such advice. The author and Kings Chambers accept no responsibility for the continuing accuracy of the contents.

For further educational papers and resources please visit the ‘Resources & Training’ section of the Kings Chambers website:

https://www.kingschambers.com/training/
Discussion Topics

What is the proper approach to the NPPF/Planning Policy in general?

1. What is the relationship between the NPPF and the statutory development plan?
2. What weight should be ascribed to NPPF policies?
3. Does the NPPF tell us what weight should be ascribed to LDP policies which are ‘out of date’?
4. How does the new draft NPPF approach the issue of weight?

What is the status of PPG?

5. How does the PPG relate to the NPPF?

What is the role of planning judgment?

6. What is the role of the planner? What is the lawyer’s role?

When is a list a closed list?

7. What constitutes inappropriate development in the Green Belt in the new draft NPPF?
8. How has the issue of inappropriate development been addressed by the courts?

Definitions

9. What is sustainable development in the new NPPF?
10. What is the PFSD?
11. How do the concepts differ?