



SOUTH EAST ENGLAND REGIONAL ASSEMBLY PLENARY MEETING

Date: 1 March 2006

Subject: **Resolution: Agenda Item 4 - Sustainability Appraisal Report**

Proposed by: Ian Hepburn, Chris Corrigan and Lucy Young, South East Forum for Sustainability (SEFS)

This Assembly requires SEERA officers to ensure that:

- an 'Appropriate Assessment'⁽¹⁾ of the South East Plan is undertaken to ensure that the process of preparing the Plan complies with European legislation on the protection of biodiversity (including in particular the October 2005 European Court judgment⁽²⁾ concerning the assessment of land use plans); and
- the results of this Appropriate Assessment are publicly available on or before 31 May 2006, so that they may be taken into account in the preparation for the Examination in Public of the South East Plan.

Date/Time lodged with the secretariat: 28 February 2006 at 11.58

¹⁾ 'Appropriate Assessment' as defined in the Habitats Regulations 1994 (section 48).

²⁾ Case C-6/04 [Commission of the European Communities v United Kingdom] concerning failure of a Member State to fulfil obligations – Directive 92/43/EEC – Conservation of natural habitats, wild fauna and flora. Judgement of the Court, 20 October 2005 (paragraphs 51-56).