

Response ID ANON-13H4-7Y6J-G

Submitted to Melton Local Plan Pre-Submission Draft
Submitted on 2016-12-16 10:22:45

About you

1 What is your name?

Name:
Dr Ian Chappell

2 What is your email address?

Email:

3 Are you responding as an individual, consultee, stakeholder or other?

Resident

If Consultee, Stakeholder, or Other, please give details here. :

4 Address

5 Age

Please select your age:

Chapter 1: Introduction

1 CH1Q1: Do you consider that Chapter 1 is?

Do you consider that Policy SS1 - Legally Compliant::

Do you consider that Policy SS1 - Sound::

Do you consider that Policy SS1 - Complies with Duty to Co-operate:

2 CH1Q2: If answered "No" to "2: Sound" please answer the following question. Do you consider that the Policy is unsound because it is not?

3 CH1Q3: Please give details of why you consider Chapter 1 is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Chapter 1 or its compliance with the Duty to Co-operate, please use this box to set out your comments.

Please insert text here. :

4 CH1Q4: Please set out what change(s) you consider necessary to make Chapter 1 legally compliant or sound, having regard to the test you have identified at 2 above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this change will make Chapter 1 legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound:

Policy SS3 – Sustainable Communities (unallocated sites)

1 CH4PSS3Q1: Do you consider that Policy SS3 is?

Do you consider that Policy SS1 - Legally Compliant::

Do you consider that Policy SS1 - Sound::

Yes

Do you consider that Policy SS1 - Complies with Duty to Co-operate:

2 CH4PSS3Q2: If answered "No" to "2: Sound" please answer the following question. Do you consider that the Policy is unsound because it is not?

3 CH4PSS3Q3: Please give details of why you consider Policy SS3 is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of Policy SS3 or its compliance with the Duty to Co-operate, please use this box to set out your comments.

Please insert text here. :

Policy SS3 is JUSTIFIED as it is consistent with National Policy specifically:

NPPF Paragraph 7, point 3: "... contributing to protecting and enhancing our natural, built and historic environment."

NPPF Paragraph 126: "Local planning authorities should set out in their Local Plan a positive strategy for the conservation and enjoyment of the historic environment, including heritage assets most at risk through neglect, decay or other threats. In doing so, they should recognise that heritage assets are an irreplaceable resource and conserve them in a manner appropriate to their significance. In developing this strategy, local planning authorities should take into account:

- the desirability of new development making a positive contribution to local character and distinctiveness; and
- opportunities to draw on the contribution made by the historic environment to the character of a place.

4 CH4PSS3Q4: Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound, having regard to the test you have identified at 2 above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this change will make the Melton Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

lease set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound:

No change necessary.

Policy SS4 – South Melton Mowbray Sustainable Neighbourhood (Strategic Development Location)

1 CH4SS4Q1: Do you consider that Policy SS4 is?

Do you consider that Policy SS1 - Legally Compliant::

Do you consider that Policy SS1 - Sound::

No

Do you consider that Policy SS1 - Complies with Duty to Co-operate:

2 CH4SS4Q2: If answered "No" to "2: Sound" please answer the following question. Do you consider that the Policy is unsound because it is not?

4) Consistant with National Policy

3 CH4SS4Q3: Please give details of why you consider Policy SS4 is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of Policy SS4 or its compliance with the Duty to Co-operate, please use this box to set out your comments.

Please insert text here. :

Policy SS4 conflicts with Policy EN4 in this plan and is therefore NOT consistent with National Policy:

NPPF Paragraph 154. "Local Plans should be aspirational but realistic. They should address the spatial implications of economic, social and environmental change. Local Plans should set out the opportunities for

development and clear policies on what will or will not be permitted and where. Only policies that provide a clear indication of how a decision maker should react to a development proposal should be included in the plan."

4 CH4SS4Q4: Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound, having regard to the test you have identified at 2 above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this change will make the Melton Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

lease set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound:

Chapter 8: Figure 7 - The Southern Sustainable Neighbourhood Concept Map should be re-drawn to indicate the intention to enforce the Environment section of Policy SS4;

Notably points:

"en1: Protection of the separate identities of Burton Lazars and Eye Kettleby in accordance with Policy EN4 and respond to settlement fringe sensitivity in accordance with Policy EN1 to create a locally distinctive development and an improved town edge;"

"en3: Protection and enhancement of historic and archaeological features in accordance with Policy EN13; including the St. Mary and St Lazarus hospital scheduled monument"

"m3: Areas of green infrastructure and green space (including important strategic green gaps to be protected);"

Policy EN4 – Areas of separation

1 CH7PEN4Q1: Do you consider that Policy EN4 is?

Do you consider that Policy SS1 - Legally Compliant::

Do you consider that Policy SS1 - Sound::

No

Do you consider that Policy SS1 - Complies with Duty to Co-operate:

2 CH7PEN4Q2: If answered "No" to "2: Sound" please answer the following question. Do you consider that the Policy is unsound because it is not?

4) Consistant with National Policy

3 CH7PEN4Q3: Please give details of why you consider Policy EN4 is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of Policy EN4 or its compliance with the Duty to Co-operate, please use this box to set out your comments.

Please insert text here. :

NPPF Paragraph 154. "Local Plans should be aspirational but realistic. They should address the spatial implications of economic, social and environmental change. Local Plans should set out the opportunities for development and clear policies on what will or will not be permitted and where. Only policies that provide a clear indication of how a decision maker should react to a development proposal should be included in the plan."

The zig-zag lines used are not acceptable to describe Areas of Separation.

4 CH7PEN4Q4: Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound, having regard to the test you have identified at 2 above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this change will make the Melton Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

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Policy EN4 is a very important policy and has the support of borough residents. However, to carry any weight it should be clear. The zig-zag lines used to indicate Areas of Separation in the Melton Borough Areas of Separation, Settlement Fringe Sensitivity and Local Green Space Study (Influence, 2015) should not be repeated in the Local Plan documents but should be replaced by clearly delineated areas that indicate exactly 'what will be permitted and where'. This should particularly apply to Figure 7, The Southern Sustainable Neighbourhood Concept Map in Chapter 8 which presently indicates encroachment of development into two Areas of Separation.

Policy EN6 – Settlement Character

1 CH7PEN6Q1: Do you consider that Policy EN6 is?

Do you consider that Policy SS1 - Legally Compliant::

Do you consider that Policy SS1 - Sound::

Do you consider that Policy SS1 - Complies with Duty to Co-operate:

2 CH7PEN6Q2: If answered "No" to "2: Sound" please answer the following question. Do you consider that the Policy is unsound because it is not?

3 CH7PEN6Q3: Please give details of why you consider Policy EN6 is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of Policy EN6 or its compliance with the Duty to Co-operate, please use this box to set out your comments.

Please insert text here. :

4 CH7PEN6Q4: Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound, having regard to the test you have identified at 2 above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this change will make the Melton Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Please set out what change(s) you consider necessary to make the Melton Local Plan legally compliant or sound:

Examination

1 EXQ1: Can your representation seeking a change be considered by written representations or do you consider it necessary to participate at the oral part of the examination?

Written Representations

If you wish to speak at examination, please outline why you consider this to be necessary::

2 EXQ2: Moreover please indicate if you wish to continue to be involved in the Local Plan (Please tick appropriate boxes).

If you wish to be notified at the address/e-mail provided when the Melton Local Plan is submitted to the Secretary of State for Communities & Local Government, If you wish to be notified at the address/e-mail provided when the Inspector's Report is available to view, If you wish to be notified at the address/e-mail provided in Part A when the Melton Local Plan is adopted, If you/your organisation wish to be included in future consultations on the Melton Local Plan

Acknowledgement

1 I understand the above statement and agree I have complied with its requirements

I agree