

Part B – Your Representations

Please note: this section will need to be completed for each representation you make on each separate policy.

4. To which part of the Local Plan or Sustainability Appraisal (SA) does this representation relate?

Local Plan or SA:

Local Plan

Paragraph Number:

1.42

Policy Number:

Policies Map Number:

5. Do you think the Local Plan is:

5.1 Legally compliant?

Yes No

5.2 Complies with the Duty to Cooperate?

Yes No

5.3 Sound?

Yes No

6. If you answered no to question 5.3, do you consider the Local Plan and / or SA unsound because it is not: (please tick all that apply):

Positively prepared:

Justified:

Effective:

Consistent with National Policy:

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7. Please give details of why you consider the Local Plan 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 Local Plan or its compliance with the duty to cooperate, please also use this box to set out your comments.

Warwickshire County Council (WCC) notes that Warwick District Council (WDC) has sought to base the Local Plan strategy, as set out in paragraph 1.42 of the Local Plan Publication Draft consultation document, on the key priorities identified in the Warwick District Council Sustainable Community Strategy (SCS), 'A Shared Vision', and which are listed at paragraph 1.40 of the Local Plan Publication Draft consultation document.

However it is not clear whether any regard has been given to the SCS for Warwickshire, 'People, Places and Prosperity'. This document is neither referenced within the Local Plan Publication Draft consultation document nor appears in the list of evidence base documents on the WDC website. The three elements of the vision for Warwickshire, as set out in the Warwickshire SCS, are: tackling inequities existing either by geography or within communities; ensuring good access to services, choice and opportunity; and pursuing sustainability with respect to people, place and prosperity.

The strategy set out at paragraph 1.42 of the Local Plan Publication Draft consultation document does not make reference to tackling inequality or facilitating access. It is therefore unclear whether these matters have been considered through the plan-making process.

The Planning Inspectorate document 'Examining Local Plans Procedural Practice' (December 2013) identifies at part B that "the Plan must have regard to any Sustainable Community Strategy (SCS) for its area (i.e. County and District)". Furthermore, the slightly older Planning Inspectorate document 'Local Development Frameworks: Examining Development Plan Documents: Soundness Guidance'. Specifies at paragraph 1.1 that the submission of a SCS is necessary for the Examination, which in the case of a District Local Planning Authorities should also include one copy of the County's SCS.

It is not clear whether WDC intends to submit a copy of the Warwickshire SCS, given the absence of this document in the list of evidence base documents on the WDC website. Furthermore it is not clear whether the Warwickshire SCS has even been taken into account in the preparation of the Local Plan. On this basis, WCC questions whether the Local Plan is legally compliant.

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8. Please set out what modifications(s) you consider necessary to make the Local Plan legally compliant or sound, having regard to the test you have identified at 7. Above where this relates to soundness. (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 modification will make the 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.

The Local Plan Publication Draft consultation document needs to be thoroughly reviewed to ensure that it has taken the Warwickshire SCS into account. This should be evidenced in the wording used within the Local Plan and justification provided as part of the suite of submission documents as to how the Local Plan takes account of the Warwickshire SCS and what modifications have been made to ensure that this has been taken into account.

The whole Local Plan Publication Draft consultation document has been reviewed and updated, as appropriate. However WCC suggests that the updating should include amendments to the wording of paragraph 1.42 of the Local Plan Publication Draft consultation document, as follows [emphasis added]:

*"This Plan aligns with **both** the Warwick District **and** Warwickshire County Sustainable Community Strategies by focusing on the following strategic priorities:*

- *Supporting Prosperity: seeking to enable the District's economy to prosper by providing opportunities for businesses to grow and relocate is an important priority for the Local Plan. To achieve this, the Plan sets out policies and proposals to support employment, vibrant town centres, ~~and~~ a strong cultural offer **and enable good access to these facilities.***
- *Providing the homes the District needs: providing opportunities to deliver the housing needed to support the District's changing and growing population is central to the Plan, ensuring this is high quality and affordable, at the same time as meeting the needs of everyone including those with specialist needs.*
- *Supporting sustainable communities (including health and wellbeing and community safety): there are many aspects to the delivery of sustainable communities including the design and layout of new development; provision of infrastructure; spaces and services to enable healthy and safe lifestyles; regeneration and enhancement of existing communities and environments, **including tackling inequalities**, and the protection of the natural and built environment."*

Please note that your representation should cover succinctly all the information, evidence and supporting information necessary to support / justify the representation and the suggested modification, as there will not normally be a subsequent opportunity to make further representations based on the original representation at the publication stage. **After this stage, further submissions will be only at the request of the Inspector, based on the matters and issues he/she identifies for examination.**

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9. If your representation is seeking a modification, do you consider it necessary to participate at the oral part of the examination?

No, I do not wish to participate at the oral examination

Yes, I wish to participate at the oral examination

10. If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:

Please note: This written representation carries the same weight and will be subject to the same scrutiny as oral representations. The inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate at the oral part of the examination.

11. Declaration

I understand that all comments submitted will be considered in line with this consultation, and that my comments will be made publicly available and may be identifiable to my name / organisation.

Signed

Monica Fogarty

Date

27/06/14

Copies of all of the objections and supporting representations will be made available for others to see at the Council's offices at Riverside House and online via the Council's e-consultation system. Please note that all comments on the Local Plan are in the public domain and the Council cannot accept confidential objections. The information will be held on a database and used to assist with the preparation of the new Local Plan and with t consideration of planning applications in accordance with the Data Protection Act 1998.

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