



Development Plan Document (DPD) Publication Stage Representation Form

Publication Amended Allocations & Development Management Development Plan Document (DPD)

A guidance note has been produced to assist in the completion of this form. Copies have been provided in correspondence and additional copies are available at: Castle House, Libraries in the District and <https://www.newark-sherwooddc.gov.uk/aadm-representation/>

Newark and Sherwood District Council is seeking your comments on the Publication Amended Allocations & Development Management DPD ('Publication AADMDPD'). Comments received at this stage should be about whether the Plan is legally compliant, sound and whether it has met the duty to cooperate. All representations must be received by the Council by 5pm on 30th December 2022.

This form has two parts- Part A- Personal / Agent Details and Part B- Your Representation(s) and further notification requests. (Please fill in a separate sheet (Part B) for each aspect or part of the Local Plan you wish to make representation on). Documents to support your representations (optional) should be referenced.

Privacy Notice

Apart from your comments below, the personal information you have provided will only be used by Newark & Sherwood District Council in accordance with the UK General Data Protection Regulation and the Data Protection Act 2018 and will not be shared with any third party.

The basis under which the Council uses personal data for this purpose is to undertake a public task.

The information that you have provided will be kept in accordance with the Council's retention schedule, which can be found at: <https://www.newark-sherwooddc.gov.uk/dataprotection/>

Please note the Council cannot accept anonymous responses. All representations received will be made available for public inspection and therefore cannot be treated as confidential. They will also be:

- Published in the public domain;
- Published on the Council's website;
- Shared with other organisations for the purpose of developing/adopting the Publication AADMDPD and forwarded to the Secretary of State for consideration;
- Made available to the Planning Inspector appointed by the Secretary of State to examine the Publication AADMDPD; and
- Used by the Inspector to contact you regarding the Examination of the Plan.

When making representations available on the Council's website the Council will remove all telephone numbers, email addresses and signatures.

By submitting your Response Form/representation you agree to your personal details being processed in accordance with these Data Protection Terms.

PART A- Personal / Agent Details

In circumstances where individuals/groups share a similar view, it would be helpful to the Inspector to make a single representation, stating how many people the submission is representing and how the representation was authorised.

1. Personal Details

2. Agents Details

*If an agent is appointed, please complete only the Title, Name and Organisation boxes below but complete the full contact details of the agent in 2.

| | | |
|-------------------------------|----------------------|---|
| Title | <input type="text"/> | <input type="text"/> |
| First Name | <input type="text"/> | <input type="text" value="Kim"/> |
| Last Name | <input type="text"/> | <input type="text" value="Miller"/> |
| Job Title (where relevant) | <input type="text"/> | <input type="text" value="Planning Adviser"/> |
| Organisation (where relevant) | <input type="text"/> | <input type="text" value="National Trust"/> |
| Address Line 1 | <input type="text"/> | <input type="text" value="Hardwick Hall"/> |
| Line 2 | <input type="text"/> | <input type="text" value="Doe Lea"/> |
| Line 3 | <input type="text"/> | <input type="text" value="Derbyshire"/> |
| Line 4 | <input type="text"/> | <input type="text"/> |
| Post Code | <input type="text"/> | <input type="text" value="S44 5QJ"/> |
| Telephone Number | <input type="text"/> | <input type="text"/> |
| Email Address | <input type="text"/> | <input type="text" value=""/> |

| | |
|-----------------------|----------------|
| Name or Organisation: | National Trust |
|-----------------------|----------------|

PART B- Representation(s)

3. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|---|----------------------|---|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: So/E/1 Southwell - Crew Lane Industrial Estate Policy Area |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ¹ | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

4. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

YES

No

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

¹ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

PART B- Representation(s)

5. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|---|----------------------|---|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: So/E/2 Southwell - Land to the east of Crew Lane |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ² | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

6. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

YES

No

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

² The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

PART B- Representation(s)

7. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|--|----------------------|---|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: So/RL/1 Southwell - Reserved Land to the south of Crew Lane |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ³ | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

8. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

YES

No

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

³ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

PART B- Representation(s)

9. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|---|----------------------|---|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: So/Wh Thurgarton Hundred Workhouse |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ⁴ | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

10. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

Yes

NO

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

⁴ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

7. The DPD is not sound because it is not:

- (1) Positively Prepared
- (2) Justified
- (3) Effective
- (4) Consistent with national policy

8. Please provide precise details of why you believe the DPD is, or is not, legally compliant, sound or in compliance with the duty to cooperate in the box below.

If you wish to provide supplementary information to support your details, please ensure they are clearly referenced.

National Trust supports policy So/Wh which protects the immediate surroundings of the Thurgarton Hundred Workhouse from negative impacts. However, the first bullet point in the policy is currently a little inflexible (having regard to paragraphs 201 and 202 of the NPPF) and does not appear to allow public benefits (including potential heritage enhancements) to be weighed against harm.

(Continue on a separate sheet/expand box if necessary)

9. Please set out what change(s) you consider necessary to make the DPD legally compliant or sound, having regard to the test you have identified at 6 above where this relates to soundness. You will need to say why this change will make the DPD 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.

We suggest the following adjustments to the first bullet point of Policy So/Wh to introduce the required flexibility:

“Development proposals within the area defined as the immediate surroundings of the Workhouse on the Policies Map should ensure that they do not negatively impact on these surroundings, either in terms of historic setting or rural character. Those proposals which do detrimentally impact on the setting of the Workhouse will not be acceptable be resisted. Any heritage harm will need to be outweighed by public benefits (which may include heritage enhancements) in accordance with national policy tests;

Please note your Representation should cover succinctly all the information, evidence and supporting Information necessary to support/justify the Representation and the suggested change, as there will not normally be a subsequent opportunity to make further Representations based on the original Representations 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.

10. If your Representation is seeking a change, 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 |
| No | <input type="checkbox"/> |

PART B- Representation(s)

11. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|---|----------------------|--|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: So/AR/1 Archaeology – Southwell Roman Villa |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ⁵ | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

12. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

YES

No

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

⁵ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

PART B- Representation(s)

13. To which part of the DPD does this Representation relate?

| Part of the Publication AADMDPD: | Mark if Relevant (X) | Specify number/part/document: |
|---|----------------------|--|
| Amended AADMDPD Paragraph Number | | Paragraph Number: |
| Amended AADMDPD Policy Number | X | Policy Number: DM7 Biodiversity and Green Infrastructure |
| Amended AADMDPD Policies Map Amendments | | Part of Policy Map: |
| Integrated Impact Assessment ⁶ | | Paragraph Number: |
| Statement of Consultation | | Paragraph Number: |
| Supporting Evidence Base | | Document Name: Page/Paragraph: |

14. Do you consider the DPD to be LEGALLY COMPLIANT?

Yes

No

5 Do you consider the DPD to comply with the Duty-to-Cooperate?

Yes

No

6. Do you consider the DPD to be SOUND?

Yes

NO

*The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound' are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework 2021 (NPPF).

⁶ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

7. The DPD is not sound because it is not:

- (5) Positively Prepared
(6) Justified
(7) Effective X
(8) Consistent with national policy

8. Please provide precise details of why you believe the DPD is, or is not, legally compliant, sound or in compliance with the duty to cooperate in the box below.

If you wish to provide supplementary information to support your details, please ensure they are clearly referenced.

National Trust is concerned that the approach to Sherwood Forest ppSPA, insofar as it relates to Clumber Park SSSI, is not 'effective' in that it is not 'based on effective joint working on cross-boundary strategic matters'. This is because, on the basis of evidence including a Recreational Impact Assessment (RIA) for Clumber Park, it was found that development both within Bassetlaw and within Newark and Sherwood would jointly result in significant impacts on the SSSI, which in turn forms part of the ppSPA. The RIA report states that 17% of new housing within Newark and Sherwood Local Plan (1,487 new homes) would be located within 7.5km of the SSSI boundary. Through joint working between Bassetlaw District Council, Natural England and the National Trust, new policy wording was proposed by the Council during the Examination process (see below).

(Continue on a separate sheet/expand box if necessary)

9. Please set out what change(s) you consider necessary to make the DPD legally compliant or sound, having regard to the test you have identified at 6 above where this relates to soundness. You will need to say why this change will make the DPD 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.

We request that the Council recognises the potential for housing development to have significant impacts on an SSSI at some distance from a site as a result of recreational pressure. Specifically we request that any large developments within the Impact Risk Zone of Clumber Park include an assessment of impact and associated mitigation measures. The following policy wording has been incorporated by Bassetlaw District Council into its biodiversity policy and may therefore be appropriate:

"proposals of 50 dwellings or more (which includes piecemeal planning applications for less than 50 dwellings for a wider site) that fall within an 'Impact Risk Zone' of a SSSI will be required to give appropriate consideration to the impact from the development upon the integrity of the SSSI, including recreational impact. Where impacts are identified, appropriate mitigation measures will be sought, and/or financial contribution to help mitigate identified impacts at the affected SSSI".

Please note your Representation should cover succinctly all the information, evidence and supporting Information necessary to support/justify the Representation and the suggested change, as there will not normally be a subsequent opportunity to make further Representations based on the original Representations 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.

10. If your Representation is seeking a change, 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 |
| No | <input type="checkbox"/> |

12. Please tick the relevant boxes below to receive notifications (via email) on the following events:

- DPD submitted to the Secretary of State for Inspection X
- Examination in Public hearing sessions
- Planning Inspector's recommendations for the DPD have been published. X
- DPD has been formally adopted. X

Signature: [REDACTED]

Date: 22/12/2022

Please return this form by 5pm on 30th December 2022 to one of the addresses below:

Email: planningpolicy@nsdc.info

Post: Planning Policy & Infrastructure Business Unit
Newark & Sherwood District Council
Castle House
Great North Road
Newark
NG24 1BY

Information is available at:
<https://www.newark-sherwooddc.gov.uk/aadm-representation/>

Office Use Only

Date of Receipt:

Representation No: