



# 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 AADM DPDP'). 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 12 Noon on 9<sup>th</sup> January 2023.

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 AADM DPDP 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 AADM DPDP; 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.

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## PART A- Personal / Agent Details

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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" value="Mrs"/>	<input type="text"/>
First Name	<input type="text" value="Emma"/>	<input type="text"/>
Last Name	<input type="text" value="Oldham"/>	<input type="text"/>
Job Title (where relevant)	<input type="text"/>	<input type="text"/>
Organisation (where relevant)	<input type="text"/>	<input type="text"/>
Address Line 1	<input type="text" value="56 Cludd Avenue"/>	<input type="text"/>
Line 2	<input type="text" value="Newark"/>	<input type="text"/>
Line 3	<input type="text" value="Notts"/>	<input type="text"/>
Line 4	<input type="text" value="NG24 2GL"/>	<input type="text"/>
Post Code	<input type="text" value="NG24 2GL"/>	<input type="text"/>
Telephone Number	<input type="text"/>	<input type="text"/>
Email Address	<input type="text" value="[REDACTED]"/>	<input type="text"/>

Name or Organisation:	Emma Oldham
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## PART B- Representation(s)

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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	X	Paragraph Number: 2.25 and 2.26
Amended AADMDPD Policy Number		Policy Number:
Amended AADMDPD Policies Map Amendments		Part of Policy Map:
Integrated Impact Assessment <sup>1</sup>		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).

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<sup>1</sup> 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.

The DPD is not sound because it is not compliant with National Policy -Open space and recreation paragraph 98 and 99.

The changes on page 29 Open Spaces and Green Infrastructure paragraph 2.24 - Table 1 - Newark Urban Area Open Space Requirements in the Amended DPD is reliant on the calculations and designations in the Open Space Strategy (OSS) document adopted in January 2022. The change to applying open space standards at settlement level rather than ward level is really misleading. All references to their wards have been removed.

This creates the misapprehension that that there is sufficient provision of Amenity Green Space (AGS) in Newark. This is incorrect, misleading and could lead to challenge by developers.

It fails the test of soundness because the Amended DPD is not robust and up to date and so therefore not compliant with NPPF paragraph 98 and 99.

Objection 2:

Lincoln Road Playing Fields (7.7ha) in the Bridge Ward have been designated as AGS when it should be designated as Parks and Gardens in line with other similar sites such as Coronation Street Playing Field in Balderton. If provision of AGS is recalculated for the Bridge, Castle and Devon Ward then the provision falls to 0.53, 0.32 and 0.54 ha respectively under the current standard of 0,60ha. It fails the test of soundness because the Amended DPD is not robust and up to date and so therefore not compliant with NPPF paragraph 98 and 99.

(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.

Objection 1

Aggregating provision across settlements, urban areas and on occasion the District, hides specific and local areas of under and over provision. To guide planning decisions accessibility or distance catchments should be used and based on provision within the catchment of the development taking into account the existing population and the social demography of the catchment.

Provision should be universally proportionate and equitable. This will solve the issue of aggregating provision across larger settlement areas and provide a more accurate and robust assessment of need. The Amended DPD would be less misleading, planning decisions will be less open to challenge and the document would meet the test of soundness.

Suggested change: Table 1 - Newark Urban Area Open Space Requirements should correctly state that additional AGS is required in Newark. On page 30 - 2.25 should state: These requirements will need to be delivered as part of the delivery of housing allocations and/or through the District/Town/Parish Council working with their partners. Accessibility or distance catchments should be used based on provision within the catchment of the development taking into account the existing population and the social demography of the catchment. Provision should be universally proportionate and equitable.

Objection 2

The Amended DPD is contingent on the calculations and designations in the Open Space Strategy (OSS) document adopted in January 2022. The designation of open space should be consistent throughout the OSS. The OSS should be updated before the Amended DPD is approved by the independent examiner so that the document is robust, up to date and compliant with NPPF paragraph 98 and 99. The Amended DPD would then be less misleading, planning decisions will be less open to challenge and it would meet the test of soundness.

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

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?

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No, I do not wish to participate at the oral Examination	Yes, I wish to participate at the oral Examination
<input type="checkbox"/>	<input type="checkbox"/>

11. If you wish to participate at the oral part of the Examination, please outline why you consider this to be necessary.

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

Please note 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.

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 - yes
- Examination in Public hearing sessions - yes
- Planning Inspector's recommendations for the DPD have been published - yes
- DPD has been formally adopted- yes

Signature: [REDACTED] Date: 06/01/2023

Please return this form by 12 Noon on 9<sup>th</sup> January 2023 to one of the addresses below:

Email: [planningpolicy@nsdc.info](mailto:planningpolicy@nsdc.info)

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

Office Use Only

Date of Receipt:

Representation No:

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