



Development Plan Document (DPD) Second Publication Stage Representation Form

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

The District Council have produced a guidance note 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 Second Publication Amended Allocations & Development Management DPD ('Second 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 Monday 6th November 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 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.

If you previously made a representation to the first Publication Allocations & Development Management DPD (November 2022) Regulation 19 stage, we would like to know how you want this to be treated. All representations made at that stage will be forwarded on to the Inspector unless you wish to supersede it with a new representation to this Second Publication Allocations & Development Management. Please make this clear at the beginning of your Representation. If your previous representation is no longer required because of the proposed changes made to this Second Publication AADMDPD, please let us know that you are happy for your previous representation to be withdrawn.

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 column two.

Title	Mrs	
First Name	Victoria	
Last Name	Hodgson	
Job Title (where relevant)		
Organisation (where relevant)		
Address Line 1	9 Anderson Close	
Line 2	Balderton	
Line 3	Newark	
Line 4	Notts	
Post Code	NG24 3GD	
Telephone Number	XXXXXXXXXX	
Email Address		

Name or Organisation:	
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PART B- Representation(s)

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

Part of the Second Publication AADMDPD:	Mark if Relevant (X)	Specify number/part/document:
Second Amended AADMDPD Paragraph Number		Paragraph Number:
Second Amended AADMDPD Policy Number		Policy Number:
Second Amended AADMDPD Policies Map Amendments		Part of Policy Map:
Integrated Impact Assessment ¹	x	Paragraph Number: Appendix 1: The Integrated Impact Assessment Framework Q2, Q6 & Q7
Habitat Regulations Assessment		Paragraph Number:
Statement of Consultation		Paragraph Number:
Supporting Evidence Base		Document Name: Page/Paragraph:

4. Do you consider the DPD to be LEGALLY COMPLIANT? I don't know?

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 (NPPF) (2023).

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.

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

- | | |
|-------------------------------------|-------------------------------------|
| (1) Positively Prepared | <input checked="" type="checkbox"/> |
| (2) Justified | <input checked="" type="checkbox"/> |
| (3) Effective | <input checked="" type="checkbox"/> |
| (4) Consistent with national policy | <input type="checkbox"/> |

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.

Q2 - the score of 0 Neutral (Policy has no impact or the effect is neutral) is erroneous as it does not meet the indicators stated. It does not; A) improve Health inequalities, B) Does not provide New or enhanced health facilities and C) it reduces Accessible natural green space. The health benefits of this area both mental and physical should not be underestimated – during the lock down period this area of natural open green space was invaluable to many and continues to be, providing easy access for Newark residents without the use of transport required.

Q6 - the score of 0 Neutral (Policy has no impact or the effect is neutral) is erroneous as an ecological appraisal has identified the site as having ecological value (see extracts below) therefore how can a 0 score of “having no impact” be recorded. The ecological survey suggests there is wildlife and grassland that is of at least district if not county level significance. This score should be a triple negative as it does not “increase biodiversity levels across the district or protect habitats” it is in direct conflict to the objective.

Below are some extracts from the Ecological Appraisal 2/2/23 published on planning application 22/02375/FULM but interestingly not made available on the Supporting Evidence Base Documents for the Amended Allocations and Development Management DPD

1.2.1 “has found a significant level of ecological interest on the site”,

4.3.7 “a mosaic with the grassland habitats that is of significant ecological interest”,

4.3.8 “A targeted survey was not carried out but more than 50 grassland species were recorded”,

4.5.1 “The desk study returned 38 records of bats within the search area”

4.8.3 “The score is slightly higher than the previous calculation because the terrestrial habitat has significantly improved for amphibians owing to a lack of management” “It is also considered that the value of the hedgerow habitat in 2020 was underestimated”

4.10.1 “A total of 16 species of birds were recorded by casual observation”

5.4.8 “The hedgerows are considered to be of significant ecological interest because of their size, structural diversity, species-richness, connectivity and links to neighbouring scrub and grassland habitats. Without mitigation, any loss of hedgerows or reduction in size will have an adverse impact at least at local, if not district level of geographical importance.”

5.4.9 “it is obvious that the value of the grassland habitat (TN1 and TN11) is of much greater significance than was previously assessed”.

5.4.10 “the total number of grassland species average numbers in a square metre are indicative of a grassland that is of at least district if not county importance. Even without a targeted botanical survey a total of 12 grassland indicator species were recorded¹³. Given the diversity and extent of the grassland resource it is considered that the impact of losses would be adverse at district and possibly county level of geographic importance”

5.11.4 “Given the number of notable species (birds) observed by casual observation it is considered that the impact could be significant”

Q7 the score of + (Supports objective, but beneficial impact may be minor) the objective is to enhance the district's landscapes, prevent inappropriate development, facilitate access to green spaces and the countryside, and develop Green Infrastructure networks.

This amended allocation (and the previous allocation in 2013) is destroying one of the last surviving country lanes in Balderton, the development is inappropriate due to its' dangerous accessibility from London Road and lack of infrastructure.

The green infrastructure network is already here – it is being destroyed not developed. Look at the wildlife photos on Balderton Wildlife Facebook group for 1000's of evidential photos from the last 8 months. Breeding tawny and barn owls, kestrels, deer, fox, bats etc they require the green enclave to the south of Balderton area in order to thrive. The long-term plan is to create a series of "nature reserves" along the southern boundary, please leave this land as one of those – it already exists, don't manufacture sites in the hope that you can tempt wildlife to them, it will be gone.

(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.

I do not believe The Integrated Impact Assessment Framework has been objectively assessed, seeming to be weighted in favour of the objectives, with little acknowledgement of the adverse impacts other than token wording being added to a policy without any real meaning. Until it can be objectively assessed then the land should not be allocated. The fact that a planning application for 151 dwellings has already been submitted, despite only 120 being approved by the secretary of state in 2013 suggests an assumption that it's already a forgone conclusion regardless of any cooperation or participation. Until all the evidence is available then this allocation should be withdrawn.

As a layman with no previous experience of land allocation, government policies or strategies, planning permissions etc I have found this process absolutely bewildering – how access to any of this information meets "duty to cooperate" is beyond me. I would go so far as to suggest back as far as 2011 the numbering of this allocation changing from NU/HO/12 to NUA/HO/10, the jump from 100, to 120 to 170 is misleading and extremely time consuming to follow a paper trail therefore could not suggest wording of a particular policy or objective to enhance understanding to the common man.

(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?

No, I do not wish to participate at the oral

Yes, I wish to participate at the oral Examination.

Examination.	
<input checked="" 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
- Examination in Public hearing sessions
- Planning Inspector's recommendations for the DPD have been published.
- DPD has been formally adopted.

Signature: [REDACTED] Date: 3/11/23

Please return this form by 5pm on 6th November 2023 to one of the addresses below:

Email: planningpolicy@newark-sherwooddc.gov.uk

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/>