



# 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 6<sup>th</sup> 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 AADMPD, please let us know that you are happy for your previous representation to be withdrawn.

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## PART A- Personal / Agent Details

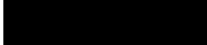
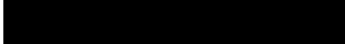
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In circumstances where individuals/groups share a similar view, it would be helpful to the Inspector to make a single representation, stating how many people the submission is representing and how the representation was authorised.

### 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 column two.

Title	Mr	
First Name	Des	
Last Name	Kay	
Job Title (where relevant)		
Organisation (where relevant)	Protect Our wildlife on Lowfield Lan	
Address Line 1	198 Lowfield Lane	
Line 2	Balderton	
Line 3	Newark	
Line 4	Notts	
Post Code	NG24 3 EP	
Telephone Number		
Email Address		

Name or Organisation:	Protect OWLI
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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 Second Publication AADMDPD:	Mark if Relevant (X)	Specify number/part/document:
Second Amended AADMDPD Paragraph Number	10 - Policy NUA/Ho/10 Newark Urban Area - Housing Site 10 and HOUSING TRAJECTORY PLAN	Paragraph Number: 1, PAGE 18  P.233
Second Amended AADMDPD Policy Number		Policy Number:
Second Amended AADMDPD Policies Map Amendments		Part of Policy Map:
Integrated Impact Assessment <sup>1</sup>		Paragraph Number:
Habitat Regulations Assessment		Paragraph Number:
Statement of Consultation		Paragraph Number:
Supporting Evidence Base	Table summarising the Newark Southern sites	Document Name: NPPF section 15 , Environment Improvement Plan EIP 2023 and statutory consultees responses

4. Do you consider the DPD to be LEGALLY COMPLIANT? Not sure

Yes

No

5. Do you consider the DPD to comply with the Duty-to-Cooperate? Not sure

Yes

No x

6. Do you consider the DPD to be SOUND? No

Yes

No x

<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.

\*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).

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

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

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.

I submit that the allocation plan in relation to NUA/ Ho10 is

1. in direct conflict with the councils own strategic objectives no 3 and 4 without any evidence to support why this isn't the case or to demonstrate that it isn't in conflict.
2. I also submit that the same allocation does not cooperate with advice received from statutory consultees and other bodies.
3. The allocation is not consistent with national Planning guidance or Govt policy

1. The allocation plan contains some very commendable policies in regard to community and the natural environment however these are simply not reflected in the application of objectives 3 and 4 In relation to allocation of NUA/Ho10. Objective 3 ' to ensure and sustain a network of sustainable communities which offer a sense of place that are safe and balanced socially inclusive and respond to the needs of local people ' a 2000 signature local petition sends a very clear signal that this is not responding to the needs of local people by seriously denuding a local well used cherished greenspace wildlife area affording accessible countryside on the last remaining mature true country lane so close to our community . objective no 4 aspires' to protect and enhance the built and natural environment ' it clearly destroys 7 ha of PHI habitat , within a wonderful continuous green corridor of irreplaceable wildlife and cultural value with medieval field patterns and ridge and furrow landforms on species rich lowland grassland used by list one and Redlist species for feeding and breeding – a very strong and obvious contradiction.
2. Advice received in response to the planning application from Natural England the Nottinghamshire wildlife trust clearly requires the application of Biodiversity Net Gain to this site which has not been applied by the council . This requirement has been further reinforced by many other consultees including our campaign and a petition of 2000 signatures asking for the same . More over the application of the current BNG methodology would indicate that there are areas of the allocation of such high value that they cannot be compensated for and must be retained . BNG is also a requirement of National planning policy framework NPPF section 15 . Please note the provisions of section 180 points a and c which apply to this site parts of which are irreplaceable where planning permission should be refused .
3. The allocation is clearly in conflict with National Policy planning framework as described above it is also in conflict with the primary aims of the EIP 2023 where the central aspiration is to 'leave nature in a better state than we found it ' . This clearly removes a great tract of high quality irreplaceable habitat used by list 1 species and red list species as I have previously described in my

other submission . it is also in conflict with the '15 to green initiative' recently adopted by UK government, as it pushes current accessible green space even further away from the community who cherish and use it. There is inadequate buffering provided to protect the adjacent 3 local wildlife sites containing designated PHI habitat from deterioration which has not been adequately addressed or factored into the allocation.

4. The recent addition of another area to the west of the current allocation which is currently species rich ridge and furrow grassland further compounds the damage as this allows the allocation to go from 120 houses to 170 with loss of another 2 hectares of high ecological value land.

(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.

1. Remove mentions of 'Land north of Lowfield Lane' allocation NUA/ Ho 10 from the DPD until more accurate and sound assessment of its agreement with the councils strategic policies in the allocation plan and objectives 3, 6 and 7 can be made on the basis of more accurate assessment and survey data

2. The inclusion of the additional parcel of land on to the west of the site in this updated plan which takes the capacity from 120 houses to 170 houses should be subjected to scrutiny as it was not included in the original allocation and should be considered in the light of current govt and planning policy not considered as part of the original allocation granted back in 2012/13 .

(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 Examination.	Yes, I wish to participate at the oral Examination.
<input type="checkbox"/>	yes <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.

To fully understand the process and ensure that the detail and principle of our challenge has been correctly understood represented

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.

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Signature: \_\_\_\_\_ Date: \_\_\_\_\_

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

Email: [planningpolicy@newark-sherwooddc.gov.uk](mailto:planningpolicy@newark-sherwooddc.gov.uk)

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: