

For Official Use Only

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Part 2 - Regulation 19 and 20 Town and Country Planning (Local Planning) (England) Regulations 2012 "Pre-Submission LDP" consultation

Please note that all comments on the Pre-Submission LDP consultation should be provided by completing Part 2 of this form. A separate completed Part 2 should be provided for each comment made within a representation.

2.1. To which part of the Maldon District Pre-Submission Local Development Plan (LDP) does this representation relate?

- | | | |
|---|--|-----------|
| <p>a. Paragraph (please specify paragraph number) _____</p> | <p>b. Policy (please specify policy reference) _____</p> | <p>N3</p> |
| <p>c. Proposals Map _____</p> | <p>d. Other section (please specify) _____</p> | |

2.2. Do you consider the Maldon District Pre-Submission LDP to be (tick as appropriate):

- a. Legally compliant** Yes
 To be 'legally compliant' the LDP has to be prepared in accordance with the Duty to Co-operate and legal and procedural requirements. This is required by Government guidance No
- b. Sound** Yes
 To be 'sound' a Local Plan should be positively prepared, justified, effective and consistent with national policy. This is required by Government guidance No
 (if you **do not consider the LDP to be sound**, please complete section 2.3. below)

2.3. Do you consider the Maldon District LDP to be unsound because it is not (tick as appropriate):

- a. Positively prepared**
 To be positively prepared the plan should be prepared on a strategy which seeks to meet objectively assessed development and infrastructure requirements
- b. Justified**
 To be justified the plan must be:
- Founded on a robust and credible evidence base;
 - The most appropriate strategy when considered against the reasonable alternatives.
- c. Effective**
 To be effective the plan must be:
- Deliverable;
 - Flexible;
 - Able to be monitored.
- d. Consistent with National Policy**
 The Plan must be consistent with Government guidance as set out within the National Planning Policy Framework

On the following pages, please explain why you think the Plan is unsound or not legally compliant, and set out any changes you feel should be made to the Plan to make the Plan sound or legally compliant.

Please note: As there will not normally be a subsequent opportunity to make further representations based on your representation at this stage, please include all the information, evidence and supporting information necessary to support/justify your representation and the suggested change(s) to the Plan. After this stage, further submissions will only be invited at the request of the Planning Inspector, based on the matters and issues the Inspector identifies for examination.

2.4. If you consider the Maldon District LDP to be unsound or not legally compliant please explain why in the box below.

Please be as precise as possible. Please also use this space for any comments in support of the LDP.

Policy N3 is broadly supported as it seeks to protect existing sports facilities and requires development to make provision for improving the provision of such facilities. This broad approach would be consistent with the local plan policy on sustainable development (policy S1) and the NPPF (especially paragraphs 69-74).

However, as well as protecting facilities and securing provision through new development, planning has a role in promoting the provision/enhancement of new and existing open space, sport and leisure facilities through positive policies towards such development and where necessary site allocations. The policy in its current form does not do this. If the policy was amended to provide a positive approach towards new and enhanced provision this would accord with the NPPF especially paragraph 70 which advocates planning policies to plan positively for the provision of shared space, community facilities (including sports venues) and other local services to enhance the sustainability of communities and residential environments. This approach would also accord with the local plan's sustainable development policy (S1) and wider policy objectives. If appropriate, site allocations for new facilities should be made in response to the evidence base. Section 3 of Sport England's Forward Planning guide www.sportengland.org/facilities-planning/planning-for-sport/forward-planning/ provides more detail in relation to this matter.

As the policy has not addressed this matter it is not considered to be sound in terms of consistency with national policy.

2.5. Please explain in the box below what change(s) you consider necessary to make the Maldon District LDP legally compliant and sound.

Please be as precise as possible. Please explain why this change will make the Maldon District LDP legally compliant and sound. It will be helpful if you are able to put forward any suggested revised wording of the policies or supporting text.

To address these concerns, it is requested that policy N3 be amended to promote or encourage the principle of new open space, sport and leisure facilities in suitable locations and reference should be made to such provision being informed by the Council's Green Infrastructure Study. If appropriate, site allocations for new facilities should be made in response to the evidence base.

2.6. Do you consider it necessary to attend and give evidence at the hearing part of the examination? (tick as appropriate)

No, I wish to communicate through written representations

Yes, I wish to speak to the Inspector at the hearing sessions

Please note: The Inspector will determine the most appropriate procedure to hear those who have indicated that they wish to participate at the hearing part of the examination

2.7. If you wish to participate at the hearing part of the examination, please outline why you consider this to be necessary.

This is the end of Part 2 (Regulation 19 and 20) of the response form. Please complete this form for each representation you wish to make. You only need to complete Part A once. Please submit all of your response forms together.

