

## Publication Draft Representation Form 2014

For Official Use Only

Person ID:

Rep ID:

This consultation stage is a formal process and represents the last opportunity to comment on the Council's Local Plan and accompanying Sustainability Appraisal (SA) before it is submitted to the Secretary of State. All comments made at this stage of the process are required to follow certain guidelines as set out in the **Representation Form Guidance Notes** available separately. In particular the notes explain what is meant by legal compliance and the 'tests of soundness'.

This form has two parts:

- **Part A – Personal Details**
- **Part B – Your Representations**

If you are commenting on multiple sections of the document, you will need to complete a separate Part B of this form for each representation on each policy.

This form may be photocopied or alternatively extra forms can be obtained from the Council's offices or places where the plan has been made available (see the table below). You can also respond online using the Council's e-Consultation System, visit: [www.warwickdc.gov.uk/newlocalplan](http://www.warwickdc.gov.uk/newlocalplan)

Please provide your contact details so that we can get in touch with you regarding your representation(s) during the examination period. Your comments (including contact details) cannot be treated as confidential because the Council is required to make them available for public inspection. If your address details change, please inform us in writing. You may withdraw your objection at any time by writing to Warwick District Council, address below.

All forms should be received by **4.45pm on Friday 27 June 2014**

To return this form, please deliver by hand or post to: **Development Policy Manager, Development Services, Warwick District Council, Riverside House, Milverton Hill, Leamington Spa, CV32 5QH**  
or email: [newlocalplan@warwickdc.gov.uk](mailto:newlocalplan@warwickdc.gov.uk)

### Where to see copies of the Plan

Copies of the Plan are available for inspection on the Council's web site at [www.warwickdc.gov.uk/newlocalplan](http://www.warwickdc.gov.uk/newlocalplan) and at the following locations:

**Warwick District Council Offices**, Riverside House, Milverton Hill, Royal Leamington Spa

**Leamington Town Hall**, Parade, Royal Leamington Spa

**Warwickshire Direct Whitnash**, Whitnash Library, Franklin Road, Whitnash

**Leamington Spa Library**, The Pump Rooms, Parade, Royal Leamington Spa

**Warwickshire Direct Warwick**, Shire Hall, Market Square, Warwick

**Warwickshire Direct Kenilworth**, Kenilworth Library, Smalley Place, Kenilworth

**Warwickshire Direct Lillington**, Lillington Library, Valley Road, Royal Leamington Spa

**Brunswick Healthy Living Centre**, 98-100 Shrubland Street, Royal Leamington Spa

**Finham Community Library**, Finham Green Rd, Finham, Coventry

**Where possible, information can be made available in other formats, including large print, CD and other languages if required. To obtain one of these alternatives, please contact 01926 410410.**

## Part A - Personal Details

	1. Personal Details*	2. Agent's Details (if applicable)
Title		MR
First Name	MESSRS S+D HARRISON	COLIN
Last Name	AND MRS G. ROWE	TOTNEY
Job Title (where relevant)		
Organisation (where relevant)		CPBIGWOOD
Address Line 1		104/106 COLMOKE ROW
Address Line 2		BIRMINGHAM
Address Line 3		
Address Line 4		
Postcode		B3 3AG
Telephone number		0121 237 4850
Email address		Ctotney@cpbigwood.com

### 3. Notification of subsequent stages of the Local Plan

Please specify whether you wish to be notified of any of the following:

The submission of the Local Plan for independent examination

Yes ☒ No ☐

Publication of the recommendations of any person appointed to carry out an independent examination of the Local Plan

Yes ☒ No ☐

The adoption of the Local Plan.

Yes ☒ No ☐

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# Part B - Your Representations

Please note: this section will need to be completed for each representation you make on each separate policy.

4. To which part of the Local Plan or Sustainability Appraisal (SA) does this representation relate?

Local Plan or SA:

Paragraph Number:

Policy Number:

Policies Map Number:

PolicyDS11 - ALLOCATED HOOSING SITES

5. Do you consider the Local Plan is :

5.1 Legally Compliant?

5.2 Complies with the Duty to Co-operate?

5.3 Sound?

Yes

No

Yes

No

Yes

No

☐

☐

☐

☒

☐

☒

6. If you answered no to question 5.3, do you consider the Local Plan and/or SA unsound because it is not: (please tick that apply):

Positively Prepared:

Justified:

Effective:

Consistent with National Policy:

☒

☒

☐

☒

7. Please give details of why you consider the Local Plan is not legally compliant or is unsound or fails to comply with the duty co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to cooperate, please also use this box to set out your comments.

PLEASE SEE ATTACHED SHEET

Continue on a separate sheet if necessary

8. Please set out what modification(s) you consider necessary to make the Local Plan legally compliant or sound, having regard to the test you have identified at 7. above where this relates to soundness. (Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this modification will make the Local Plan 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.

PLEASE SEE ATTACHED SHEET

Continue on a separate sheet 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 modification, as there will not normally be a subsequent opportunity to make further representations based on the original representation at 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.**

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**9. If your representation is seeking a modification, 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 ☐

**10. 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 if necessary

Please note: This written representation carries the same weight and will be subject to the same scrutiny as oral representations. 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.

#### **11. Declaration**

I understand that all comments submitted will be considered in line with this consultation, and that my comments will be made publicly available and may be identifiable to my name/organisation.

Signed:



Date :

26.06.2014

Copies of all the objections and supporting representations will be made available for others to see at the Council's offices at Riverside House and online via the Council's e-consultation system. Please note that all comments on the Local Plan are in the public domain and the Council cannot accept confidential objections. The information will be held on a database and used to assist with the preparation of the new Local Plan and with consideration of planning applications in accordance with the Data Protection Act 1998.

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## **Policy DS11 – Allocated Housing Sites**

**7. Please give details of why you consider the Local Plan is not legally compliant or is unsound or fails to comply with the duty co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to cooperate, please also use this box to set out your comments.**

We note that within this policy the former Aylesbury House Hotel site is allocated for up to 20 dwellings. Whilst we do not generally disagree with the principle of such an allocation we do consider that in formulating such a policy the planning authority should have been more mindful of its situation juxtapose the village of Hockley Heath and the more general opportunity that exists to expand the area proposed for development in an westerly direction towards the eastern edge of Hockley Heath, a village with a wide range of existing services and facilities.

The current allocation at the Former Aylesbury House Hotel simply reflects the ownership boundary of the former Hotel and does take account of the wider potential opportunity available. In particular the allocated site doesn't physically connect with the built area of Hockley Heath and leaves a parcel of our clients land at Aylesbury House Farm between it and the existing built up area of the village, which would be enclosed on three sides by residential development but which would be designated as Green Belt. This we consider is contrary to the interests of good planning and the guidance on Green belts in NPPF.

We would suggest that in addition to the proposed development of the former Aylesbury House Hotel an opportunity exists to provide a more significant area for additional housing development extending westward to the rear of the existing properties on the northern side of Aylesbury Road and to the rear of properties on the eastern side of Stratford Road without significant impact upon the fundamental aims of the Green Belt in this locality and that consideration needs to be given to extending releasing additional land here to provide for future development.

We recognise that Hockley Heath is predominantly within another local authority area but we do not consider that this fact negates the need to ensure good planning, that any development properly relates to the existing village and that appropriate provision and opportunity is made for future development requirements particularly given the requirement placed upon public bodies to consult as provided within NPPF.

**8. Please set out what modification(s) you consider necessary to make the Local Plan legally compliant or sound, having regard to the test you have identified at 7. above where this relates to soundness. (Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this modification will make the Local Plan 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 consider that in allocating the site at the Former Aylesbury House Hotel the council have not fully followed guidance in NPPF on Green Belts and that they should have sought to relate it more to the village of Hockley Heath and not create a pocket of land designated as Green Belt between this allocation and the built boundary of the village of Hockley Heath.