

Plan ref	Page no.	Relevant extract of the Draft Warwick Local Plan	English Heritage (EH) comment	Recommendation to ensure the Plan accords with tests of soundness
1.54 Objectives	12	<i>Protect and enhance high quality landscapes and important heritage and natural assets, ensuring that where adaptation is needed, this is done in a sensitive way.</i>	EH welcomes the principle of this sub objective however suggests a minor clarification to ensure consistency with national planning policy.	The following additional text is suggested.  ...in a sensitive way <u>appropriate for their significance.</u>
2.8 DS3	15	<b>DS3 : Supporting Sustainable Communities</b> <i>d) protecting areas of significance including high quality landscapes, heritage assets and ecological assets;</i>	Welcome/support/endorse	N/A
3.135 CT7	72	<i>Development at <b>Warwick Castle</b> or Warwick Racecourse ... will only be permitted where it is brought forward in line with an approved Masterplan.</i>	EH welcomes the principle of the initiative. Due to the national importance of the Castle and the intended role of the masterplan in shaping the future of the site, English Heritage would welcome the opportunity be a partner in its preparation.  If the masterplan is to be a development plan should its preparation be subject to the same rigor and discipline of a local plan?	The following additional text is suggested.  To support and inform the masterplan English Heritage and other key local groups will be invited to participate in its preparation.

3.136	73	<i>It is a Grade 1* listed building set within Grade 1 landscaped grounds.</i>	It should also be recognised that Warwick Castle is also a Scheduled Monument.	The following additional text is recommended.  It is a Grade 1* listed building <u>and Scheduled Monument</u> set within Grade 1 landscaped grounds.
4.40 H4	81	<b>H4 Securing a Mix of Housing</b> <i>d) sites where particular house types and/ or building forms may be required in order to sustain or enhance the setting of a heritage asset;</i>	Welcome/support/endorse	N/A
5.0 SCO	104	<b>Overarching Policy SCO: Sustainable Communities.</b> <i>New development should be high quality... It is also important that new development protects and enhances the historic, built and natural features that make Warwick District a great place. To achieve this the development should:</i> <i>k) protect, and where possible enhance, the historic environment and particularly designated heritage assets such as Listed Buildings, Registered Parks and Gardens and Conservation Areas, and;</i>	Welcome/support/endorse	N/A

5.103	133	<p><b>CC2 Planning for Renewable Energy and Low Carbon Generation.</b>  <i>Proposals for new low carbon and renewable energy technologies (including associated infrastructure) will be supported in principle subject to all of the following criteria being demonstrated:</i>  <i>c) the design would not result in substantial harm to any adjacent heritage assets and local areas of historical and architectural distinctiveness;</i></p>	<p>As drafted this criteria is inconsistent with the NPPF. Its core planning principles in para 17 mention both the Government's desire to encourage the use of renewable resources and the need to 'conserve heritage assets in a manner appropriate for their significance'.</p>	<p>The following alternative text is suggested to accord with the NPPF and paragraph 5.107 in the Explanation to the Policy.</p> <p>c) the design will ensure that heritage assets including local areas of historical and architectural distinctiveness are conserved in a manner appropriate for their significance;</p>
5.29	113	<p><i>“However, there are significant issues associated with transport that this Plan needs to address. These include safety, air quality, impact on climate change, <b>congestion and the impact that transport infrastructure can have on the historic environment</b> and community cohesion. These impacts need to be managed carefully through this Plan so that the achievement of an efficient and effective transport network is not achieved at the expense of health, the environment and</i></p>	<p>Welcome/support/endorse.</p> <p>However it is not clear that the implications for the historic environment arising from major development to the south of Warwick have been fully addressed in accordance to such a commitment.</p>	<p>Prepare evidence to appreciate the implications for the historic environment of the strategic allocations to the south of Warwick to inform the principle of development and appropriate mitigation.</p>

		<i>community well-being.</i>		
TR1	113	Transport Policy TR1 Access and Choice	Mindful of the commitment in paragraph 5.29 and 5.41 it is of concern there is no criteria in this policy to ensure transport infrastructure responds positively to the historic environment.	Additional criteria  - Respond positively to the context of the historic environment, including townscapes and landscapes, ensuring locally distinctive areas are conserved in a manner appropriate to their significance.
5.41	115	<i>All highway infrastructure will be required to comply with national guidance and standards set out in Manual for Streets, Manual for Streets 2 - wider application of the principles, the Design Manual for Roads and Bridges and any subsequent updates to these documents. These provide guidance to applicants on assessing the overall transport requirements for new developments, the types of transport improvements likely to be justified, the layout and design of new accesses and the procedures and agreements which will be used.</i>	Welcome/support/endorse.  However it is not clear whether such guidance has been applied to inform an understanding of the implications for the historic environment arising from major development to the south of Warwick.	Apply <i>Manual for Streets and the Design Manual for Roads and Bridges</i> , at this stage of the Plan, to inform an understanding of the implications for the historic environment of proposed development to the south of Warwick to inform the principle and potential mitigation.

5.44		<p><i>Transport Assessments, prepared in line with the Department for Transport's Guidance on Transport Assessment, are required alongside planning applications for major development to demonstrate that they positively contribute to the objectives of this Plan. Transport Assessments will be required for all large developments in line with Appendix B of the Guidance on Transport Assessment (or any subsequent updates) produced jointly by the Departments for Transport and CLG.</i></p>	<p>Whilst a commitment to undertake such an assessment is welcomed it needs to take place at this stage, rather than when a planning application is submitted to inform the principle of the strategic allocations to the south of Warwick.</p>	<p>The Transport Analysis Guidance (DOT May 2014) including the methodology for assessing townscape, landscape and the historic environment, should be applied at this stage of the Plan to inform an understanding of the implications of the strategic allocations to the south of Warwick and the appropriate mitigation.</p>
TR2	116	<p><b>Policy TR2 Traffic Generation.</b></p> <p><i>Any development that results in significant negative impacts on health and wellbeing of people in the area as a result of pollution, noise or vibration caused by traffic generation will not be permitted unless effective mitigation can be achieved.</i></p>	<p>The policy fails to address the appropriate response arising from development that results in increased traffic generation potentially harming the significance of the Districts historic environment.</p>	<p>Add</p> <p>Development will not be approved that results in the generation of a significant increase in traffic and results in associated measures to facilitate this increase in traffic, which harms the significance of the historic environment, unless appropriate mitigation can be achieved.</p>

DS11	24	<p><b>DS11 Allocated Housing Sites</b></p> <p>H01 Land West of Europa Way 1,190 homes</p> <p>H02 Land south of Harbury Lane 1,505 homes</p>	<p>The Plan and its evidence base suggest that as a consequence of these developments significant additional traffic will be generated and pass through the historic town of Warwick.</p> <p>Phase 4 Strategic Transport Assessment (March 2014) (STA4) suggests few traffic management measures are required to accommodate such an increase in traffic and would conserve the significance of the historic environment as a consequence.</p> <p>Whilst this is a better proposition than previously suggested it remains unclear, a) how the historic environment was considered, as STA4 makes little or no reference to the historic environment, and b) what are the implications of the additional traffic on levels of congestion and as a consequence the character and setting of the town.</p> <p>Might an increasing demand to travel through the town provide the opportunity to enhance the public realm and streets in the town consistent with NPPF paragraphs 137, 156 and</p>	<p>Can the local authority assure English Heritage that :-</p> <ul style="list-style-type: none"> <li>-the direct, indirect and cumulative effects of proposals on the historic environment have been appreciated?</li> <li>-that there has been an assessment in accordance with the Transport Analysis Guidance (DOT May 2014) including the methodology for assessing townscape, landscape and the historic environment?</li> <li>-that the principles of good practice in <i>Manual for Streets, and the Design Manual for Roads and Bridges</i> have been applied?</li> </ul> <p>If not the evidence base should be complimented to ensure that the local plan is based upon adequate, up-to-date evidence; without which, the local authority will not be able to assert that the objectives for sustainable development have been understood nor as a consequence that the objectively-assessed development needs of the area</p>

			<p>part of the Plans positive strategy for the conservation of the historic environment (NPPF paragraph 126)? I understood this was an objective of the former Warwick Area Action Plan now apparently no longer being prepared.</p>	<p>can be met in a manner which will accord with the presumption in favour of sustainable development (NPPF para 14). One of the core dimensions of sustainable development being the protection and enhancement of the historic environment (NPPF para 7).</p> <p>The evidence base will help to inform what the local plan needs to do in order to deliver a positive strategy for the conservation and enhancement of the historic environment.</p> <p>A failure to address such concerns may cause the Plan to be considered unsound.</p>
DS11	24	<p><b>DS11 Allocated Housing Sites</b></p> <p>HO6 <b>Thickthorn</b>, Kenilworth 760 homes, 8ha employment</p>	<p>The development affects Thickthorn Manor and the Glasshouse Roman Settlement. There is no evidence to demonstrate a proper assessment has been undertaken to inform the principle of development, nor, without prejudice, the critical design response (mitigation).</p> <p>It should be appreciated that due to the former Roman occupation of the site there also needs to be an assessment of the likelihood that currently unidentified</p>	<p>To accord with NPPF paragraphs 158 and 169, the local authority should gather evidence to assess the significance of the affected heritage assets (including by development affecting the setting of either heritage asset).</p> <p>I would strongly recommend the methodology in The Setting of Heritage Assets (English Heritage 2011) is used.</p> <p>The Assessment should also be used to</p>

			<p>archaeology, potentially of national importance, will be discovered (NPPF para 169).</p> <p>Without such an assessment the local authority is unable to assert that the objectives for sustainable development have been understood and therefore cannot say whether the objectively assessed development needs of the District will be met or not in accordance with the presumption in favour of sustainable development. One of the core dimensions of sustainable development being the protection and enhancement of the historic environment.</p> <p>It is expected that evidence has been taken into account when considering the impact of the proposal on heritage assets, to avoid or minimise conflict between the heritage asset's conservation and any aspect of the proposal (NPPF para 129).</p> <p>There appears to be a failure to demonstrate that great weight has been given to the conservation of the heritage assets (NPPF para 132) nor a recognition of the legislative expectation that special weight is paid to the desirability of preserving the setting of the affected Manor. The Ancient Monument and</p>	<p>predict the likelihood that currently unidentified archaeology, will be discovered in the future – the Roman settlement is highly likely to be more extensive than the scheduled area.</p> <p>It should then be applied to inform the principle, location, form and capacity of any strategic allocation.</p> <p>Development will be expected to avoid or minimise conflict between any heritage asset's conservation and any aspect of the proposal.</p> <p>Consequently English Heritage recommends that the Plan should not progress until this strategic matter is resolved.</p>
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			<p>Archaeological Areas Act gives provision for the protection of the scheduled Roman Settlement.</p> <p>The significance of a heritage asset derives not only from its physical presence but also from its setting – the surroundings in which it is experienced.</p> <p>Consequently English Heritage considers the Plan is inconsistent with the provisions of the NPPF and therefore <b><u>unsound</u></b>.</p> <p>English Heritage has raised this concern formally on more than one occasion.</p>	
H19	25	<p>DS11 Allocated Housing Sites</p> <p>Baginton - Rosswood</p> <p>35 new dwellings adjacent to Baginton Conservation Area</p>	<p>The evidence base considers that development would be acceptable if certain design principles were followed to ensure the setting of the conservation area is protected. Consequently the essential strategic design principles should be considered for inclusion in the Plan.</p>	<p>Consider including the critical design principles for the site in the Plan.</p>
H34	25	<p>DS11 Allocated Housing Sites</p> <p>Housing allocation at Leek Wootton</p>	<p>The proposal represents a sizable development within the setting of Woodcote House (Grade II listed). There appears to be no evidence to demonstrate the significance of the heritage assets, including the conservation area, have been established and the impacts</p>	<p>To accord with NPPF paragraphs 158 and 169, the local authority should gather evidence to assess the significance of the affected heritage assets (including by development affecting the setting of the relevant heritage assets).</p>

			<p>on that significance understood to inform the principle and design response.</p> <p>The NPPF requires Local Plans, as a whole, to set out a positive strategy for the conservation and enjoyment of the historic environment. This means ensuring that the sites which it is proposing to put forward for development will assist in delivering such a strategy and not contradict it.</p> <p>The selection of sites for development needs to be informed by the evidence base and the Plan should avoid allocating those sites which are likely to result in harm to the significance of the heritage assets of the Plan area. Where adverse impacts are unavoidable, the plan should consider how that harm might be reduced and any residual harm mitigated (NPPF para 152). This could include measures such as a reduction of the quantum of development at a site, amending the types of development proposed, or locating the development within another part of the site allocation.</p> <p>Without an historic environment assessment the local authority is unable to assert that the objectives for sustainable development have been understood and therefore cannot say</p>	<p>I would strongly recommend the methodology in The Setting of Heritage Assets (English Heritage 2011) is used.</p> <p>It should then be applied to inform the principle, location, form and capacity of the strategic allocation.</p> <p>Development will be expected to avoid or minimise conflict between any heritage asset's conservation and any aspect of the proposal.</p> <p>The Plan should not progress any further until this important matter is resolved.</p>
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			<p>whether the objectively assessed development needs of the District will be met or not in accordance with the presumption in favour of sustainable development. One of the core dimensions of sustainable development being the protection and enhancement of the historic environment.</p> <p>It is expected that evidence is taken into account when considering the impact of the proposal on heritage assets, to avoid or minimise conflict between the heritage asset's conservation and any aspect of the proposal (NPPF para 129).</p> <p>As a consequence of the lack of evidence there appears to be a failure to demonstrate that great weight has been given to the conservation of the heritage assets (NPPF para 132) nor a recognition of the legislative expectation that special weight is paid to the desirability of preserving the setting of the Hall.</p> <p>Consequently English Heritage considers the Plan is inconsistent with the provisions of the NPPF and therefore <b><u>unsound</u></b>.</p>	
BE2	108	Developing Strategic Housing	To ensure development briefs are prepared having due regard and consideration of the	Add

		Sites – development briefs	historic environment an additional criterion is recommended.	- the historic environment
	145	<b>Historic Environment Section</b>	English Heritage welcomes the inclusion of this specific section and the components of a positive strategy for the conservation of the historic environment. However to accord with the provisions of the NPPF the following modifications are recommended.	
HE1	146	HE1 Protection of Statutory Heritage Assets	It is unclear why the term <i>Statutory Heritage Asset</i> is used as the policy clearly only relates to listed buildings.	Rename Policy, Listed Buildings
HE2	147	HE2 Protection of Conservation Areas	Again, the title of the policy is perhaps misleading as the Policy is about managing change within conservation areas involving protecting and enhancing.	Rename Policy, Conservation Areas
HE2	147	HE2 Protection of Conservation Areas	The components of this policy should be set within an overriding policy statement as some of the policy expectations appear rather exclusive.	At the start of the policy consider including the following  Development within or which would affect the setting of a conservation area will be expected to preserve or, where appropriate, enhance those elements which contribute to their special character or appearance.

HE4	150	HE4 Protecting Historic Parks and Gardens	<p>This policy paraphrases NPPF paragraph 132+, setting out how the degrees of harm to significance should be considered. As these are generic national policy criteria for all designated heritage assets it might be argued that all the Warwick Local Plan's HE policies should also refer to such a statement.</p> <p>Alternatively the local authority might consider including the following paragraph in the introductory text of the Historic Environment Policy section, and a revised Policy HE4.</p> <p>Again, a revised policy title is also suggested.</p>	<p>The following additional text is suggested for the introductory part of the historic environment section.</p> <p><i>Any harm to the significance of a designated or non-designated heritage asset, or their loss, must be justified. Proposals will be weighed against the public benefits of the proposal; whether it has been demonstrated that all reasonable efforts have been made to sustain the existing use, find new uses, or mitigate the extent of the harm to the significance of the asset; and whether the works proposed are the minimum required to secure the long term use of the asset.</i></p> <p><b>HE4 Historic Parks and Gardens</b></p> <p><i>Development will be expected to conserve the design, character, appearance, structure, principal components and setting of the Districts historic parks and gardens on the national and local registers as defined on the Policies Map.</i></p>
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