

# Part A - Personal Details

### 1. Personal Details\*

### 2. Agent's Details (if applicable)

\* 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 section 2.

Title	MRS	
First Name	MICHELE	
Last Name	MILLER	
Job Title (where relevant)		
Organisation (where relevant)		
Address Line 1		
Address Line 2		
Address Line 3		
Address Line 4		
Postcode		
Telephone number		
Email address		

### 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 Modifications to the appointed Inspector

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

# Part B - Your Representations

Please note: this section will need to be completed for each representation you make

## 4. To which proposed Modification to the Submission Plan or the updated Sustainability Appraisal (SA) does this representation relate?

Modification or SA:	ALLOCATION OF LAND NORTH OF LEAMINGTON FOR DEVELOPMENT
Mod. Number:	14
Paragraph Number	POLICY DS 15
Mod. Policies Map Number:	H44

## 5. Do you consider the Local Plan is :

5.1 Legally Compliant?

Yes  No

5.2 Sound?

Yes  No

## 6. If you answered no to question 5.2, do you consider the Proposed Modification is unsound because it is not:

(Please tick)

Positively Prepared:	<input type="checkbox"/>
Justified:	<input checked="" type="checkbox"/>
Effective:	<input checked="" type="checkbox"/>
Consistent with National Policy:	<input checked="" type="checkbox"/>

7. Please give details of why you consider the Proposed Modifications to the Submission Warwick District Local Plan are not legally compliant or are unsound. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Proposed Modifications, please also use this box to set out your comments.

PLEASE SEE ATTACHED REPRESENTATION

Continue on a separate sheet if necessary

8. Please set out what change(s) you consider necessary to make the Proposed Modifications to the Submission Warwick District Local Plan legally compliant or sound, having regard to the test you have identified at Question 5 above where this relates to soundness. You will need to say why this change will make the Local Plan/Sustainability Appraisal 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

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 changes, as there will not normally be a subsequent opportunity to make further representations. Further submissions will be only at the request of the Inspector, based on the matters and issues he/she identifies for examination.

For Official Use Only

Person ID:

Rep ID:

REASONS WHY I CONSIDER THE PROPOSED MODIFICATIONS TO THE SUBMISSION OF THE WARWICK DISTRICT COUNCIL LOCAL PLAN ARE NOT LEGALLY COMPLIANT OR ARE UNSOUND: BOX 7

1 In my opinion, the proposed modifications to the local plan as it relates to the land north of Milverton are unsound in that they are not justified, nor effective nor consistent with well established national policy. It is also arguable that the proposed changes are irrational and in legal terms Wednesday unreasonable in the sense that they are not ones which a local authority properly advised could reasonably make.

2 The main purpose of the proposed changes is to build a substantial number of houses and supporting developments on prime quality Green Belt land and it is claimed that this is necessary to meet the housing needs of Coventry. The proposal can hardly be consistent with section 9 of the National Planning Policy Framework of March 2012 which emphasises the great importance which the Government attaches to Green Belts and the purposes which they serve (paras 79 and 80). It also states that, once established, Green Belt boundaries should be altered only in 'exceptional circumstances' (para. 83). Further, local planning authorities 'should regard the construction of new buildings as inappropriate in Green Belt', except in certain specified circumstances which do not extend to the scale of building envisaged in the proposals.

3 *The requirement of demonstrating 'exceptional circumstances' such as to justify encroachment on Green Belt land sets a high hurdle. At the very least, it envisages that all other alternatives have been carefully considered and found to be wanting as a means of achieving the overall goal. In my opinion, the documents written in support of the proposals do not come close to demonstrating that the building of at least 250 new houses can be achieved only by building on Green Belt land. It seems that what is envisaged over a longer period is that the local Green Belt will be sacrificed to meet the needs not only of Leamington and Kenilworth, but also those of other major conurbations. The needs thus created will of course extend to the full range of associated buildings, park and ride schemes and the like.*

4 So far as I can judge, no serious or at least persuasive attempt has been made to establish that there are 'exceptional circumstances' in this case. Plainly, it can hardly be sufficient to proclaim that Coventry has a need for more housing and that this is an 'exceptional circumstance'. If it were otherwise, any area with a housing need would constitute an 'exceptional circumstance'. Secondly, even if this general point is disputed it is understood that there are sustainable sites closer to Coventry with a lower Green Belt value. The choice of such sites would clearly be preferable in that it would be more apt to meet the needs of the local Coventry community whilst at the same time reducing the need to travel and the ever increasing flow of traffic and consequent pollution. As is well known, the A452 between Leamington Spa and Kenilworth is already overcrowded and dangerous and adding to an increased volume of traffic would only exacerbate the problem.

BOX 8

Proposed modifications numbered 16 and 14 would be sound only if the land North of Milverton remains in the Green Belt. Any essential development should be reallocated to sites closer to Coventry with a lower Green Belt value.

Professor CJ and Mrs MMJ Miller

9. 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

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:

11.4.2016

Copies of all the comments 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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## Part B - Your Representations

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### 4. To which proposed Modification to the Submission Plan or the updated Sustainability Appraisal (SA) does this representation relate?

Modification or SA:

REMOVAL OF LAND NORTH OF MILVERTON

FROM GREEN BELT

Mod. Number:

16

Paragraph Number

2.81

Mod. Policies Map Number:

H44

### 5. Do you consider the Local Plan is :

5.1 Legally Compliant?

Yes  No

5.2 Sound?

Yes  No

### 6. If you answered no to question 5.2, do you consider the Proposed Modification is unsound because it is not:

(Please tick)

Positively Prepared:

Justified:

Effective:

Consistent with National Policy:

7. Please give details of why you consider the Proposed Modifications to the Submission Warwick District Local Plan are not legally compliant or are unsound. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Proposed Modifications, please also use this box to set out your comments.

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REASONS WHY I CONSIDER THE PROPOSED MODIFICATIONS TO THE SUBMISSION OF THE WARWICK DISTRICT COUNCIL LOCAL PLAN ARE NOT LEGALLY COMPLIANT OR ARE UNSOUND: **BOX 7**

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Signed:

11.04.2016 [REDACTED]

Date:

11.4.2016

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