

Response to local authority consultation

Authority: North York Moors National Park Authority

Type of consultation: Policy

Full details of consultation: Local Plan Submission Draft Consultation - May 2019

Type of response: Comment

Date of submission 24<sup>th</sup> May 2019

All responses or queries relating to this submission should be addressed to  
The Chair,  
The North Yorkshire Branch of the Campaign to Protect Rural England



The charity will be referred to as CPRENorthYorkshire throughout this document

All CPRENorthYorkshire comments are prepared by the charity using professional planners whose research and recommendations form the basis of this response in line with national CPRE policies.

external planning consultant:



KVA Planning Consultancy



The North Yorkshire Branch of the Campaign to Protect Rural England CIO operates with the help of planning wardens in the different local authority administrative districts reporting directly to the branch following a recent restructure. All correspondence should therefore be directed to the 'Chair of CPRENorthYorkshire'. CPRENorthYorkshire is the only authorised body to represent CPRENorthYorkshire issues within the local area.

## **Introduction**

CPRENorthYorkshire have previously commented upon the emerging Local Plan consultations published in 2016, 2017 and 2018 and welcomes the opportunity to comment upon the Local Plan 'Draft Submission' consultation. Having had the opportunity to consider the NPA's changes to the Preferred Option Plan and responses set out in their detailed schedule of responses, comments raised by CPRENorthYorkshire on the attached formal response forms, are limited to those areas which are of most pertinence to the charity and where it is considered policies and text could be further strengthened to reflect national policy.

## **Comment**

CPRENorthYorkshire welcome the fact that some of the changes suggested in their response to the Preferred Option consultation have been incorporated into the Submission Draft document.

CPRENorthYorkshire are supportive of the Draft Submission Plan and recognise the NPA's work to deliver a sound and compliant plan. It is considered that the changes made to the Plan, including additional policies and supporting text are justified and will help to deliver the NPA's strategic vision for the National Park. Read holistically the document should provide the policy focus required for the NPA to deliver their statutory duties and preserve and enhance the special qualities cited in the 1947 Hobhouse Report which originally recommended the North York Moors designation as a NP.

Furthermore, it is considered that the clarity afforded by the provision of additional text within the built environment policies will ensure that both developers and communities will understand what is required by the NPA for sustainable development to be achieved in the National Park. It will also enable the NPA to determine future planning applications effectively.

CPRENorthYorkshire maintain their support to the recognition afforded by the emerging Plan that the NP must remain a dynamic entity in order to support the existing local residential communities and economic activities located within its boundaries. At the same time, the special landscape is rightly afforded the highest protection in national planning policy. It is important that an appropriate balance is struck between the protection of the landscape as a national asset and supporting the local populations it contains. CPRENorthYorkshire are confident that the policies found within the emerging document will be effective in striking the right balance.

CPRENorthYorkshire would wish to be kept informed of the status of the Local Plan and whilst not opting to present oral evidence at the forthcoming examination in public would like to be informed of the timetable at the appropriate time.

**PART A – Personal Contact Details**

<b>Title:</b>	█
<b>First Name:</b>	█
<b>Surname:</b>	█
<b>Job Title (where relevant)</b>	Chair
<b>Address:</b>	█ █ █
<b>Organisation or Group:</b>	CPRE North Yorkshire
<b>Postcode:</b>	█
<b>Telephone no:</b>	█
<b>Email Address:</b>	█

## PART B – Your representation(s)

*Please use a separate sheet for each representation*

### 3. To which part of the Local Plan does this representation relate?

Paragraph?	<input type="text" value="Click here to enter text."/>	Policy?	<input type="text" value="ENV2"/>	Policies Map?	<input type="text" value="Click here to enter text."/>
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### 4. Do you consider the Local Plan is:

a) Legally compliant?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>
b) Sound?	Yes	<input type="text" value="Click here to enter text."/>	No	<input type="text" value="no"/>
c) Complies with the Duty to Co-operate?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>

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

**Point 5 of the policy refers to 'historic assets' - it is thought that to be consistent with national policy this should refer to 'heritage assets' instead**

*(Continue on a separate sheet / expand box if necessary)*

### 6. 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 question 5 above where this relates to soundness. 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 note that any non-compliance with the duty to co-operate is incapable of modification at examination).

Point 5 should state the following to be more reflective of national policy: 5. Presence of heritage assets

*(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 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 the Examination.*

### 7. If your representation is seeking a modification, do you consider it necessary to participate at the oral part of the Examination?

<input checked="" type="checkbox"/>	No, I do not wish to participate at the oral Examination	<input type="text" value="Click here to enter text."/>	Yes, I wish to participate at the oral Examination
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8. If you wish to participate at the oral part of the Examination, please outline why you consider this to be necessary.

Click here to enter text.

*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.*

**Signature**



**Date**

**23/5/2019**

**PART A – Personal Contact Details**

<b>Title:</b>	█
<b>First Name:</b>	█
<b>Surname:</b>	█
<b>Job Title (where relevant)</b>	Chair
<b>Address:</b>	█ █ █
<b>Organisation or Group:</b>	CPRE North Yorkshire
<b>Postcode:</b>	█
<b>Telephone no:</b>	█
<b>Email Address:</b>	█

## PART B – Your representation(s)

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3. To which part of the Local Plan does this representation relate?

Paragraph?	<input type="text" value="4.87"/>	Policy?	<input type="text" value="ENV11"/>	Policies Map?	<input type="text" value="Click here to enter text."/>
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4. Do you consider the Local Plan is:

a) Legally compliant?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>
b) Sound?	Yes	<input type="text" value="Click here to enter text."/>	No	<input type="text" value="no"/>
c) Complies with the Duty to Co-operate?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>

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It is considered that the concluding paragraph of the policy would be strengthened by the addition of the text in the second sentence of para 4.87. It is thought that this is an important caveat that should be included within the policy and would be better reflective of national policy which seeks a demonstration of impact and clear justification

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The final paragraph would benefit from the inclusion of wording from paragraph 4.87 "in order to accept any loss or harm proposals will be required to present clear and compelling justification for the development, including the public benefits which will arise from the proposal."  
(Continue on a separate sheet / expand box if necessary)

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<input checked="" type="checkbox"/>	No, I do not wish	<input type="checkbox"/>	Yes, I wish to
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to participate at  
the oral  
Examination

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Examination

- 8. If you wish to participate at the oral part of the Examination, please outline why you consider this to be necessary.**

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**Signature**

**Date**

**23/5/2019**

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<b>Email Address:</b>	█

## PART B – Your representation(s)

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### 3. To which part of the Local Plan does this representation relate?

Paragraph?	<input type="text"/>	Policy?	CO6 and CO7 (SP M)	Policies Map?	<input type="text" value="Click here to enter text."/>
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b) Sound?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>
c) Complies with the Duty to Co-operate?	Yes	<input type="text" value="yes"/>	No	<input type="text" value="Click here to enter text."/>

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The change to these policies to allow up to 5 dwellings to come forward in Helmsley and the larger villages on 'suitable sites' is considered appropriate and in line with national policy. The intention to focus development on suitable sites within settlements is supported in order to reduce the pressure to develop in the protected landscapes of the NP and provide for housing in settlements supported by services in line with national sustainability objectives. Changes in wording within Strategic Policy M is also supported to facilitate these changes.

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**Signature**

**Date**