



**BRENTWOOD  
BOROUGH COUNCIL**

## **Brentwood Pre-Submission Local Plan (Regulation 19)**

January 2019

### **COMMENT FORM**

From Tuesday 05 February to Tuesday 19 March 2019 we are consulting on the next stage of the Brentwood Local Plan: Pre-Submission Local Plan (Regulation 19). You can view and comment on the consultation document online at: [www.brentwood.gov.uk/localplan](http://www.brentwood.gov.uk/localplan)

Alternatively, please use this form to share your views on the contents of the document.

All responses should be received by 5PM Tuesday 19 March 2019.

Please return forms either by attaching completed forms by email to [planning.policy@brentwood.gov.uk](mailto:planning.policy@brentwood.gov.uk) or alternatively by post to Planning Policy Team, Brentwood Borough Council, Town Hall, Brentwood, Essex CM15 8AY.

#### **How to complete the representation form:**

This form consists of two sections – Section A: Personal Information, and Section B: Your Representation. Please note that your representation cannot be accepted without completing information identified in Section A.

The Local Plan Pre-Submission (Regulation 19) consultation consists of more formal and technical questions focused on the four Tests of Soundness and whether the Local Plan is compliant with relevant legislation. Comments are to be focused on three core areas – is the Plan positively prepared (referred to as 'soundness'), does the Council adhere to the Duty to Cooperate, and is the Plan legally compliant (addressed by question 3 of this comment form). These terms are defined below:

- a) **Soundness:** Local Planning Authorities must prepare a Local Plan based on relevant and appropriate evidence base. They are required to publish these documents on their website. The evidence used to develop the Brentwood Local Plan can be found on the Council's website under Evidence Base.
- b) **Duty to Cooperate:** Throughout the plan-making process discussions have taken place with various statutory consultees and neighbouring authorities. A summary of these meetings can be found within the Duty to Cooperate Statement, published as part of the Regulation 19 consultation. This is a live

document and will be updated prior to being submitted to the Secretary of State.

- c) **Legally Compliant:** Local Planning Authorities must prepare a Local Plan which adheres to the requirements as set out in the National Planning Policy Framework (NPPF), planning practice guidance, and other relevant planning regulations & legislation.

Question 4 of this comment form asks for further information on your opinion of the Plans 'soundness'. According to the National Planning Policy Framework (NPPF) para 35, Local Plans are examined to assess whether they have been prepared in accordance with legal and procedural requirements and whether they are sound. Plans are 'sound' if they are:

- a) **Positively prepared** – providing a strategy which as a minimum seeks to meet the area's objectively assessed needs, and is informed by agreements with other authorities, so that unmet need from neighbouring areas is accommodated where it is practical to do so and consistent with achieving sustainable development
- b) **Justified** – an appropriate strategy, taking into account the reasonable alternatives, and based on proportionate evidence;
- c) **Effective** – deliverable over the plan period, and based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground; and
- d) **Consistent with national policy** – enabling the delivery of sustainable development in accordance with the policies in the NPPF.

Please keep in mind the information provided above to assist with correctly completing your comment form. For additional information on what the difference is between a Regulation 18 and Regulation 19 Local Plan consultation, please view the FAQ's published on-line [www.brentwood.gov.uk/localplan](http://www.brentwood.gov.uk/localplan)

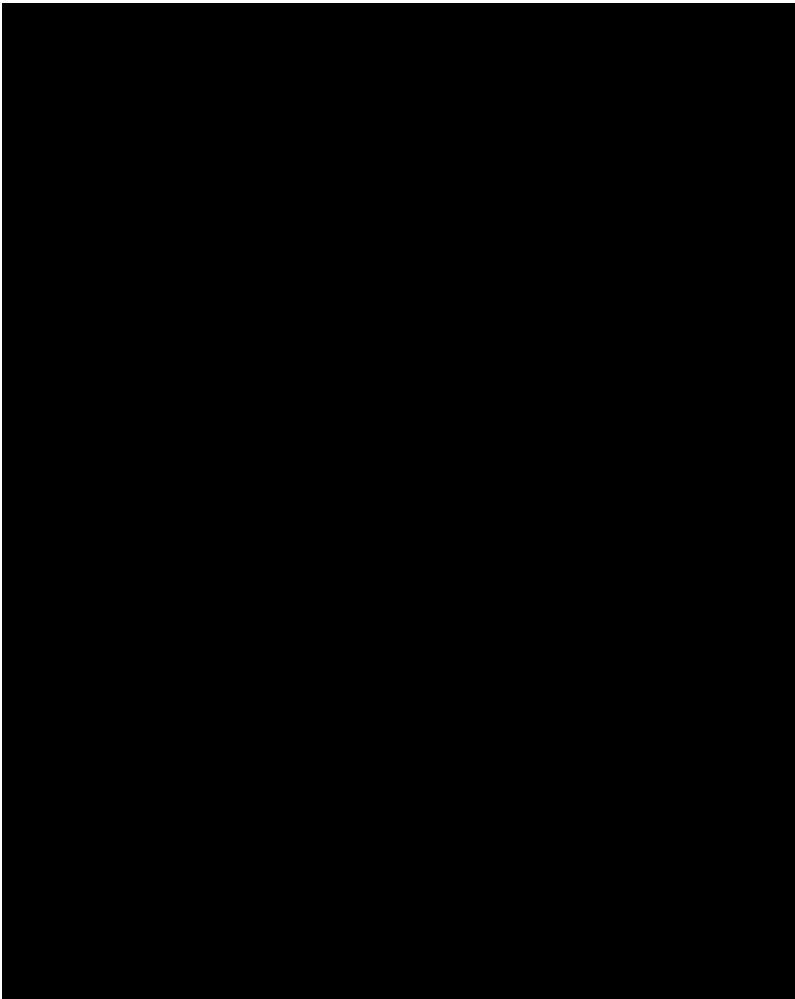
#### **Data Protection**

All personal information that you provide will be used solely for the purpose of the Local Plan consultation. Please note whilst all addresses will be treated as confidential, comments will not be confidential. Each comment and the name of the person who made the comment will be featured on the Council's website.

By submitting this form, you are agreeing to the above conditions.



**Section A: Personal Details**

Title	Mr.
First Name	Malcolm Kevin
Last Name	Hurford
Job Title (if applicable)	
Organisation (if applicable)	
Address	
Post Code	
Telephone Number	
Email Address	



## Section B: Your Representation

Please complete a separate sheet for each representation that you wish to make. You must complete 'Part A – Personal Details' for your representation to be accepted.

Representations cannot be treated as confidential and will be published on our Consultation Portal. Any representations that are considered libelous, racist, abusive or offensive will not be accepted. All representations made will only be attributed to your name. We will not publish any contact details, signatures or other sensitive information.

Full Name

Malcolm Kevin Hurford.

Question 1: Please indicate which consultation document this representation relates to?

The Local Plan

Sustainability Appraisal

Habitat Regulations Assessment

Question 2: Please indicate which section of the indicated document identified above that you are commenting on (where applicable please clearly state the section / heading or paragraph number).

Section 09: Site Allocation

- Policy R25, 9.197-9.200

- Policy R26, 9.201-9.204

**Section 04: Managing Growth**

- Policy SP01-D (a) and D (f)
- Para 4.9
- Para 4.2
- Policy SP02

**Section 08: Natural Environment**

- Policy NE06, 8.5-8.64
- Para 8.85 (iv)
- Para 8.90
- Para 8.101
- Policy NE13

**Question 3: Do you consider the Local Plan is:**

Sound?	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>
Legally Compliant?	YES <input type="checkbox"/>	NO <input type="checkbox"/>
Compliant with the Duty to Cooperate?	YES <input type="checkbox"/>	NO <input checked="" type="checkbox"/>

**Question 4: If you consider the Local Plan unsound, please indicate your reasons below (please tick all that apply):**

The Local Plan has not been positively prepared	<input checked="" type="checkbox"/>
The Local Plan is not justified	<input checked="" type="checkbox"/>



The Local Plan is not effective

The Local Plan is not consistent with national planning policy

Question 5: Please provide details of either:

- Why you consider the Plan to be sound, legally compliant, or adheres to the Duty to Cooperate; or
- Why you consider that the Local Plan is unsound, is not legally compliant, or fails to comply with the Duty to Cooperate

The Local Plan is not compliant on the following points:

- NPPF Sect 2 8.a.b.c - to meet local need, accessible services –does not comply
- NPPF Sect 3 28 – the views of the local community have not been included in production of the plan.
- NPPF Sect 5 77/78–decisions should be 'responsive to local circumstances' and 'reflect local needs'. There is no proven need for these houses.
- NPPF Sect 9 103 – development should be location focused, limiting the need to travel and offering a genuine choice of travel modes. This development of 70 houses will rely on private cars for transport being at least 7 miles from the nearest rail stations being accessed via local rural lanes. The limited bus services are not supportive of employment during normal working hours.
- NPPF Sect 14 –area known locally to flood although no focused flood risk assessment has been carried out. History of flooding shows both Chelmsford Road and Redrose Lane become impassable during heavy rainfall. (In 2012 my own car was written off after ingesting flood water through the air intake system when proceeding along Redrose Lane.
- NPPF Sect 15 174/175 – to protect and enhance biodiversity.



- NPPF 16 – Conserving the historic environment. R25 and R26 have two Grade 2 listed buildings on the boundary of the development. Redrose Lane being the point of access for both developments is signed by the Highways authority as “Not suitable for heavy goods vehicles”. Redrose lane has historical significance as a bypass during the Black plague of 1348. This lane has been assessed by the local community by way of the procedure used in the Brentwood Borough Council Protected Lanes report [March 2016 (Draft)].

Question 6: Please set out what modification(s) you consider necessary to make the Local Plan sound or legally compliant, having regard to the matters that you identified above.

You will need to say why this modification will make the Local Plan sound or legally compliant. Please be as accurate as possible.

- Consultation required with neighboring authorities this would show several developments that would impact on local services in Blackmore and cater for some local housing needs.
- Location needs to be re-assessed. There is no prove that Blackmore needs this number of houses being distant from transport links and there being little or no local employment.
- Detailed flood risk analysis required - to identify suitable locations out of flood risk areas.
- The historic lanes in and around Blackmore should be assessed to the established procedure and allocated “Protected Lane” status where they meet the necessary requirements.
- Assess possibility of smaller scale brownfield developments – support a policy of partnering owners of brownfield sites to develop local area needs where proven.
- Re-assess the development of sites around the transport hubs (Brentwood, Dunton, etc.) to cater for the Borough’s housing needs and reduce the demands on the already stretched rural infrastructure to the north of Brentwood.
- Develop a strategic approach to the Villages north of Brentwood by consultation with the local community.

Question 7: If your representation is seeking a modification, do you consider it necessary to participate at the oral part of the Examination in Public (EiP)?

NO, I do not wish to participate in the oral part of the EiP

YES, I wish to participate in the oral part of the EiP

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

Please continue on a separate sheet if necessary.

Please note that the Inspector (not the Council) will determine the most appropriate procedure to hear those who have indicated that they wish to participate in the oral part of the Examination.

