16/11/4.2

Representar 16



### **LOCAL PLAN**

Ref:

(For official use only)

# Publication Stage Representation Form

# North West Leicestershire Local Plan Proposed Submission

Please return this form to North West Leicestershire District Council either by post:

Planning Policy, North West Leicestershire District Council, Council Offices, Whitwick Road, Coalville LE67 3FJ or email planning.policy@nwleicestershire.gov.uk no later than **5pm on 15 August 2016**.

This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

#### 1. Personal Details

### 2. Agent Details

Title		
First Name	Emilie .	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address (Where relevant)		

<ol> <li>To which part of the Local</li> </ol>	Plan does this representa	tion relate?
or to things part of the zoon.		
Paragraph(s) 4.2	Policy	Policies Map
4. Do you Consider the Loca (Please tick as appropriate)	l Plan is:	
i) Legally Compliant	Yes x	No
ii) Sound	Yes	No x
iii) Complies with the  Duty to co-operate	Yes x	No
		lan not legally compliant or is e. Please be as precise as
		ness of the Local Plan or its use this box to set out your
Within section 4.0, 'What a	are the Issues', referenc	e should be included to
'heritage assets' rather tha		
compliance with the NPPF	r.	
54		

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

	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 5 above where this relates to soundness. (NB 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.
	The Heritage paragraph within table 1 (after para. 4.2) should be amended to "The provision of new development needs to be achieved whilst also paying due regard to the protection and enhancement of assets of heritage value heritage assets"
	Continue on a separate sheet/expand box if necessary)
	Please note your representation should cover succinctly all the information, evidence and upporting information necessary to support/justify the representation and the suggested nodification, as there will not normally be a subsequent opportunity to make further epresentations based on the original representation at publication stage.
1	After this stage, further submissions will only be at the request of the Inspector, based on the matters and issues he/she identifies for examination.
	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
8	. If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:
	We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.
	Flatifility Additionty.

	Х*	æ	#11

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.

9. Signature:



Date:

03 August 2016

16/2/4.6

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# LOCAL PLAN

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This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

1.	Personal	Details

2. Agent Details

Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address (Where relevant)		

Naı	ne o	ne or Organisation:  3. To which part of the Local Plan does this representation	relate?
			icies Map
	4. (Ple	4. Do you Consider the Local Plan is: (Please tick as appropriate)	
	⊴i)	i) Legally Compliant Yes x	No
	ii)	ii) Sound Yes x	No
	iii)	iii) Complies with the  Duty to co-operate	No
	5.	<ol> <li>Please give details of why you consider the Local Pla unsound or fails to comply with the duty to co-operate possible.</li> </ol>	
		If you wish to support the legal compliance or soundre compliance with the duty to co-operate, please also comments.	ness of the Local Plan or its use this box to set out your
		Revised objective 10 is welcomed.	
		(Continue on a separate sheet/expand box if necessary)	

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ntinue on a separate sheet/ex	pand box if necessary)	-	
pporting information ne dification, as there w	ecessary to support/justify	cinctly all the information, or the representation and the subsequent opportunity to publication stage.	ne suggested
er this stage, further so matters and issues he	ubmissions will only be a e/she identifies for examir	t the request of the Inspecto ation.	r, based on
	is seeking a modification part of the examination?	n, do you consider it necess	sary to
No, I do not at the oral e	wish to participate examination.	Yes, I wish to parti	
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Representan 16

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**Part B** - Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

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2. Agent Details

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First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England East Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address		

Na	me	or Organisation:				
	3.	To which part of the Local	Plan does	this represen	tation relate?	
	Pa	ragraph(s)	Policy	Н3	Policies Map	
	4. (Pl	Do you Consider the Local ease tick as appropriate)	Plan is:			
	i)	Legally Compliant	Yes	х	No	
	ii)	Sound	Yes		No x	
	iii)	Complies with the	Yes	х	No	

5. Please give details of why you consider the Local Plan 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 or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

The site at Money Hill has the potential to cause harm to Ashby Castle (Scheduled Monument 17121), its designed landscape and the Parish Church of St Helen (Listed grade I). The text as proposed is unsound as Policy H3 does not include reference to the protection of all heritage assets in accordance with paragraph 141 of the NPPF.

Ashby Castle is a Scheduled Monument in the guardianship of the Secretary of State for Culture Media and Sport, designated on the basis of its national archaeological importance this important home of the Hastings family has extensive gardens and parkland associated, both it and the Church of St Helen are Grade I listed buildings and lie within a Conservation Area. An area of ridge and furrow will be lost to the south of the site. There will be harm, which must be assessed and balanced in terms of housing allocations for the borough.

Amendments to policy H3c in accordance with our 24 November 2015 letter are welcomed. However policy H3a still does not include reference to the protection of all heritage assets in accordance with paragraph 141 of the NPPF which

ould in our view assure	a sound polic	<b>y</b> .			
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				# _ X	
	3	B) 39		78	
tinue on a separate sheet/expand	box if necessary)				
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uty to co-operate is incar					
hy this modification will r					
elpful if you are able to p ext. Please be as precise		suggested	revised wording	of any policy or	
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additional criteria is su	lagested as fo	llows within	policy H3a:-	377	
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St Helen (listed gr					
haeological remains ir					
ge and furrow"	700.8370		-		1
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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:

We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

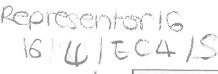
Please note the inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate at the oral part of the examination.

9. Signature:



Date:

03 August 2016





### **LOCAL PLAN**

04/5	
Ref:	
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This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

# Part A

### 1. Personal Details

### 2. Agent Details

Title	•	
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address (Where relevant)		

Name or Organisation:						
3.	3. To which part of the Local Plan does this representation relate?					
Pa	aragraph(s) Policy Ec4 Policies Map					
	Do you Consider the Local Plan is: lease tick as appropriate)					
i)	Legally Compliant Yes x No					
ii)	Sound Yes x No					
iii)	Complies with the Yes X No Duty to co-operate					
5.	<ol> <li>Please give details of why you consider the Local Plan not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible.</li> </ol>					
	If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.					
The addition of criteria (e) is strongly welcomed. There are a number of heritage assets within the vicinity of the airport which are vulnerable to the effects of noise and disturbance, including numerous assets within Castle Donington, to the north, the grade II* listed Donington Hall to the west and other assets within neighbouring authorities.						

(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 5 above where this relates to soundness. (NB 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.
(Co	ntinue on a separate sheet/expand box if necessary)
mo rep Aft the	porting information necessary to support/justify the representation and the suggested diffication, as there will not normally be a subsequent opportunity to make further resentations based on the original representation at publication stage.  For this stage, further submissions will only be at the request of the Inspector, based on matters and issues he/she identifies for examination.  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 the oral examination
8.	If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:

		*	

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.

9. Signature:



Date:

03 August 2016



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### Part A

#### 1. Personal Details

2. Agent Details

Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	V
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address (Where relevant)		

Name	ame or Organisation:					
3.	3. To which part of the Local Plan does this representation relate?					
Pa	ragraph(s) Policy Ec13 Policies Map					
4. (Ple	Do you Consider the Local Plan is: ease tick as appropriate)					
i)	Legally Compliant Yes x No No					
ii)	Sound Yes x No					
iii)	Complies with the Yes X No No					
	Duty to co-operate					
5.	Please give details of why you consider the Local Plan 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 or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.					
	eference to heritage within policy Ec13: Tourism development, criteria (e) is elcomed.					

,	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 5 above where this relates to soundness. (NB 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.			
(Cont	inue on a separate sheet/expand box if necessary)			
Plea supp	se note your representation should cover succinctly all the information, evidence and porting information necessary to support/justify the representation and the suggested ification, as there will not normally be a subsequent opportunity to make further esentations based on the original representation at publication stage.			
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	f 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 the oral examination			
	f you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:			
	se note the inspector will determine the most appropriate procedure to adopt to hear those have indicated that they wish to participate at the oral part of the examination.			
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### Part A

### 1. Personal Details

### 2. Agent Details

Title	
First Name	Emilie
Last Name	Carr
Job Title (Where relevant)	Historic Environment Planning Advisor
Organisation (Where relevant)	Historic England Fast Midlands
Address Line 1	2nd Floor
Line 2	Windsor House
Line 3	Cliftonville
Line 4	Northamptonshire
Post Code	NN1 5BE
Telephone Number	
Email Address	

Name	or Organisation:				
3.	3. To which part of the Local Plan does this representation relate?				
Pa	aragraph(s) 11.15	Policy	HE1	Policies Map	
	Do you Consider the Loca lease tick as appropriate)	l Plan is:			
í)	Legally Compliant	Yes	x	No	
ii)	Sound	Yes	x	No	
iii)	Complies with the Duty to co-operate	Yes	х	No	
5.	<ol> <li>Please give details of why you consider the Local Plan not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible.</li> <li>If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.</li> <li>Amendments to paragraph 11.9 (formerly 10.10) are welcomed.</li> </ol>				
	ntinue on a separate sheet/expand bo				

	legally of where to duty to why this helpful i	compliant or sou his relates to so co-operate is inc s modification wi	nd, having regal undness. (NB Pl capable of modif Il make the Loca put forward you	rd to the test y ease note tha ication at exa al Plan legally	essary to make the Local Plan you have identified at 5 above at any non-compliance with the mination). You will need to say compliant or sound. It will be revised wording of any policy or
65					
	•	separate sheet/expan			
	supporting i modification,	information nece.	ssary to suppor not normally b	t/justify the ro e a subsequ	all the information, evidence and epresentation and the suggested ent opportunity to make further ation stage.
1	After this sta the matters	age, further subr and issues he/sl	nissions will onl ne identifies for e	y be at the rec examination.	quest of the Inspector, based on
ī	7. If your re participa	epresentation is ate at the oral pa	seeking a modi	fication, do yo ation?	ou consider it necessary to
		No, I do not wi at the oral exa	sh to participate mination.		Yes, I wish to participate at the oral examination
8		sh to participate this to be nece		of the exami	nation, please outline why you
		1			
	Please note	the inspector will	determine the m	ost appropriate	procedure to adopt to hear those
١	who have inc	dicated that they v	vish to participate	at the oral pa	rt of the examination.
9	). Signatur	e:		Date: 03 A	ugust 2016
	3				

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16/7/11/12

Representor 16



### **LOCAL PLAN**

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# **Publication Stage Representation Form**

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2. Agent Details

Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		X
Email Address (Where relevant)		

Name or Organisation:

3. To which par	3. To which part of the Local Plan does this representation relate?				
Paragraph(s)	1.15	Policy	HE1	Policies Ma	р
4. Do you Cons (Please tick as approp	sider the Local oriate)	Plan is:			
i) Legally Com	oliant	Yes	х	No [	
ii) Sound		Yes		No [	х
iii) Complies wi		Yes	х	No [	

5. Please give details of why you consider the Local Plan 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 or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

Paragraph 11.12's bullet point in relation to evidence is welcomed, but would be improved and strengthened in order to ensure a sound plan, if the previously proposed bullet point was included to provide greater detail and clarity.

(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 5 above where this relates to soundness. (NB 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.

The following bullet point could be inserted after that in relation to the evidence
base:-
"Maintain an appropriate evidence base, this may include character appraisals and management plans, a review of heritage at risk and revision to local
heritage designations including a local list"
normago acongriculorio monanig a recal net
(Continue on a separate sheet/expand box if necessary)
<b>Please note</b> 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.
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7. 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
<ol><li>If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:</li></ol>
We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

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.	

9. Signature:



Date:

03 August 2016

16/8/1



### **LOCAL PLAN**

Ref:

use only)

# **Publication Stage Representation Form**

### North West Leicestershire Local Plan Proposed Submission

Please return this form to North West Leicestershire District Council either by post:

Planning Policy, North West Leicestershire District Council, Council Offices, Whitwick Road, Coalville LE67 3FJ or email <a href="mailto:planning.policy@nwleicestershire.gov.uk">planning.policy@nwleicestershire.gov.uk</a> no later than **5pm on 15 August 2016.** 

This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

#### 1. Personal Details

2. Agent Details

Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address		

Na	me	or Organisation:				
	3.	To which part of the Loc	cal Plan does	this represe	ntation relat	e?
	Pa	ragraph(s)	Policy	HE1	Policies M	1ap
		Do you Consider the Lo ease tick as appropriate)	cal Plan is:			
	i)	Legally Compliant	Yes	х	No	
	ii)	Sound	Yes		No	х
	iii)	Complies with the Duty to co-operate	Yes	х	No	
	for V for e	Please give details of we unsound or fails to compossible.  If you wish to support the compliance with the dute comments.  The inclusion of a History providing the opport will the policy be strate for Local Plans to in inhancement of the history be considered sound is suggested that the aragraph (2) of policing than that now the NPPF.	e legal comply to co-operate oric Environmenty to engagic? The NP clude strate storic envirored in accordance previous by HE1 was	iance or source, please also nent policy age in discurrence policies ment. If the public constronger,	is strongly ussions prices to delive policy is NPPF.	welcomed, thank your welcomed, thank you or to this consultation within paragraph 156 er conservation and not strategic it would wording in relation to ad significantly more

(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 5 above where this relates to soundness. (NB 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.

Clarity should be provided, in the form of an explanatory paragraph, in relation to the status of policy HE1, in order to comply with paragraph 156 of the NPPF for the inclusion of strategic policies to deliver conservation and enhancement of the historic environment.

It is suggested that He1 (2) should revert to:-

"there will be a presumption against development, alteration, advertising or demolition that will be harmful to the significance of a heritage asset and their setting. Any development proposal that would cause harm to a heritage asset will be refused permission, unless the works are justified, there are overriding public benefits and mitigation measures are secured."

(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.

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΄.	participate at the oral part of the examina		d consider it necessary to
	No, I do not wish to participate at the oral examination.	х	Yes, I wish to participate at the oral examination

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

We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

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	1.5				
4- 41 1		-1 - 4 41	4	riota proceduro to	 hoor thoo

**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.

9. Signature:

Date:

04 August 2016

16/9/Hez

Representant 16



### **LOCAL PLAN**

Ref:	
	ď
(For off	ficial
use onl	ly)

# **Publication Stage Representation Form**

# North West Leicestershire Local Plan Proposed Submission

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This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

#### 1. Personal Details

2. Agent Details

Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address		

Na	me	or Organisation:			
	3.	To which part of the Local I	Plan does this repres	sentation relate?	
	Ра	ragraph(s)	Policy HE2	Policies Map	
		Do you Consider the Local ease tick as appropriate)	Plan is:		
	i)	Legally Compliant	Yes x	No	
	ii)	Sound	Yes x	No	
	iii)	Complies with the Duty to co-operate	Yes x	No	
	5.	Please give details of why unsound or fails to comply upossible.			
¥		If you wish to support the le compliance with the duty to comments.			
	th	he inclusion of a Shop from ank you for providing the consultation.			
			-		

(Contir 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 5 above where this relates to soundness. (NB 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.
Ple sup mod	ntinue on a separate sheet/expand box if necessary)  ase note your representation should cover succinctly all the information, evidence and porting information necessary to support/justify the representation and the suggested diffication, as there will not normally be a subsequent opportunity to make further resentations based on the original representation at publication stage.
the	er this stage, further submissions will only be at the request of the Inspector, based on matters and issues he/she identifies for examination.  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
8.	If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:
2	i/
Ple who	case note the inspector will determine the most appropriate procedure to adopt to hear those to have indicated that they wish to participate at the oral part of the examination.
9.	Signature: Date: 03 August 2016

16/10/00



### **LOCAL PLAN**

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### **Publication Stage Representation Form**

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This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

#### 1. Personal Details

2. Agent Details

\*If an agent is appointed; please complete only the Title, Name and Organisation boxes below but complete the full contact details for the agent in 2.

Title	#	
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address		

Name or Organisation:					
	3. To which part of the Local Plan does this representation relate?				
	Pa	ragraph(s)	Policy CC1	Policies Map	
				Policies Maps:- Areas	
ро	tent	tially suitable for mediu	m / large scale wind ene	ergy and Areas potentially	
su	itab	le for small scale wind	energy		
		Do you Consider the Loc ease tick as appropriate)	cal Plan is:		
	i)	Legally Compliant	Yes x	No	
	ii)	Sound	Yes	No x	
	iii)	Complies with the	Yes x	No	
		Duty to co-operate			
	5.			Plan not legally compliant or is rate. Please be as precise as	
				ndness of the Local Plan or its so use this box to set out your	
	d w in	evelopments is not bas hich have been identifi harm to a number of N eritage assets and hen	eed upon sufficiently rob ed as being suitable for Vorth West Leicestershi	al areas for wind energy bust evidence. Indeed the areas such developments may result re's most important designated ompatible with the NPPF's core ifically paragraph 126.	
	pr th W	ocess, (pages 2 and 3 e heading 'Environmer /hilst it is acknowledged	of the Wind Developmental and Landscape Des that scheduled monur	decided within the planning ent Suitability document under signations') is not sufficient. ments and Registered Parks and n any case account for their	

setting nor any other heritage assets and their settings (in spite of the requirements of the 1990 Act (S66-1 General Duty) in respect of listed buildings and the NPPF paragraph 129 in respect of the setting of heritage assets paragraphs 129 and 132 (designated assets) and the PPG). Significance of heritage assets gained from their setting is derived from the complex relationships between site, topography, landscape and other assets, as explored within the Planning Practice Guidance and Historic Environment Good Practice Advice Note 3: The Setting of Heritage Assets.

Paragraph 007 of the Planning Practice Guidance for Renewable and low carbon energy, states that "great care should be taken to ensure heritage assets are conserved in a manner appropriate to their significance, including the impact of proposals on views important to their setting;" The approach proposed does not reflect this.

Consequently, it is considered that the approach of Policy CC1 and the wind energy maps is unsound for the following reasons:-

- (1) The identification of specific areas as being suitable for wind energy development is not based upon a sufficiently robust evidence base
- (2) The areas which have been identified for wind energy development could lead to pressure for such developments in locations which would be likely to result in harm to a number of North West Leicestershire's most important designated heritage assets. Consequently, the approach to the identification of specific areas as being suitable for wind turbine developments does not demonstrate that the plan is setting out a "positive strategy for the conservation of the historic environment" as is required in the NPPF.
- (3) A receptor buffering approach is neither appropriate nor sufficient to assess impact upon the significance of heritage assets since it fails to engage with their historic landscape, designed landscape, topographic or archaeological context.

(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 5 above where this relates to soundness. (NB 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.

The plans showing 'Areas potentially suitable for Medium / Large scale wind energy and small scale wind energy' cannot support a sound Local Plan policy in relation to wind energy, as they are not based on a robust evidence base or methodology nor do they adequately address the historic environment as set

out above. As such, the plans should not be included in their present form.

Before identifying specific areas as being potentially suitable or unsuitable for wind energy developments, there needs to be a more robust evaluation of the likely impact upon the heritage assets of the Borough, reflected within policy CC1. Since this would require a detailed site by site assessment considering multiple effects upon the significance of multiple assets, it would be problematic to produce a map based document that is fit for purpose, given that it would require a similar level of resource investment as the creation of a housing allocation plan. We would particularly caution against the substitution of the unsuitable receptor buffering approach with an equally unsuitable zone capacity method, which whilst potentially more able to address topography, would also fail to address impacts upon cultural heritage without extensive site by site, option by option assessment.

(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 only be at the request of the Inspector, based on the matters and issues he/she identifies for examination.

7.	7. 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.	Х	Yes, I wish to participate at the oral examination		

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

We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

**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.

9. Signature: Date: 04 August 2016



### **LOCAL PLAN**

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### **Publication Stage Representation Form**

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This form has two parts-

Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

### 1. Personal Details

#### 2. Agent Details

\*If an agent is appointed, please complete only the Title, Name and Organisation boxes below but complete the full contact details for the agent in 2.

Title	4	
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address (Where relevant)		

Name	Name or Organisation:				
3.	3. To which part of the Local Plan does this representation relate?				
Pa	agraph(s) 1.22 Policy Policies Map				
	Do you Consider the Local Plan is: se tick as appropriate)				
i)	egally Compliant Yes x No				
ii)	Sound Yes No x				
° iii)	Complies with the Yes X No Duty to co-operate				
	Please give details of why you consider the Local Plan not legally compliant or is not not really to comply with the duty to co-operate. Please be as precise as ossible.  You wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.				
cle br re	I note reference to the Evidence base within paragraph 1.22. However, it is not clear (and therefore the basis of a sound plan) from the reference as to the breadth or detail of this evidence base. As stressed within our previous response, the evidence base is critical to the preparation of a Local Plan in accordance with paragraph 169 and 10 of the NPPF.				
/0					

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 5 above where this relates to soundness. (NB 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.

Particularly relevant to site and allocations and designations could include the following:-

- Updating conservation area appraisals
- Undertaking characterisation studies
- Producing setting studies of specific settlements, or specific heritage assets
- Local lists
- · Assessments of landscape sensitivity
- Heritage at Risk

If these have been carried out, it would be helpful to make their location clearer.

(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.

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7.	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	

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

We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

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.

9. Signature: Date: 03 August 2016

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### **LOCAL PLAN**

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# **Publication Stage Representation Form**

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Part A - Personal Details

Part B – Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

(Where relevant)

#### 1. Personal Details

### 2. Agent Details

\*If an agent is appointed, please complete only the Title, Name and Organisation boxes below but complete the full contact details for the agent in 2.

Title		
First Name	Emilie	
Last Name	Carr	11
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	Α
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address	1	

Na	Name or Organisation:				
	3.	To which part of the Local Plan does this representation relate?			

	Ра	ragraph(s)	olicy Ecz	Policies imap	
	4. (Ple	Do you Consider the Local Pla	n is:		
	i)	Legally Compliant	Yes x	No	
	ii)	Sound	Yes	No x	
	iii)	Complies with the  Duty to co-operate	Yes x	No	
	5.	Please give details of why you unsound or fails to comply with possible.  If you wish to support the legal compliance with the duty to co-comments.	the duty to co-opera compliance or sound	dness of the Local Plan or its	
The site at Money Hill has the potential to cause harm to Ashby Castle (Scheduled Monument 17121), its designed landscape and the Parish Church of St Helen (Listed grade I). The text as proposed is unsound as Policy Ec2 does not include reference to the protection of all heritage assets in accordance with paragraph 141 of the NPPF.  Ashby Castle is a Scheduled Monument in the guardianship of the Secretary of State for Culture Media and Sport, designated on the basis of its national archaeological importance this important home of the Hastings family has extensive gardens and parkland associated, both it and the Church of St Helen are Grade I listed buildings and lie within a Conservation Area. An area of ridge and furrow will be lost to the south of the site. There will be harm, which must be assessed and balanced in terms of housing allocations for the borough.					

	9.		9	0
Continue on a separate sheet/expand i	box if necessary)			
Please set out what modif legally compliant or sound where this relates to sound duty to co-operate is incap why this modification will rhelpful if you are able to p text. Please be as precise	l, having regard to dness. (NB Please pable of modification make the Local Pla ut forward your su	the test you e note that a on at examin an legally co	I have identifiny non-comp nation). You with the second in	ed at 5 above diance with the will need to say aund. It will be
An additional suitaria is acc	annoted on follow	vo within n	oliov EoO	
An additional criteria is su "protection and enhancer			100 m 100 m	eir settina, with
particular reference to As	hby Castle Sche	eduled Mor	nument and	Parish Church
of St Helen (listed gra	ade I), Ashby	Conserva	tion Area,	together with
archaeological remains ir ridge and furrow"	ncluding historic	tield bound	daries and	areas of extant
In substitution for Criteria	d) which is not c	onsidered t	to sufficientl	y cover this.
	,			-
X.				8
		^		
ontinue on a separate sheet/expand bo	ox if necessary)			
ease note your representation poorting information necessandification, as there will no presentations based on the orig	ary to support/justi t_normally be a	fy the repressions	esentation an opportunity	d the suggested
ter this stage, further submis	ssions will only be	at the reque	st of the Insp	ector, based on
e matters and issues he/she i				•
If your representation is se participate at the oral part of			consider it ne	cessary to
No, I do not wish at the oral examir			es, I wish to ne oral exami	participate at nation
If you wish to participate at consider this to be necessar		e examinati	on, please o	utline why you

We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.

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9. Signature: 03 August 2016

Representants





### **LOCAL PLAN**

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# **Publication Stage Representation Form**

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Part A - Personal Details

Part B - Your Representation(s). Please fill in a separate sheet for each representation you wish to make.

### Part A

#### 1. Personal Details

2. Agent Details

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Title		
First Name	Emilie	
Last Name	Carr	
Job Title (Where relevant)	Historic Environment Planning Advisor	
Organisation (Where relevant)	Historic England Fast Midlands	
Address Line 1	2nd Floor	
Line 2	Windsor House	
Line 3	Cliftonville	*
Line 4	Northamptonshire	
Post Code	NN1 5BE	
Telephone Number		
Email Address		

Nam	or Organisation:								
3	3. To which part of the Local Plan does this representation relate?								
F	aragraph(s) Policy Ec7 Policies Map								
	Do you Consider the Local Plan is:								
i)	Legally Compliant Yes X No No								
ii	Sound Yes No x								
ii	Complies with the Yes X No Duty to co-operate								
5	<ol> <li>Please give details of why you consider the Local Plan not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible.</li> <li>If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.</li> </ol>								
	is not considered that 1(d) would sufficiently protect heritage assets; reference to the heritage assets within the site would be would ensure a sound plan. It is disappointing that this issue has not been adequately picked up by the SA.								

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 5 above where this relates to soundness. (NB 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.							
The addition of the words 'and heritage assets' to criteria (d) of policy Ec8. This is considered to be stronger and more NPPF compliant than criteria 1d) and 2(i) as proposed.							
(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.							
<ul><li>After this stage, further submissions will only be at the request of the Inspector, based on the matters and issues he/she identifies for examination.</li><li>7. If your representation is seeking a modification, do you consider it necessary to participate at the oral part of the examination?</li></ul>							
No, I do not wish to participate at the oral examination.  Yes, I wish to participate at the oral examination							
8. If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:							
We are happy to participate in the examination should the Inspector require our attendance. In the mean time, we would welcome the opportunity to address the above issues by way of a Statement of Common Ground with the Local Planning Authority.							

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	E			

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.

9. Signature:



Date: 03 August 2016