

**PROTECT NEWARK'S GREEN SPACES
FLAT 6, BISHOPS PLACE
20 BALDERTONGATE
NEWARK NG24 1UW**

Website: protectnewarksgreenspaces.com

31st October, 2023

Planning Policy and Infrastructure Business Unit
Newark and Sherwood District Council
Castle House,
Great North Road
NEWARK NG24 1BY

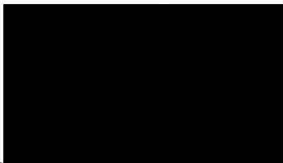


Dear Sirs,

Please find enclosed a completed and signed response to Development Plan Document (DPD) Second Publication Stage Representation Form.

We look forward to hearing from you in due course as to the progress of this matter.

Yours sincerely,



Jenni Harding

On behalf of PROTECT NEWARK'S GREEN SPACES



Development Plan Document (DPD) Second Publication Stage Representation Form

Second Publication Amended Allocations & Development Management Development Plan Document (DPD)

The District Council have produced a guidance note to assist in the completion of this form. Copies have been provided in correspondence and additional copies are available at: Castle House, Libraries in the District and <https://www.newark-sherwooddc.gov.uk/aadm-representation/>

Newark and Sherwood District Council is seeking your comments on the Second Publication Amended Allocations & Development Management DPD ('Second Publication AADMDPD'). Comments received at this stage should be about whether the Plan is legally compliant, sound and whether it has met the duty to cooperate. **All representations must be received by the Council by 5pm on Monday 6th November 2023.**

This form has two parts- Part A- Personal / Agent Details and Part B- Your Representation(s) and further notification requests. **(Please fill in a separate sheet (Part B) for each aspect or part of the Local Plan you wish to make representation on).** Documents to support your representations (optional) should be referenced.

Privacy Notice

Apart from your comments below, the personal information you have provided will only be used by Newark & Sherwood District Council in accordance with the UK General Data Protection Regulation and the Data Protection Act 2018 and will not be shared with any third party.

The basis under which the Council uses personal data for this purpose is to undertake a public task.

The information that you have provided will be kept in accordance with the Council's retention schedule, which can be found at: <https://www.newark-sherwooddc.gov.uk/dataprotection/>

Please note the Council cannot accept anonymous responses. All representations received will be made available for public inspection and therefore cannot be treated as confidential. They will also be:

- Published in the public domain;
- Published on the Council's website;
- Shared with other organisations for the purpose of developing/adopting the Publication AADMDPD and forwarded to the Secretary of State for consideration;
- Made available to the Planning Inspector appointed by the Secretary of State to examine the Publication AADMDPD; and
- Used by the Inspector to contact you regarding the Examination of the Plan.

When making representations available on the Council's website, the Council will remove all telephone numbers, email addresses and signatures.

By submitting your Response Form/representation, you agree to your personal details being processed in accordance with these Data Protection Terms.

If you previously made a representation to the first Publication Allocations & Development Management DPD (November 2022) Regulation 19 stage, we would like to know how you want this to be treated. All representations made at that stage will be forwarded on to the Inspector unless you wish to supersede it with a new representation to this Second Publication Allocations & Development Management. Please make this clear at the beginning of your Representation. If your previous representation is no longer required because of the proposed changes made to this Second Publication AADMPD, please let us know that you are happy for your previous representation to be withdrawn.

PART A- Personal / Agent Details

In circumstances where individuals/groups share a similar view, it would be helpful to the Inspector to make a single representation, stating how many people the submission is representing and how the representation was authorised.

1. Personal Details

2. Agents Details

**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 column two.*

Title	Mrs	
First Name	Jennifer	
Last Name	Harding	
Job Title (where relevant)		
Organisation (where relevant)	Protect Newark's Green Spaces	
Address Line 1	20 Salisbury Road	
Line 2		
Line 3	Newark	
Line 4	Notts	
Post Code	NG23 4HY	
Telephone Number		
Email Address		

Name or Organisation:	PROTECT NEWARK'S GREEN SPACES https://protectnewarksgreenspaces.com/
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PART B- Representation(s)

3. To which part of the DPD does this Representation relate?

Part of the Second Publication AADMDPD:	Mark if Relevant (X)	Specify number/part/document:
Second Amended AADMDPD Paragraph Number	10 - Policy NUA/Ho/10 Newark Urban Area - Housing Site 10 and HOUSING TRAJECTORY PLAN	Paragraph Number: 1, PAGE 18 P.233
Second Amended AADMDPD Policy Number		Policy Number:
Second Amended AADMDPD Policies Map Amendments		Part of Policy Map:
Integrated Impact Assessment ¹		Paragraph Number:
Habitat Regulations Assessment		Paragraph Number:
Statement of Consultation		Paragraph Number:
Supporting Evidence Base		Document Name: Page/Paragraph:

4. Do you consider the DPD to be LEGALLY COMPLIANT? Not sure

Yes

No

5. Do you consider the DPD to comply with the Duty-to-Cooperate? Not sure

Yes

No

6. Do you consider the DPD to be SOUND? No

Yes

No

**The considerations in relation to the Legal Compliance, Duty to Cooperate and the DPD being 'Sound'*

¹ The Integrated Impact Assessment (IIA) integrates Sustainability Appraisal (SA), Strategic Environmental Assessment (SEA), Equalities Impact Assessment (EqIA) and Health Impact Assessment (HIA). Sustainability Appraisals (SA) are a requirement of the Planning and Compulsory Purchase Act 2004 and Strategic Environmental Assessments (SEA) are required by European Directive EC/2001/42, which was transposed into UK law by the Environmental Assessment Regulations for Plans and Programmes (July 2004). The EqIA is a way of demonstrating the District Council is fulfilling the requirements of the Public Sector Equality Duty contained in section 149 of the Equality Act 2010. HIA is a recognised process for considering the health impacts of plans and undertaking this type of assessment is widely seen as best practice.

are explained in the Newark & Sherwood Development Plan Document Representation Guidance Notes and in Paragraph 35 of National Planning Policy Framework (NPPF) (2023).

7. The DPD is not sound because it is not:

- (1) Positively Prepared
- (2) Justified
- (3) Effective- *it is not effective because full details of Arkwood's revised plans for the Land North of Lowfield Lane are not available for scrutiny*
- (4) Consistent with national policy

8. Please provide precise details of why you believe the DPD is, or is not, legally compliant, sound or in compliance with the duty to cooperate in the box below.

If you wish to provide supplementary information to support your details, please ensure they are clearly referenced.

There are 2 mentions of Lowfield Lane in the revised DPD:
'Land north of Lowfield Lane has been allocated on the Policies Map for residential development providing around 170 dwellings. (previously 120)' p.18
And the inclusion of 170 dwellings in the 'Housing trajectory chart' on p.233

Arkwood are revising the plans for this site and the number of dwellings is currently unknown. Important details about the proposed development of this land are not yet available which prevents informed submissions being made to the consultation about this site.

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

9. Please set out what change(s) you consider necessary to make the DPD legally compliant or sound, having regard to the test you have identified at 6 above where this relates to soundness. You will need to say why this change will make the DPD 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.

1. Remove mentions of 'Land north of Lowfield Lane' from the DPD until full details are known and publicly available such that informed submissions can be made.
2. If there is a legal reason why 1 above cannot be done. We propose the following revised wording of the 2 mentions of 'Land North of Lowfield Lane':
p.18 Land North of Lowfield Lane has been allocated on the Policies Map for residential development; the extent of the development, number of dwellings and other details are currently unknown and under review.
p.233 Housing Trajectory: All numbers removed against 'Land North of Lowfield Lane' and totals adjusted accordingly.

(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 change, as there will not normally be a subsequent opportunity to make further Representations based on the original Representations at the 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 Examination.

10. 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. <input checked="" type="checkbox"/>	Yes, I wish to participate at the oral Examination.
<input type="checkbox"/>	<input type="checkbox"/>

11. 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.

12. Please tick the relevant boxes below to receive notifications (via email) on the following events:

DPD submitted to the Secretary of State for Inspection

Examination in Public hearing sessions

Planning Inspector's recommendations for the DPD have been published.

DPD has been formally adopted.

Signature:



Date:

31/10/23

Please return this form by 5pm on 6th November 2023 to one of the addresses below:

Email: planningpolicy@newark-sherwooddc.gov.uk

Post: Planning Policy & Infrastructure Business Unit
Newark & Sherwood District Council
Castle House
Great North Road
Newark
NG24 1BY

Information is available at:

<https://www.newark-sherwooddc.gov.uk/aadm-representation/>

Office Use Only

Date of Receipt:

Representation No: