

## Publication Draft Local Plan

### Representation Form

Representations must be submitted directly to Cheshire West and Chester Council by **5pm on Friday 1 November 2013**.

Representations can be submitted by email to [spatialplanning@cheshirewestandchester.gov.uk](mailto:spatialplanning@cheshirewestandchester.gov.uk) or by post to:

Spatial Planning  
Cheshire West and Chester Council  
The Forum Offices  
Chester  
CH1 2HS

#### How to use this form

This form has two parts:

Part A - Your personal details (Printed/PDF forms only)

Part B - Your representations

#### Part A - Your personal details

You **must** complete Part A for your representations to be accepted (or for representations made online, please ensure your details are complete and correct in the 'My Account' section of the Portal). The Council can not accept anonymous representations.

Regulation 22 of the Town and Country Planning (Local Planning) (England) Regulations 2012, requires all representations received to be submitted to the Secretary of State. By completing this form and submitting it to the Council you are giving your consent to the processing of personal data by Cheshire West and Chester Council and that any information received by the Council, including personal data, may be put into the public domain, including on the Council's website.

#### Part B - Your representations

The Publication Draft Local Plan consultation seeks the views of local residents, key stakeholders and other interested parties as to whether the Local Plan is 'sound' and legally compliant.

Part B provides guidance on the test of 'soundness' and the requirements for legal compliance.

### **Need more help?**

If you require further assistance or guidance on how to make your representations please contact a member of the Spatial Planning team. You can contact us by telephone or email:

Telephone: 01244 973887

Email: [spatialplanning@cheshirewestandchester.gov.uk](mailto:spatialplanning@cheshirewestandchester.gov.uk)

Further help and information on the planning system is also available via the planning portal at:

[www.planningportal.gov.uk/planning/planningsystem/localplans](http://www.planningportal.gov.uk/planning/planningsystem/localplans)

## Part A - Your personal details

All respondents must provide their personal details. Fields marked with an \* **must** be completed. It is not possible to accept anonymous representations.

Regulation 22 of the Town and Country Planning (Local Planning) (England) Regulations 2012, requires all representations received to be submitted to the Secretary of State. By completing this form and submitting it to the Council you are giving your consent to the processing of personal data by Cheshire West and Chester Council and that any information received by the Council, including personal data, may be put into the public domain.

### 1. Personal details

Please ensure you include all 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 section 2.*

**Title\***

*(please select one answer)*

Mr ..... ☐ Mrs ..... ☐ Miss ..... ☐ Ms ..... ☐ Dr ..... ☐ Other ..... ☐

**First Name\***

**Last Name\***

**Position (where relevant)**

**Organisation (where relevant)**

**Address\*****Postcode\*****Telephone number**

Please provide a telephone number in case we need to contact you about your representation.

**Email****2. Agent details (if applicable)**

Please ensure you include all details.

**Title\***

*(please select one answer)*

Mr ..... ☐ Mrs ..... ☐ Miss ..... ☐ Ms ..... ☐ Dr ..... ☐ Other ..... ☐

**If other:**

**First Name\*****Last Name\***

**Position (where relevant)**

**Organisation (where relevant)**

**Address\***

**Postcode\***

**Telephone**

Please provide a telephone number in case we need to contact you about your representation.

**Email**

**Please indicate your interest in the Local Plan**  
*(please select all that apply)*

- Developer .....

Landowner .....

Agent .....

Borough resident .....

Interest group .....

Other .....
- ☐

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3. Future stages

**Do you wish to be notified of future stages in the Local Plan (Part One) Strategic Policies, including Submission, Examination and Adoption?**  
*(please select one answer)*

Yes ..... ☐ No ..... ☐

## Part B - Your representations

The Publication Draft Local Plan consultation seeks the views of local residents, key stakeholders and other interested parties as to whether the Local Plan is 'sound' and legally compliant.

### Soundness

Paragraph 182 of the National Planning Policy Framework sets out the considerations in relation to a plan being considered 'sound'.

- Positively prepared - the plan should be prepared based on a strategy which seeks to meet objectively assessed development and infrastructure requirements, including unmet requirements from neighbouring authorities where it is reasonable to do so and consistent with achieving sustainable development;
- Justified - the plan should be the most appropriate strategy, when considered against the reasonable alternatives, based on proportionate evidence;
- Effective - the plan should be deliverable over its period and based on effective joint working on cross-boundary strategic priorities;
- Consistent with national policy - the plan should enable the delivery of sustainable development in accordance with the policies in the NPPF.

### Legal Compliance

For the Local Plan to be considered legally compliant, the following needs to be determined:

- Whether the Local Plan is detailed in the current Local Development Scheme (LDS) and that the key stages have been followed.
- That community involvement has been carried out in accordance with the current Statement of Community Involvement (SCI).
- Whether the Local Plan makes satisfactory regard to the Sustainable Community Strategy (SCS).
- That the Local Plan complies with the Planning and Compulsory Purchase Act 2004 (as amended).
- That the Local Plan complies with the Town and Country Planning (Local Planning) (England) Regulations 2012.
- That a Sustainability Appraisal Report (SA) is published to accompany the Local Plan and is adequate.
- That the Habitats Regulations Assessment (HRA) is carried out in accordance with the Conservation of Habitats and Species Regulations (The Habitats Regulations) 2010.
- That the Local Plan has regard to national planning policy.
- That Section 110 of the Localism Act 2011 (Duty to Co-operate) has been complied with.

The Statement of Community Involvement, Local Development Scheme, Sustainable Community Strategy, Sustainability Appraisal and Habitats Regulations Assessment are available via the Council's website ( [www.cheshirewestandchester.gov.uk/LocalPlan](http://www.cheshirewestandchester.gov.uk/LocalPlan) ).

Representations received at this stage may not result in changes to the document but will be recorded and considered alongside the Local Plan at Examination by the appointed Inspector.

Representations must primarily be on the basis of the 'soundness' of the Local Plan or its legal compliance. If you wish to make a representation with a view to making a change to the Local Plan you should make it clear exactly what you want to be changed and the reason(s) for this change. Your representation should include information and supporting evidence justifying the suggested change.

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

Please use a separate response sheet for each representation.

**Paragraph:**

**Policy number:**

**Policies map element:**

### 2. Do you consider the Local Plan to be legally compliant?

*(please select one answer)*

Yes ..... ☐ No ..... ☐

### 3. Do you consider the Publication Draft Local Plan to be 'sound'? If No, please continue to Question 4, otherwise please continue to Question 5.

*(please select one answer)*

Yes ..... ☐ No ..... ☐



**4. Do you consider the Local Plan is 'unsound' because it is not:***(please select all that apply)*

1. *Positively prepared* ..... ☐
2. *Justified* ..... ☐
3. *Effective* ..... ☐
4. *Consistent with national planning policy* ..... ☐

**5. If you consider that the Local Plan is not legally compliant or is unsound please give details as to why you consider this to be so. Please ensure you are as precise as possible. If you wish to support the legal compliance or 'soundness' of the Local Plan, please also use this box to provide your comments.**

6. Please set out any change(s) that you consider necessary to make the Local Plan legally compliant or 'sound', having regard to the test you have identified at Question 4 above where this relates to 'soundness'. You will need to say why this change will make the Local Plan legally compliant or 'sound'. Where relevant, please include proposed revised wording of any policy or text.

**Please note:** Your representation should cover succinctly all the information, evidence and supporting information necessary to support and justify the representation and the suggested change. There will not normally be a subsequent opportunity to make further representations.

**After this stage, further representations will only be at the request of the appointed Inspector, based on matters and issues he/she identifies for examination.**

7. If your representation is seeking to make a change to the Local Plan, do you consider it necessary to participate in the oral part of the examination?  
(please select all that apply)

No, I do not wish to participate at the oral examination .....

Yes, I do wish to participate at the oral examination .....

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

**Please note** the appointed 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**