

REVISED PUBLICATION LOCAL PLAN REGULATION 19 CONSULTATION RESPONSE BOOKLET

Guidance Note

These notes are intended to assist you in making representations to Basildon Borough Council's Revised Publication Local Plan. At this stage of consultation, the Council is seeking views on whether the Local Plan is legally compliant and meets the tests of 'soundness', as set out in the National Planning Policy Framework (NPPF), and summarised in the boxes below.

Legal Compliance

- The Local Plan should have been prepared in accordance with the Council's latest Local Development Scheme.
- The Local Plan should be accompanied by a Sustainability Appraisal and Habitat Regulations Assessment.
- Consultation on the Local Plan should have been carried out in accordance with the Council's Statement of Community Involvement.
- The Council should have worked collaboratively with neighbouring authorities and prescribed bodies on strategic and cross boundary matters, known as the Duty to Cooperate.
- The Local Plan should comply with all relevant laws including the Planning and Compulsory Purchase Act 2004 and the Town and Country Planning (Local Planning) (England) Regulations 2012.

Soundness

- **Positively prepared** - provides 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 is consistent with achieving sustainable development.
- **Justified** - an appropriate strategy, taking into account the reasonable alternatives, and based on proportionate evidence.
- **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.
- **Consistent with national policy** - enabling the delivery of sustainable development in accordance with the policies including the National Planning Policy Framework.

General Advice

- This booklet has five parts:
 - Part A – Contact Details
 - Part B – Your Representation
 - Part C – Sustainability Appraisal and Habitat Regulations Assessment
 - Part D – Other Monitoring Information
 - Part E – Future Notifications and Privacy Notice
- You must provide your contact details within Part A of this booklet. We are unable to accept anonymous representations.
- Please do not include any personal information within Parts B or C of this booklet. All comments submitted as part of this consultation will be made publically available in reports and online.

- Comments which are deemed to be unlawful or discriminatory will be inadmissible and will not be accepted. We would ask that you avoid the use of such comments when making your representations. Unlawful comments be passed onto other authorities.
- You will need to fill in a separate Part B for **each representation** that relates to a different part or issue of the Local Plan. This booklet contains five sets of questions in Part B for you to make five separate representations. Should you wish to make more than five separate representations please use additional booklets.
- You should be as concise as possible when making your comments as they will be passed onto the Planning Inspector.
- Where there are members of a group who share a common view on the Local Plan, a single representation will have just as much weight as multiple representations. In such cases the group should indicate how many people it is representing and how the representation has been authorised.
- Responses must be received by the Council no later than **5pm on Monday 17 December 2018**. Late responses will not be accepted.

Part A – Contact Details

Please tick as appropriate:

- Responding as an individual (complete section 1)
- Agent responding on behalf of a client (complete sections 1 and 2)
- Responding on behalf of an organisation (complete section 2)

1. Individual/Client Details (Please complete in block capitals)	
Title	<input type="text"/>
First Name	<input type="text"/>
Last Name	<input type="text"/>
Address Line 1	<input type="text"/>
Line 2	<input type="text"/>
Line 3	<input type="text"/>
Line 4	<input type="text"/>
Postcode	<input type="text"/>
Tel. No (Daytime)	<input type="text"/>
Email	<input type="text"/>

2. Organisation/Agent Details (Please complete in block capitals)	
Title	<input type="text" value="MRS"/>
First Name	<input type="text" value="CHRISTINE"/>
Last Name	<input type="text" value="BARLOW"/>
Job Title/Dept	<input type="text" value="PARISH COUNCIL CLERK"/>
Organisation	<input type="text" value="BGNB PARISH COUNCIL"/>
Address Line 1	<input type="text" value="15 HIGHLANDS ROAD"/>
Line 2	<input type="text" value="BOWERS GIFFORD"/>
Line 3	<input type="text" value="BASILDON"/>
Line 4	<input type="text" value="ESSEX"/>
Postcode	<input type="text" value="SS13 2HR"/>
Tel. No (Daytime)	<input type="text" value="07758255621"/>
Email	<input type="text" value="clerkbgnbparishcouncil@gmail.com"/>

Official Use Only

Reference:

Date Received:

Part B – Your Representation

Important note: You must complete a separate Part B for **each representation** that relates to a different part or issue of the Local Plan. Part B contains five sets of questions for you to make five separate representations. Should you wish to make more than five separate representations please use additional booklets.

Representation 1**1. To which part of the Revised Publication Local Plan does this representation relate?**

Paragraph Number	11.98 -108 & 1-9 Page 121
Policy Number	H11
Table Number	
Figure Number	
Appendix	
Policies Map Reference	
Policies Map Changes Booklet Reference	

2. Do you consider the Revised Publication Local Plan to be:

1. Legally Compliant? Yes No
2. Sound? Yes No

2a. If you consider the Revised Publication Local Plan to not be sound, please select which test(s) of soundness this relates to? (See Guidance on Page 1)

- Positively prepared Justified
- Effective Consistent with national policy

3. Please provide an explanation below.

Whilst the soundness of H11- East of Basildon- is supported in principle the Parish Council objects to the proposed road identified as a bus link between Tyfields and Pound Lane. The inclusion of this road is a legacy of previous Local Plan proposals for Bowers Gifford & North Benfleet directly to the eastern side of Basildon passing through a major housing development (H13 & H12a).

The Parish Council supports the A127 Corridor Transport Improvements as stated in Policy T1. However, although the junction improvement for the A127 at Pound Lane are supported, modifications are required to serve Bowers Gifford and North Benfleet allocations and it is unclear how T2 schemes will serve H11.

The Parish Council supports the identification of the strategic open space and its retention in the Green Belt as shown in H11 and on the policies Map. However, it objects to the bus link on the grounds that:

- (i) it is unjustified and would be a drain of financial resources required for the crucial infrastructure that is necessary, before any housing development can properly commence.

- (ii) It is unjustified as its need has not been evidenced and no alternative means of achieving access to the community hub (and possible secondary school site) via public transport have been assessed
- (iii) It is ineffective as it will not be deliverable in terms of justifying the case for a Compulsory Purchase Order to acquire land or for the financial investment to construct the road, which will serve no housing development.
- (iv) It is inconsistent with the NPPF as it will sever the communities of North Benfleet and Bowers Gifford, whereas the vision of the NP is to use growth to bring together both areas of the village.

In T2.4 It states "Developers will be expected to contribute towards these carriageway alterations either in-kind through on-site route provision as specified within their allocation policy, or through financial contributions via the Community Infrastructure Levy or planning obligations secured through Section 106 Agreements. Where necessary development will be phased or limited in order to align with the delivery of these schemes. This phasing is specified within individual development allocations."

This statement could mean that an unwarranted delay would occur to the housing developments if other necessary infrastructure were to be delayed because money had been spent on the wrong project.

The balance of necessities when studied would see the infrastructure for the housing prioritised for progress, leaving this road unfunded. The Parish Council would support the development for a Public Right of Way for residents to use as a link between Tyefeilds and Pound Lane for the sole use of pedestrians and cyclists.

Evidence Base: The approximate length of this road would be 1,150m (less than an athletics race). To put it into context a few examples of current research are below:

How Far is it Acceptable to Walk? Regional Variation

Region	Sample Size	Median (M)	Mean (m)	85th Percentile
South East	4,765	800	1,150	1,950

* excluding London, the 85th percentile walking distance is 810m for all purposes except leisure, which is 1,290m.

How Far is it Acceptable to Walk? (Review of Advice & Guidance (RTPI.org))

Preferred Maximum	Town Centres	Commuting/ school	Elsewhere
	800	2,000	1,200

How far is it acceptable to cycle?

Region	Sample size	Mean (M)	85 th Percentile (M)
South East	2,500	4,150	6,450

- Commuting and leisure are the main journey purpose trips, minimum of 64% cumulatively
- People living in rural areas cycle further than those in urban areas at the mean and 85th percentile distances of 9650m

How far do people walk? (Ref: WYG.org)

Main mode of travel excluding London	Walking	Mean (M)	85 th Percentile (M)
	1150	1,150	1,950

- Commuting and leisure are the main journey purpose trips, minimum of 64% cumulatively
- People living in rural areas cycle further than those in urban areas at the mean and 85th percentile distances of 9,650m

Section 8. Promoting healthy and safe communities

Ref: 91. c) enable and support healthy lifestyles, especially where this would address identified local health and well-being needs – for example through the provision of safe and accessible green infrastructure, sports facilities, local shops, access to healthier food, allotments and layouts that encourage walking and cycling.

There are two questions (a) How do we achieve the goals of H11 (11.107) without wasting hundreds of thousands of pounds. (b) What is the best option for creating a sustainable public transport service

Policy H11 states "It will be necessary to secure local upgrades to the highway and transport network to achieve suitable access to the allocation by both private vehicles and by public transport, bicycle and for pedestrians. This will include a new east-west link road between Tyefields and Pound Lane for public transport and active travel only to enable residents of Bowers Gifford and North Benfleet to access the new community hub, as well as upgrades and extensions to the PROW network".

As the Tyefields link is proposed to only be for public transport it must have been envisaged that private vehicles would use the existing roads, the loading on these having been eased by the new Pound Lane to Courtauld Road link. The number of members of the public who could be expected to use public transport to get to the Leisure Hub although not excessive should not however be discounted.

As the A127 graded junction and the Pound Lane to Courtauld Road Link are required to enable both the H3 and E6 Policies to be progressed and the graded junction for housing development, it could be concluded that this link would be available for public transport to use. This would, we agree, enable members of the public who did not want to walk or cycle to work in the industrial complex to use public transport. However the existing bus route could be extended to Courtauld Road via the new link road above Burnt Mills Road then progress via Burnt Mills Road, Rushley, Tyefields (giving access to the Leisure Hub), Ashlyns and South Mayne back to the town centre thus completing a full circuit.

To enable a safe means of access to the Leisure Hub for those wishing to walk or cycle a path and cycle track could be constructed which could be linked to give a safe route to the Pitsea Town Centre, shopping areas and other facilities.

4. Please set out the modification(s) you consider necessary to make the Revised Publication Local Plan legally compliant and/or sound, including any revised wording.

Modifications :

Delete proposed new bus link and find alternative solutions through consultation with the Parish Council as part of the Neighbourhood Plan and through the masterplanning of the proposals in Policy H11.

5. 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

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

The Parish Council considers it necessary to participate at the oral part of the examination as it has become an important partner to Basildon Council in accepting responsibility to plan for the delivery of 1,350 homes in the Parish.

Its representations support some policies, object to some and seek modifications to others, but all are related to this overall objective. For this reason, and taking into account the progress that the Parish Council intends to make with its Neighbourhood Plan prior to the hearings, the Parish Council would wish to submit supplementary statements and provide the Inspector with an updated representation on the Local Plan at that time.

Please note: It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the oral examination.

Representation 2

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

Paragraph Number	13.6 -13.19 13.26 – 13.27
Policy Number	HC2 & HC3
Policies Map Reference	
Policies Map Changes Booklet Reference	
Table Number	
Figure Number	
Appendix	

2. Do you consider the Revised Publication Local Plan to be:

1. Legally Compliant? Yes No
2. Sound? Yes No

2a. If you consider the Revised Publication Local Plan to not be sound, please select which test(s) of soundness this relates to? (See Guidance on Page 1)

- Positively prepared Justified
- Effective Consistent with national policy

3. Please provide an explanation below.

HC2: Strategic Approach to Leisure and Recreation

There is a requirement to modify the policy to refer to the inclusion of a country park within the context of the Bowers Gifford & North Benfleet Neighbourhood Plan allocations. It is not identified in H5 – H20 but is recognised in Policies SD3/ DES2 and therefore should be identified as such within this policy as it is a substantial addition to the welfare or the community of Bowers Gifford & North Benfleet.

HC3: Strategic Approach to education, Skills and Learning

There is a requirement to modify the policy to refer to the Bowers Gifford and North Benfleet housing allocations and the need for a 2FE primary school.

4. Please set out the modification(s) you consider necessary to make the Revised Publication Local Plan legally compliant and/or sound, including any revised wording.

To modify the wording of the strategic policy in both HC2 and HC3 to refer to the obligations of policies SD2 and SD3 in respect of the Bowers Gifford & North Benfleet Neighbourhood Plan housing allocation.

5. 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

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

The Parish Council considers it necessary to participate at the oral part of the examination as it has become an important partner to Basildon Council in accepting responsibility to plan for the delivery of 1,350 homes in the Parish.

Its representations support some policies, object to some and seek modifications to others, but all are related to this overall objective. For this reason, and taking into account the progress that the Parish Council intends to make with its Neighbourhood Plan prior to the hearings, the Parish Council would wish to submit supplementary statements and provide the Inspector with an updated representation on the Local Plan at that time.

Please note: It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the oral examination.

Representation 3

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

Paragraph Number	9.1: 9.27: 9.32: 9.63
Policy Number	T1 & T2
Policies Map Reference	
Policies Map Changes Booklet Reference	
Table Number	
Figure Number	
Appendix	

2. Do you consider the Revised Publication Local Plan to be:

1. Legally Compliant? Yes No
2. Sound? Yes No

2a. If you consider the Revised Publication Local Plan to not be sound, please select which test(s) of soundness this relates to? (See Guidance on Page 1)

- Positively prepared Justified
- Effective Consistent with national policy

3. Please provide an explanation below.

Transport Strategy: T1/T2

The Parish Council supports the Transport Strategy in T1 Page (74) and A127 Corridor Improvements. However it appears to fails to recognise the future potential for a bus route that stops at North Benfleet but could have the potential to access industrial areas which currently have no transport links.

The Parish Council supports the A127/Pound Lane proposed junction improvement (T2) (Improvements to carriageway infrastructure). However, the policy requires modification to clearly explain that the improvement will also serve the Bowers Gifford and North Benfleet housing allocations. 9.27 : 9.32.

4. Please set out the modification(s) you consider necessary to make the Revised Publication Local Plan legally compliant and/or sound, including any revised wording.

Modification :

- Remove the unnecessary strategic bus link for Tyfeilds /Pound Lane
- Add a proposal to utilise the new road proposed in Policy E6 north of Burnt Mills Road to take traffic away from this narrow country lane and, as proposed in T5, (Page 85/86) (Transport Improvement Areas) paragraph 9.63 bullet point 7 “ The provision of a new grade separated junction on the A127, including a link road to the A130” . This could serve the purpose of supporting new development and reducing traffic though Pound Lane.

5. 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

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

The Parish Council considers it necessary to participate at the oral part of the examination as it has become an important partner to Basildon Council in accepting responsibility to plan for the delivery of 1,350 homes in the Parish.

Its representations support some policies, object to some and seek modifications to others, but all are related to this overall objective. For this reason, and taking into account the progress that the Parish Council intends to make with its Neighbourhood Plan prior to the hearings, the Parish Council would wish to submit supplementary statements and provide the Inspector with an updated representation on the Local Plan at that time.

Please note: It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the oral examination.

Representation 4

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

Paragraph Number	14.12
Policy Number	GB 1
Policies Map Reference	
Policies Map Changes Booklet Reference	
Table Number	
Figure Number	
Appendix	

2. Do you consider the Revised Publication Local Plan to be:

1. Legally Compliant? Yes No
2. Sound? Yes No

2a. If you consider the Revised Publication Local Plan to not be sound, please select which test(s) of soundness this relates to? (See Guidance on Page 1)

- Positively prepared Justified
 Effective Consistent with national policy

3. Please provide an explanation below.

Strategic approach to Green Belt Protection: Chapter 14 Protecting Green Belt Land

The Parish Council recognises the provision of the new NPPF (paragraph 136) to enable neighbourhood plans to undertake detailed amendments to Green Belt boundaries and that without this new provision, it would not have been possible for the Local Plan to contain its proposals for the Bowers Gifford & North Benfleet Neighbourhood Plan in policies SD2 and SD3. However, it is unsure that the wording of those policies or of Policy GB1 is clear enough in respect of meeting the need of that paragraph to establish the strategic need for the Neighbourhood Plan to perform this function and thus give effect to paragraph 14.12 of Policy GB1.

4. Please set out the modification(s) you consider necessary to make the Revised Publication Local Plan legally compliant and/or sound, including any revised wording.

Modification:

In addition to the strategic requirements of policies SD2 and SD3, Policy GB1 should be modified to make explicit the strategic provision enabling the Bowers Gifford & North Benfleet Neighbourhood Plan to bring forward proposals for detailed amendments to Green Belt boundaries.

5. 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

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

The Parish Council considers it necessary to participate at the oral part of the examination as it has become an important partner to Basildon Council in accepting responsibility to plan for the delivery of 1,350 homes in the Parish.

Its representations support some policies, object to some and seek modifications to others, but all are related to this overall objective. For this reason, and taking into account the progress that the Parish Council intends to make with its Neighbourhood Plan prior to the hearings, the Parish Council would wish to submit supplementary statements and provide the Inspector with an updated representation on the Local Plan at that time.

Please note: It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the oral examination.

Representation 5

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

Paragraph Number	Paragraph 1 & Paragraph 1
Policy Number	DES 2 : DES3
Policies Map Reference	
Policies Map Changes Booklet Reference	
Table Number	
Figure Number	
Appendix	

2. Do you consider the Revised Publication Local Plan to be:

1. Legally Compliant? Yes No
2. Sound? Yes No

2a. If you consider the Revised Publication Local Plan to not be sound, please select which test(s) of soundness this relates to? (See Guidance on Page 1)

- Positively prepared Justified
- Effective Consistent with national policy

3. Please provide an explanation below.

The Parish Council supports the proposal in Part 1 of Policy DES2 to encourage Neighbourhood Plans to replace this policy to provide a design policy framework to retain the character of the area and maintain strict design code in respect of development.

The Parish Council is unsure that Policy DES3 is any longer relevant to Bowers Gifford and North Benfleet if the Neighbourhood Plan replaces Policy DES2 in respect of this area.

4. Please set out the modification(s) you consider necessary to make the Revised Publication Local Plan legally compliant and/or sound, including any revised wording.

The reference to Bowers Gifford and North Benfleet should be removed from Policy DES3.

5. 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

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

The Parish Council considers it necessary to participate at the oral part of the examination as it has become an important partner to Basildon Council in accepting responsibility to plan for the delivery of 1,350 homes in the Parish.

Its representations support some policies, object to some and seek modifications to others, but all are related to this overall objective. For this reason, and taking into account the progress that the Parish Council intends to make with its Neighbourhood Plan prior to the hearings, the Parish Council would wish to submit supplementary statements and provide the Inspector with an updated representation on the Local Plan at that time.

Please note: It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the oral examination.

Part C – Sustainability Appraisal and Habitat Regulations Assessment

We also welcome your views on the Sustainability Appraisal and Habitat Regulations Assessment which have been prepared alongside the Revised Publication Local Plan.

Please provide your comments below.

See reference in Response Booklet one.

Part D – Other Monitoring Information

We are asking for the following information so that we can ensure that the consultation has been accessible to everyone. We are required to do this by the Equality Act 2010. This information is however an **optional** part of the form. Any personal data provided will not be published alongside your representation.

1. What best describes your gender?

- Male Female
 Transgender Prefer not to say

Prefer to self-describe:

2. What age group do you belong to?

- Under 16 years 16-24 years 25-34 years 35-44 years
 45-54 years 55-64 years 65-74 years 75+ years

3. Do you consider yourself to be a disabled person?

- Yes No

4. What is your sexual orientation?

- Bi-sexual Heterosexual Gay Lesbian
 Prefer not to say

5. What is your religion?

- None Christianity Judaism Islam
 Buddhism Sikhism Hinduism Other
 Prefer not to say

If other, please state:

6. What is your ethnicity?

- White British White Irish
 Gypsy or Traveller Travelling Showperson
 Any other White background Asian or Asian British: Bangladeshi
 Asian or Asian British: Chinese Asian or Asian British: Pakistani
 Any other Asian or Asian British background Black or Black British: African
 Black or Black British: Caribbean Any other Black or Black British background
 Mixed: White and Black African Mixed: White and Black Caribbean
 Mixed: White and Asian Any other background
 Prefer not to say

If other, please state:

Part E – Future Notifications and Privacy Notice

Future Notifications

Please let us know if you would like us to use your details to notify you of any future stages of the Local Plan by ticking the relevant box(es):

- Submission of the Local Plan to the Secretary of State for independent examination under Section 20 of the Planning and Compulsory Purchase Act 2004
- Publication of the recommendations of the Planning Inspector appointed by the Secretary of State to carry out the independent examination
- Adoption of the Local Plan by the Council
- Future revisions to the Local Plan, South Essex Joint Strategic Plan, new planning policies and guidance

How we will use your information

We will use your details to contact you regarding your comments on the Local Plan consultation.

In submitting comments to this consultation we are also required, under The Town and Country Planning (Local Planning) (England) Regulations 2012, to notify you of when the independent examination will take place. We will use the contact details you have provided to do this.

Please note: At the end of the consultation period, all comments will be made public and will be submitted to the Secretary of State, who will pass them to a Planning Inspector, along with the Local Plan and other relevant supporting documents. Your comments and name will be published, but other personal information will remain confidential.

Your comments will be reviewed by the independent Planning Inspector appointed by the Secretary of State to carry out the independent examination for the Local Plan. You may be invited to discuss your comments at the oral examination if you have expressed a wish to do so.

If you chose not to provide your data for this purpose, or ask us to erase your data, you will be unable to participate in the Local Plan process.

If you would like to find out more about how Basildon Borough Council use your personal data please go to <http://www.basildon.gov.uk/privacy-strategic-planning>.

Signature:

Date:

Please return this form to Basildon Borough Council no later than **5pm on Monday 17 December 2018:**

By Email: planningpolicy@basildon.gov.uk

By Post: Local Plan Consultation, Basildon Borough Council, The Basildon Centre, St Martin's Square, Basildon, Essex, SS14 1DL