

# Part B -Your Representation

(Please use a separate Part B form for **each** issue to you want to raise)

## 3. To which document does your response relate? (Please tick one)

City of York Local Plan Publication Draft

Policies Map

Sustainability Appraisal/Strategic Environmental Assessment

## What does 'legally compliant' mean?

Legally compliant means asking whether or not the plan has been prepared in line with: statutory regulations; the duty to cooperate; and legal procedural requirements such as the Sustainability Appraisal (SA). Details of how the plan has been prepared are set out in the published Consultation Statements and the Duty to Cooperate Statement, which can be found at [www.york.gov.uk/localplan](http://www.york.gov.uk/localplan)

## 4. (1) Do you consider the document is Legally compliant?

Yes

No

## 4.(2) Do you consider that the document complies with the Duty to Cooperate?

Yes

No

## 4.(3) Please justify your answer to question 4.(1) and 4.(2)

## What does 'Sound' mean?

Soundness may be considered in this context within its ordinary meaning of 'fit for purpose' and 'showing good judgement'. The Inspector will use the Public Examination process to explore and investigate the plan against the National Planning Policy Framework's four 'tests of soundness' listed below. The scope of the Public Examination will be set by the key issues raised by responses received and other matters the Inspector considers to be relevant.

## What makes a Local Plan "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 Framework

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Representations must be received by Wednesday 4 April 2018, up until midnight.  
Representations received after this time will not be considered duly made.

**5.(1) Do you consider the document is Sound?**

Yes  No

If yes, go to question 5.(4). If no, go to question 5.(2).

**5.(2) Please tell us which tests of soundness the document fails to meet:** (tick all that apply)

**Positively prepared**

**Justified**

**Effective**

**Consistent with national policy**

**5.(3) If you are making comments on whether the document is unsound, to which part of the document do they relate?**

(Complete any that apply)

Paragraph no.

Policy

Site Ref. Ref.

**5.(4) Please give reasons for your answers to questions 5.(1) and 5.(2)**

You can attach additional information but please make sure it is securely attached and clearly referenced to this question.

CPRENorthYorkshire was supportive of the Regulation 18 version of this Policy.

This has been amended for the Regulation 19 version of the Plan, however, it is noted that the first bullet point that has been removed from this policy has been incorporated into GI2 - therefore, both of these policies are still supported and the principles behind them welcomed within the Local Plan. It is vital that York's green infrastructure, biodiversity and indeed access to it retained and wherever possible enhanced and implemented into all new developments. Sites of biodiversity importance and designated sites (either of local or national/European importance) need protection from inappropriate developments and their value safeguarded.

**6. (1) Please set out what change(s) you consider necessary to make the City of York Local Plan legally compliant or sound, having regard to the tests you have identified at**

**question 5 where this relates to soundness.**

You will need to say why this modification will make the plan legally compliant or sound. It will be helpful if you could put forward your suggested revised wording of any policy or text.

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

**7.(1). If your representation is seeking a change at question 6.(1), do you consider it necessary to participate at the hearing sessions of the Public Examination?** (tick one box only)

**No**, I do not wish to participate at the hearing session at the examination. I would like my representation to be dealt with by written representation

**Yes**, I wish to appear at the examination

If you have selected **No**, your representation(s) will still be considered by the independent Planning Inspector by way of written representations.

**7.(2). 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 hearing session of the examination.