

**South Worcestershire Development Plan Review
Publication Consultation
(Regulation 19)**

Response Form

Please return by **23:59 on Friday 23 December 2022 to:**

South Worcestershire Development Plan Team
Civic Centre
Queen Elizabeth Drive
Persore
WR10 1PT

or email contact@swdevelopmentplan.org

Ref:

(For official use only)

How we will use your details

The personal information you provide on this form will be held and processed in accordance with the requirements of the Data Protection Act 1998 and the General Data Protection Regulation 2018.

Please note that your name and comments may be made publicly available when displaying and reporting the outcome of this consultation and cannot be treated as confidential. Any other details, including signatures, private telephone numbers and email addresses will not be published on the council's website, but the original representations with personal details redacted will be available in full for inspection on request. Your details will be retained in order for us to validate your comments. We will use these details to continue to notify you of the progress on planning policy documents within south Worcestershire. If you no longer wish to receive notifications, you can email us or write to us to be removed from the consultation list, however this will impact upon your right to be notified of progress with the document you are commenting on.

This form has two parts –

Part A – Personal Details: only needs to be completed once.

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's Details (if applicable)

**If an agent is appointed, please complete only the Title, Name and Organisation (if applicable)*

boxes below but complete the full contact details of the agent in 2.

Title	<input type="text" value="Mr"/>	<input type="text"/>
First Name	<input type="text" value="Frank"/>	<input type="text"/>
Last Name	<input type="text" value="Jolley"/>	<input type="text"/>
Job Title (where relevant)	<input type="text"/>	<input type="text"/>
Organisation (where relevant)	<input type="text"/>	<input type="text"/>
Address Line 1	<input type="text" value="██████████"/>	<input type="text"/>
Line 2	<input type="text" value="██████"/>	<input type="text"/>
Line 3	<input type="text" value="██████"/>	<input type="text"/>
Line 4	<input type="text"/>	<input type="text"/>
Post Code	<input type="text" value="██████"/>	<input type="text"/>
Telephone Number	<input type="text" value="██████████"/>	<input type="text"/>

Email Address
(where relevant)

Part B – Please use a separate sheet for each representation

Name or Organisation:

3. To which part of the SWDP Review Publication Consultation (Regulation 19) Plan does this representation relate?

Please tick as appropriate

Paragraph Policy 53 Policies Map

4. Do you consider the Local Plan is:

4.(1) Legally compliant

Yes

<input type="checkbox"/>
<input type="checkbox"/>
<input type="checkbox"/>

No

<input type="checkbox"/>
<input type="checkbox"/>
No

4.(2) Sound

Yes

No

Please tick as appropriate

5. Please give details in the box below of why you consider the SWDP Review Publication Consultation (Regulation 19) Plan is not legally compliant or is unsound. Please be as precise as possible.

If you wish to support the legal compliance or soundness of the SWDP Review Publication Consultation (Regulation 19) Plan please set this out below.

1. I consider the SWDPR 53 allocation of land at Rushwick to be unsound, based on the evidence in the Sustainability Assessment. It is neither justified nor effective (as defined in Clause 35, National Planning Policy Framework 2021 (NPPF)).
2. Rushwick is a Category 3 village with minimal facilities. The SWDP Preferred Options Consultation document (November 2019) in Paragraph 17.3 acknowledged this, stating that no development would take place until the station was secured. The SWDPR R18(III) SA Report dated February 2021 Clause 3.6.9 states that it is acknowledged that an expanded settlement at Rushwick may not function effectively without the railway station being secured in advance. The policy SWDPR 53 allowing development before securing the railway station for Rushwick is unsound and inconsistent with national policy (NPPF).
3. The plan proposes development without the ability to coordinate infrastructure in line with development.
4. The evidence within the Appendix of the Reg19 Sustainability Appraisal (Sep 22) highlights that an expanded settlement at Rushwick would function effectively only if the railway station were secured in advance.
5. As the plan no longer secures a railway station, all residents would require a car, leading to increased emissions and congestion.
6. There appears to be little evidence to support that the station can be delivered within the plan. The Rushwick Station Strategic Outline Business Case dated March 2021 contains numerous references to the uncertainty regarding the timing of the station development and its viability if the numerous parties cannot reach agreement.
7. The plan would entail a significant loss of biodiversity, landscape character and natural resources, and would impact on the SSSI at the River Teme. This is contrary to SWDP policy.
8. The land lost as a result of the proposed development is ALC Grade 2 and Grade 3 land, which at present is farmed organically. The loss of agriculturally viable land is contrary to SWDP policy.
9. It is not stated how a 10% biodiversity net gain could be achieved, which is contrary to SWDPR policy and the Environment Act. The latter introduced a new mandatory requirement for developments that result in loss or degradation of habitat to provide at least a 10% biodiversity net gain.
10. The proposed development would urbanise the countryside and result in the coalescence of the existing separate communities of Rushwick, Broadmore Green, Upper Wick and Dines Green. This is contrary to SWDP policy.
11. At the COP27 Sharm el-Sheikh Climate Change Conference in November 2022, important progress was made on land and forest protection with the launch of the Forest and Climate Leaders' Partnership, which aims to unite action by governments, businesses and community leaders to halt land degradation and forest loss by 2030. The UK government committed to this. The proposed development at Rushwick would constitute land degradation. The UK at present is amongst the worst nations in the world for destruction of the natural environment, with negative impact on climate change.

6. Please set out the modification(s) you consider necessary to make the SWDP Review Publication Consultation (Regulation 19) Plan legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the duty to co-operate is incapable of modification at examination). Please say why each modification will make the 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.

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

Please note: In your representation(s) you should provide succinctly all the evidence and supporting information necessary to support your representation(s) and your suggested modification(s). You should not assume that you will have a further opportunity to make submissions.

7. Please provide any representations on the **Publication Draft Sustainability Appraisal** and/or **Publication Draft Habitat Regulations Assessment**.

After this stage, further submissions may only be made if invited by the Inspector, based on the matters and issues the Inspector identifies for Examination.

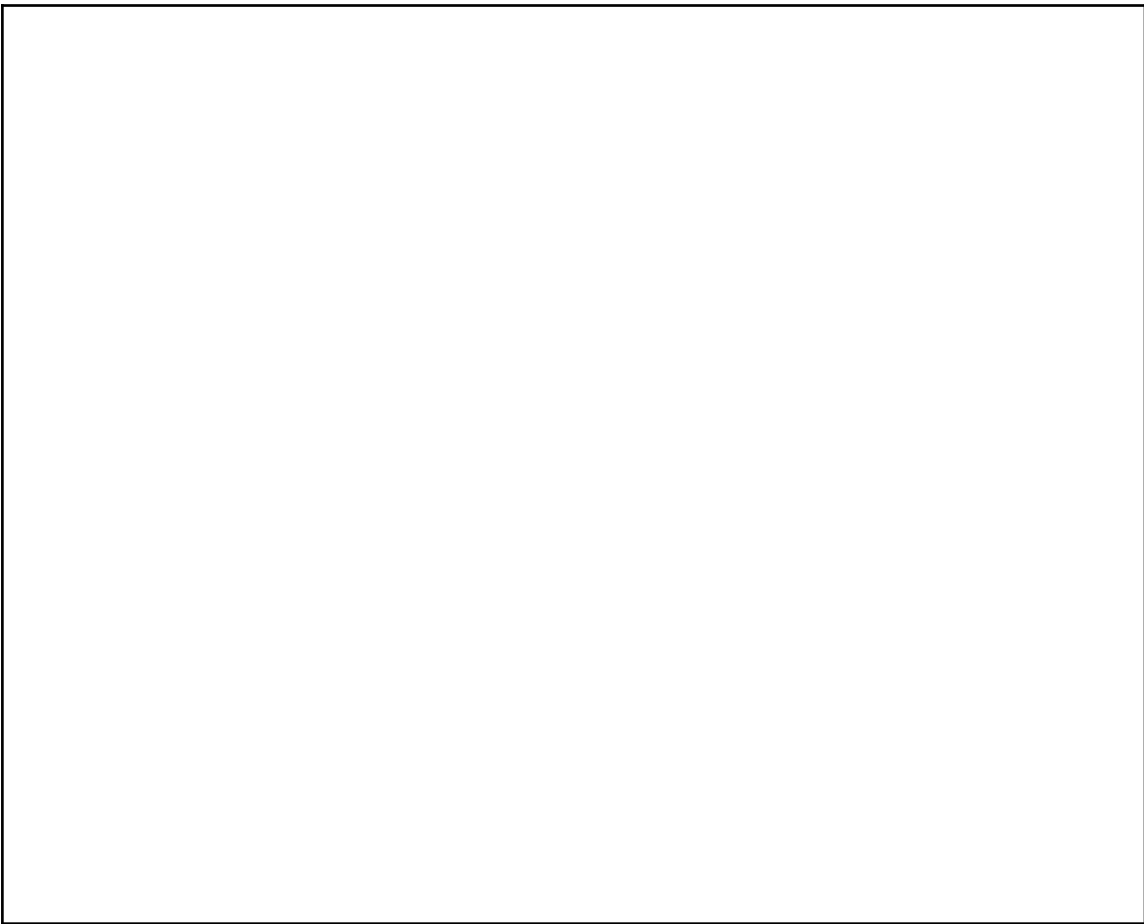
8. If your representation is seeking a modification to the Plan, do you consider it necessary to participate in the examination hearing session(s)?

No, I do not wish to participate in hearing session(s)

Yes, I wish to participate in hearing session(s)


Please note that while this will provide an initial indication of your wish to participate in hearing session(s), you may be asked at a later point to confirm your request to participate.

9. If you wish to participate in the hearing session(s), 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 in the hearing session(s). You may be asked to confirm your wish to participate when the Inspector has identified the matters and issues for examination.

10. Signature:



Date:

22 Dec 2022

Guidance Note to Accompany Representation Form

1.1. The SWDP Review Publication Consultation (Regulation 19) Plan has been published by the South Worcestershire Councils of Malvern Hills District, Worcester City and Wychavon District Councils in order for representations to be made on it before it is submitted to the Planning Inspectorate for Examination. The *Planning and Compulsory Purchase Act 2004*, as amended, [PCPA] states that the purpose of the Examination is to consider whether a plan complies with the relevant legal requirements, including the duty to co-operate, and assess if it is sound. The Inspector will consider all representations on the Plan that are made within the period set by the Local Planning Authorities (LPA).

1.2. To ensure an effective and fair examination, it is important that the Inspector and all other participants in the Examination process are able to know who has made representations on the Plan. The LPAs will therefore ensure that the names and addresses of those making representations can be made available and taken into account by the Inspector.

1.3. Where groups or individuals share a common view on the Plan, it would be very helpful if they would make a single representation which represents that view, rather than a large number of separate representations repeating the same points. In such cases the group should indicate how many people it is representing and how the representation has been authorised.

1.4. Please consider carefully how you would like your representation to be dealt with at the examination: whether you are content to rely on your written representation, or whether you wish to take part in hearing session(s). Only representors who are seeking a change to the plan have a right to be heard at the hearing session(s), if they so request. In considering this, please note that written and oral representations carry the same weight and will be given equal consideration in the examination process.