#28

COMP ETE

Answers Entered Manually

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Q1 Personal Details

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Q2 If you do not wish to be on our database or receive any further information, please tick the box

Respondent skipped this question

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Q3 Policy TS1 - Do you consider this part of the document is sound, based on the following issues?:

If you have not ticked any of the above, please give your reasons below with regard to the test of soundness.:
Draft Policy TS1 criterion 4 Draft Policy TS1 in the emerging Traveller Sites Development Plan Document (DPD) states: “Proposals for new residential Traveller pitches and sites will be supported where they conform to Policy H4 of the Core Strategy and achieve the following: …4. any unacceptable adverse impact on landscape or local nature conservation designations, ecology, biodiversity or heritage assets can be satisfactorily mitigated.” Bourne Leisure considers that Draft Policy TS1 criterion 4 does not meet either the “justified” or the “effective” tests of soundness. The criterion does not meet the “justified” test of soundness because its wording is unclear and it does not represent the most appropriate strategy when considered against reasonable alternatives. Firstly, as drafted, Policy TS1 criterion 4 implies that proposals for new traveller pitches and sites will be supported if any unacceptable adverse impacts on landscape or local nature conservation designations, ecology, biodiversity or heritage assets “can be”

ecology, biodiversity or heritage assets" can be satisfactorily mitigated, rather than requiring that any unacceptable impact is actually satisfactorily mitigated. Secondly, the draft policy does not provide adequate protection against unacceptable adverse impacts for the duration of the development post-permission implementation and could be viewed as only providing protection prior to/ on the grant of planning permission. Draft Policy TS1 criterion 4 does not meet the “effective” test of soundness because it does not support the deliverability of Policy E4 – Tourism within the Herefordshire Core Strategy (adopted October 2015). The adopted Core Strategy states at Policy E4 – Tourism: “Herefordshire will be promoted as a destination for quality leisure visits and sustainable tourism by utilising, conserving and enhancing the county’s unique environmental and heritage assets and by recognising the intrinsic character and beauty of the countryside.” Bourne Leisure is concerned that Draft Policy TS1 criterion 4 is inconsistent with this development plan policy, as it does not ensure protection for the county’s natural and heritage assets and therefore does not support the deliverability of Policy E4. The Company therefore considers that Draft Policy TS1 criterion 4 should be amended as outlined within Section B5 below. Draft Policy TS1 criterion 10 Draft Policy TS1 states at criterion 10: “…10. that any commercial activity that is proposed on the site is of a type that is appropriate to the location and does not impact on the amenity of any local residents.” Bourne Leisure considers that Draft Policy TS1 criterion 10 does not meet either the “justified” or the “effective” tests of soundness. The criterion does not meet the “justified” test of soundness because it does not represent the most appropriate strategy when considered against reasonable alternatives. As drafted, the criterion only provides protection against any adverse impacts of commercial activity for the amenity of local residents and not for other nearby land users. Bourne Leisure considers that it is important that protection is provided for other land uses, and particularly for holiday accommodation. Tourism provides significant benefits for the local economy by attracting visitor expenditure, creating jobs and attracting investment. If visitors are deterred from visiting an area as a result of adverse impacts that have arisen from inappropriate commercial activity, these economic benefits from the tourist sector would be reduced. Draft Policy TS1 criterion 10 does not meet the “effective” test of soundness because it does not provide protection for the amenity of those visiting the area and therefore does not support the deliverability of Policy E4 – Tourism within the Herefordshire Core Strategy (adopted October 2015). Policy E4 seeks to promote Herefordshire as a destination for sustainable tourism and to support the tourism industry. However, Bourne Leisure considers that the proposed wording of Draft Policy TS2

consi- ers that the propose- wor- ing of Draft Policy TS criterion 5, which applies to plots for travelling show people, is more appropriately worded, as it recognises the need to assess the impacts of commercial activity on all neighbouring land users. This criterion states: “The commercial activity of the site should not impact on the amenity of local residents and other land users. Planning conditions may be considered to reduce the impact from noise to nearby residential properties or businesses.”

Q4 Do you consider that your comment for Policy TS1 is a representation of:

Objection

Q5 Please set out what change(s) you would consider necessary to make policy 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.

Draft Policy TS1 criterion 4
Bourne Leisure considers that Draft Policy TS1 criterion 4 should be amended as follows:
“Proposals for new residential Traveller pitches and sites will be supported where they conform to Policy H4 of the Core Strategy and achieve the following:
…4. any unacceptable adverse impact on landscape or local nature conservation designations, ecology, biodiversity or heritage assets can be is satisfactorily mitigated and that mitigation maintained for the duration of the permission.” (proposed amendments underlined)
Draft Policy TS1 criterion 10
Bourne Leisure considers that Draft Policy TS1 criterion 10 should be amended as follows:
“Proposals for new residential Traveller pitches and sites will be supported where they conform to Policy H4 of the Core Strategy and achieve the following:
…10. that any commercial activity that is proposed on the site is of a type that is appropriate to the location and does not impact on the amenity of any local residents or other land users. Planning conditions may be considered to reduce the impact from noise to nearby residential properties or businesses.”
Bourne Leisure considers that these proposed amendments would make the draft policy sound.

Q6 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Written representation

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Q7 Policy TS2 - Do you consider this part of the document to be sound, based on the following issues:

If you have not ticked any of the above, please give your reasons below with regard to tests of soundness:
Draft Policy TS2 criterion 5 Draft Policy TS2 criterion 5 states: “The commercial activity of the site should not impact on the amenity of local residents and other land users. Planning conditions may be considered to reduce the impact from noise to nearby residential properties or businesses.”
Bourne Leisure endorses the principle of this criterion, which recognises the need to protect against adverse impacts of

recognises the need to protect against adverse impacts of commercial activity on the amenity of any land users, not just local residents. However, the Company considers that it should be strengthened to state that commercial activity must not impact on the amenity of local residents or other land users. As drafted, Bourne Leisure considers that this Draft Policy TS2 criterion 5 does not meet the “justified” or the “effective” test of soundness. This draft criterion does not meet the “justified” test because it does not represent the most appropriate strategy when considered against reasonable alternatives. Tourism provides significant benefits for the local economy by attracting visitor expenditure, creating jobs and attracting investment. If visitors are deterred from visiting an area these economic benefits would be reduced. It is therefore important that adequate protection is provided for guests at holiday accommodation venues. Draft Policy TS2 criterion 5 does not meet the “effective” test of soundness because it does not support the deliverability of Policy E4 – Tourism within the Herefordshire Core Strategy (adopted October 2015). Policy E4 – Tourism states: “Herefordshire will be promoted as a destination for quality leisure visits and sustainable tourism by utilising, conserving and enhancing the county’s unique environmental and heritage assets and by recognising the intrinsic character and beauty of the countryside.” If the amenity of holiday accommodation destinations is not adequately protected, Bourne Leisure is concerned that Policy E4 within the adopted Core Strategy will not be deliverable. Proposed amended wording for this criterion is set out in Section B5 below. Draft Policy TS2 – proposed additional criterion Draft Policy TS2 in the emerging Traveller Sites DPD states that planning applications for new plots for travelling show people will be encouraged to meet the identified need where they fulfil certain defined criteria. However, these criteria do not include protection against any unacceptable adverse impacts on landscape or local nature conservation designations, ecology, biodiversity or heritage assets. Bourne Leisure considers that Draft Policy TS2 does not meet either the “justified” or the “effective” test of soundness. This draft policy does not meet the “justified” test of soundness because it does not represent the most appropriate strategy when considered against reasonable alternatives. In particular, Bourne Leisure would like to draw the local planning authority’s attention to the need to protect the natural environment and heritage assets within Herefordshire from any adverse impacts of development. The natural environment and heritage assets have a key role to play in supporting the tourism industry in Herefordshire. If visitors are deterred from visiting an area, the local economic benefits stemming from the tourist industry will be reduced. Draft Policy TS2 does not meet the “effective” test

of soundness because it does not support the deliverability of Policy E4 – Tourism within the Herefordshire Core Strategy (adopted October 2015). Policy E4 seeks to promote Herefordshire as a destination for sustainable tourism and to support the tourism industry by "utilising, conserving and enhancing the county's unique environmental and heritage assets and by recognising the intrinsic character and beauty of the countryside". If the county's environmental and heritage assets are not appropriately protected, this could have an impact on the deliverability of Policy E4, and consequently, the growth of the tourism sector within the local economy. Bourne Leisure therefore considers that Draft Policy TS2 should include a criterion stating that proposals for travelling show people plots will be supported only if any unacceptable adverse impacts on landscape or local nature conservation designations, ecology, biodiversity or heritage assets are satisfactorily mitigated. This would align with the approach taken by the Local Planning Authority in Draft Policy TS1. Proposed wording for this criterion is set out in Section B5 below, based upon Bourne Leisure's suggested amended wording of Draft Policy TS1 criterion 4.

Q8 Do you consider that your comment for Policy TS2 is a representation of:

Objection

Q9 Please set out what change(s) you would consider necessary to make policy 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.

Draft Policy TS2 criterion 5

Bourne Leisure considers that Draft Policy TS2 criterion 5 should be amended as follows in order to make it sound:

"The commercial activity of the site should must not impact on the amenity of local residents and other land users. Planning conditions may be considered to reduce the impact from noise to nearby residential properties or businesses."

Draft Policy TS2 – proposed additional criterion

Bourne Leisure considers that the following criterion should be added to Draft Policy TS2 in order to make it sound:

"any unacceptable adverse impact on landscape or local nature conservation designations, ecology, biodiversity or heritage assets is satisfactorily mitigated for the duration of the permission."

Q10 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Written representation

Q11 Policy TS3 - Do you consider this part of the document to be sound, based on the following issues:

Respondent skipped this question

Q12 Do you consider that your comment for Policy TS3 is a representation of:

Respondent skipped this question

Q13 Please set out what change(s) you would consider necessary to make policy 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.

Respondent skipped this question

Q14 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

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Q15 Policy TS4 - Do you consider this part of the document to be sound, based on the following issues:

Respondent skipped this question

Q16 Do you consider your comment for Policy TS4 is representation of:

Respondent skipped this question

Q17 Please set out what change(s) you would consider necessary to make policy 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.

Respondent skipped this question

Q18 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

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Q19 Policy TS5 - Do you consider this part of the document to be sound, based on the following issues:

Respondent skipped this question

Q20 Do you consider your comment for Policy TS5 to be a representation of:

Respondent skipped this question

Q21 Please set out what change(s) you would consider necessary to make policy 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.

Respondent skipped this question

Q22 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

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Q23 Policy TS6 - Do you consider this part of the document to be sound, based on the following issues:

Respondent skipped this question

Q24 Do you consider your comment for Policy TS6 to be a representation of:

Respondent skipped this question

Q25 Please set out what change(s) you would consider necessary to make policy 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.

Respondent skipped this question

Q26 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

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Q27 Policy TS7 - Do you consider this part of the document to be sound, based on the following issues:

Respondent skipped this question

Q28 Do you consider your comment for Policy TS7 to be a representation of:

Respondent skipped this question

Q29 Please set out what change(s) you would consider necessary to make policy 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.

Respondent skipped this question

Q30 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

Q31 GTAA - Do you consider this document to be sound, based on the following issues:

Respondent skipped this question

Q32 Do you consider your comment about GTAA to be a representation of:

Respondent skipped this question

Q33 Please set out what change(s) you would consider necessary to make the document legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording. Please be as precise as possible.

Respondent skipped this question

Q34 How do you wish your representation on this issue to be dealt with at the examination hearing?(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 part of the examination.)

Respondent skipped this question

Q35 Are there any other comments you wish to make with regard to the Travellers' Sites document?

Respondent skipped this question