

Pre-Submission New Settlement (Maltkiln) DPD Comment form

Guidance notes

Introduction

The New Settlement (Maltkiln) DPD is published in order for representations to be made prior to submission of the DPD to the Secretary of State for examination. The representations will be considered alongside the published DPD when it is examined by an independent Planning Inspector. The purpose of the examination is to consider whether the DPD complies with the legal requirements, the duty to co-operate and is sound.

To help present your comments in the best way for the inspector to consider them, a standard comment form has been created for you to complete and return. We ask that you use this form because it structures your response in the way in which the inspector will consider comments at the public examination. Using the form to submit your comments also means that you can register your interest in speaking at the examination.

Please read the guidance notes carefully before completing the form.

Please fill in a separate form for each issue/representation you wish to make.

What can I make comments on?

You can make representations on any part of the publication draft of the New Settlement (Maltkiln) DPD and its supporting documents, which include: Sustainability Appraisal; Habitat Regulations Assessment and the Equality Analysis Report. Comments may also refer to the justification and evidence in the supporting technical papers. The purpose of this consultation is for you to tell us whether you think the plan is legally compliant and 'sound'.

Do I have to use the response form?

Yes please. This is because further changes to the DPD will be a matter for a Planning Inspector to consider and providing responses in a consistent format is important. For this reason, all responses should use this consultation response form. Please be as succinct as possible. You can upload additional evidence to support your case, but please ensure that it is clearly referenced. It will be a matter for the Inspector to invite additional evidence in advance of, or during the Public Examination. If you prefer not to use the portal: hard copies of the response form can be collected from the main council offices and the district's libraries, or you can download it from the council's website at www.harrogate.gov.uk/newsettlementdpd However you choose to respond, please ensure that you include your name and address with your comments.

Can I use the online form to submit representations on behalf of a group or neighbourhood?

Yes, you can. Where there are groups who share a common view on how they wish to see the DPD modified, it would be very helpful for that group to send a single representation that represents that view, rather than for a large number of individuals to send in separate representations that repeat the same points. In such cases the group should indicate how many people it is representing; a list of their names and addresses, and how the representation has been agreed e.g. via a parish council/action group meeting; signing a petition etc. The representations should still be submitted on this standard form and there is an option to upload additional information at question 6.

Question 4(1) – What does 'legally compliant' mean?

Legally compliant means asking whether or not the DPD 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 DPD has been prepared are set out in the published Consultation Statements and the Duty to Cooperate Statement.

Question 4(2) – What does 'soundness' 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 DPD against the National Planning Policy Framework's four 'test of soundness' as listed at question three. The scope of the Public Examination will be set by taking into consideration the key issues raised by responses received and other matters the Inspector considers to be relevant.

Question 8 – Do I need to attend the Public Examination?

You can indicate whether at this stage you consider there is a need to present your representation at a hearing session during the Public Examination. You should note that Inspectors do not give any more weight to issues presented in person than written evidence. The Inspector will use his/her own discretion in regard to who participates at the Public Examination. All examination hearings will be open to the public.

Pre-Submission New Settlement (Maltkiln) DPD

Consultation response form
03 October – 14 November 2022

REF OFFICE USE ONLY:

Representor number:
Representation number:
Plan reference:
Tests of soundness:

This form has two parts: **Part A** Personal Details and **Part B** Your Representation

To help present your comments in the best way for the Inspector to consider them, it is recommended that representations are made using this standard comment form. We ask that you use this form because it structures your response in the way in which the inspector will consider comments submitted.

Please fill in a separate part B for each issue you want to comment on. Any additional sheets must be clearly referenced. If hand writing, please write clearly in blue or black ink.

Part A

(Please complete in full; in order for the Inspector to consider your representations you must provide your name and postal address).

1. Personal Details		2. Agent's Details (if applicable)
Title		
First Name		
Last Name		
Organisation (where relevant)		
Job title (where relevant)		
Address – line 1		
Address – line 2		
Address – line 3		
Address – line 4		
Address – line 5		
Postcode		
E-mail Address		
Telephone Number		

Part B (please use a separate Part B form for each representation)

Name/Organisation:

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

Pre-Submission New Settlement (Maltkiln) DPD

Habitat Regulations Assessment

Sustainability Appraisal

Equality Analysis Report

3b. If you are making comments, to which part of the document do they relate?

(Complete any that apply)

Policy No.

Paragraph/Figure No.

Section/Chapter

4. Do you consider the Pre-submission New Settlement (Maltkiln) DPD is:

4.(1) Legally compliant

Yes

No

4.(2) Sound

Yes

No

→ If you have selected **No** to Question 4.(2), please continue to Question 5

→ In all other circumstances please go to Question 6

5. If you consider the Pre-submission New Settlement (Maltkiln) DPD is UNSOUND, do you consider this to be because it is NOT: (tick all that apply)

Positively prepared

Justified

Effective

Consistent with national policy

What makes a DPD “sound”?

Positively prepared - the plan should be prepared in a way that meets the need for housing and other development, including infrastructure and business development.

Justified – the plan should be based on evidence, and be the most appropriate strategy for the district when considered against other reasonable alternatives.

Effective – the plan should be deliverable; the housing and other development should be capable of being carried out.

Consistent with national policy – the plan should enable sustainable development and be consistent with the policies in the National Planning Policy Framework (NPPF).

Please give details of why you consider the Pre-submission New Settlement (Maltkiln) DPD to be not legally compliant or sound. Your reason(s) should concisely cover all the information, evidence and supporting information necessary to justify your comments.

6. Please give reasons for you answer to 4(1), 4(2) and 5, where applicable. (You may also use this box if you wish to make representations on the Sustainability Appraisal, Habitat Regulations Assessment or Equality Analysis Report. You can attach additional information but please make sure it is securely attached and clearly referenced.)

7. Please set out what change(s) you consider necessary to make the Pre-submission New Settlement (MaltkiIn) DPD legally compliant or sound, having regard to the test you have identified at question 5 where this relates to soundness. You will need to say why this change will make the DPD legally compliant or sound. It will be helpful if you could put forward your suggested revised wording of any policy or text. Please be as precise as possible.

(If you are suggesting that the DPD is legally compliant or sound please write N/A)

Signature

Date

Please return the completed form by **no later than 4.30pm on Monday 14 November**

to: Policy and Place Team, Harrogate Borough Council, PO Box 787, Harrogate, HG1

9RW or email: planningpolicy@harrogate.gov.uk

Data Protection

The information you provide on the form will be stored on a database used solely in connection with the Local Plan. **Representations will be available to view on the council's website, but address, signature and contact details will not be included. However, as copies of representations must be made available for public inspection, they cannot be treated as confidential and will be available for inspection in full. Copies of all representations will also be provided to the Planning Inspectorate as part of the submission of the New Settlement (Maltkiln) DPD.**

Equalities information

About you

Harrogate Borough Council is committed to ensuring that our work meets the needs of all sections of the community. The information you provide helps us to monitor the fairness and effectiveness of our services and policies. **It is not compulsory to provide this information but you will be helping us to meet these commitments and tailor our services and policies to the needs of the community.**

The categories included have been informed by the National Census 2011 and characteristics protected by legislation.

If you do not wish to answer any specific question, then please leave it blank.

Gender

What is your gender? (please select one answer)

- Male
- Female
- Prefer not to say

Age

Which age category are you in? (please select one answer)

- 0 to 15
- 16 to 19
- 20 to 29
- 30 to 44
- 45 to 64
- 65 to 74
- 75 to 84
- 85+
- Prefer not to say

Disability

[The definition of disability according to the act is: A physical or mental impairment which has a substantial and long-term adverse effect on a person's ability to carry out normal day-to-day activities. Long-term means more than 12 months. This definition includes long-term illnesses such as cancer, HIV and mental health.]

Do you consider yourself to be a disabled person or have a long term limiting condition?

(please select one answer)

- Yes
- No
- Prefer not to say

Ethnicity

What is your race or ethnicity? (please select one answer)

- | | | | |
|--|--------------------------|-------------------------------------|--------------------------|
| White (English/Welsh/Scottish/ Northern Irish) | <input type="checkbox"/> | Asian or Asian British: Bangladeshi | <input type="checkbox"/> |
| White (Irish) | <input type="checkbox"/> | Asian or Asian British: Chinese | <input type="checkbox"/> |
| White (Gypsy/Irish Traveller) | <input type="checkbox"/> | Asian or Asian British: Other Asian | <input type="checkbox"/> |
| Mixed White and Black Caribbean | <input type="checkbox"/> | Black or Black British: Caribbean | <input type="checkbox"/> |
| Mixed White and Black African | <input type="checkbox"/> | Black or Black British: African | <input type="checkbox"/> |
| Mixed White and Asian | <input type="checkbox"/> | Black or Black British: Other Black | <input type="checkbox"/> |
| Mixed Other Mixed | <input type="checkbox"/> | Other Ethnic Group: Arab | <input type="checkbox"/> |
| Asian or Asian British: Indian | <input type="checkbox"/> | Other Ethnic Group: Other | <input type="checkbox"/> |
| Asian or Asian British: Pakistani | <input type="checkbox"/> | Prefer not to say | <input type="checkbox"/> |

Sexual orientation

Which of the following best describes how you think of yourself? (please select one answer)

- | | | | |
|-----------------------|--------------------------|-------------------|--------------------------|
| Heterosexual/Straight | <input type="checkbox"/> | Bisexual | <input type="checkbox"/> |
| Gay man | <input type="checkbox"/> | Other | <input type="checkbox"/> |
| Gay woman/Lesbian | <input type="checkbox"/> | Prefer not to say | <input type="checkbox"/> |

Religion/beliefs

What is your religion/belief? (please select one answer)

- | | |
|--|--------------------------|
| No religion | <input type="checkbox"/> |
| Christian (including Church of England, Catholic, Protestant, and other Christian denominations) | <input type="checkbox"/> |
| Muslim | <input type="checkbox"/> |
| Buddhist | <input type="checkbox"/> |
| Jewish | <input type="checkbox"/> |
| Hindu | <input type="checkbox"/> |
| Sikh | <input type="checkbox"/> |
| Other religion | <input type="checkbox"/> |
| Prefer not to say | <input type="checkbox"/> |

Pregnancy

Are you pregnant or have you given birth within the last 26 weeks? (please select one answer)

- | | |
|-------------------|--------------------------|
| No | <input type="checkbox"/> |
| Yes | <input type="checkbox"/> |
| Prefer not to say | <input type="checkbox"/> |