|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Publication stage Response form - Part B**  **Please use a separate Part B form for each representation** | | | | |
| Name or Organisation : | | Escrick Parish Council | | |
| *Please mark with an x as appropriate*   1. To which part of the Minerals and Waste Joint Plan does this representation relate? | | | | |
| Paragraph No./ Site Allocation Reference No.  MJP55 | | Policy No.  M13 | | Policies Map |
| 2. Do you consider the Minerals and Waste Joint Plan is : | | | | |
| 2.(1) Legally compliant  2.(2) Sound | x  Yes  x  Yes | | No  No | |
| (2a) Which Element of soundness does your representation relate to? (please only mark with an x one element of soundness per response form).  *Positively Prepared* YesNo  *Justified* Yes No  x        *Effective* YesNo  *Consistent with National Policy* YesNo    x | | | | |
| 2 (3) Complies with the  x  Duty to co-operate Yes No | | | | |
|  | | | | |

3. Please give details below of why you consider the Minerals and Waste Joint Plan is not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

|  |
| --- |
| It is noted that in order to ensure the continuity of supply of clay, the Plan supports a Preferred Area on land adjacent to former Escrick Brickworks (MJP55)    It states that ‘Development of reserves within this Preferred Area will only be permitted where it would follow the extraction of reserves within allocation MJP45 or it can be demonstrated that additional reserves are required to maintain an adequate longer term supply of clay to the Plasmor Blockworks site and subject to compliance with the development management policies in the Plan.’  The policy then says ‘The site allocation at Hemingbrough is identified in the Joint Plan to help to meet the 25 year supply requirement for the Plasmor blockworks. This allocation provides a high level of certainty about the necessary resources being delivered. Whilst it is considered that future supply over the Plan period for the Plasmor Blockworks would most appropriately be provided via further extension to existing workings at Hemingbrough, resources are also identified in a Preferred Area at Escrick, to demonstrate how supply could be maintained if it is not practicable to provide sufficient reserves at the Hemingbrough site to meet the full 25 year national policy requirement. There are a number of significant constraints on development at the Escrick site, including proximity to the Trans Pennine Trail, and any proposals needed in the longer term to maintain supply to the Plasmor Blockworks would need to be carefully located and designed within the Preferred Area to ensure protection of the environment, including historic environment, and local amenity. It is not expected that development of the whole of the Preferred Area would be acceptable under this policy.’  This confirms that there is no certainty as to whether any of site MJP55 will be required and, if it is, that only s small part will be required. Appendix 1 pages 77-80 show that the site could extend to as much as 112ha, with a huge detrimental affect on the local environment as set out in the analysis. The current allocation contains no controls on how much of the site could potentially be needed but it is obvious that only a much smaller part of the site could potentially be required. Leaving the area as currently proposed leaves the developer with little constraint to minimise the area to that realistically required for the Plan period. The area must be reviewed and reduced to the appropriate size in the optimum location before the Plan can be found sound. The Plan is prepared to provide certainty and this is not provided currently.  I attach the fuller representations that Escrick Parish Council submitted on previous consultations for the Inspector to consider our full concerns. |

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

4. Please set out what modification(s) you consider necessary to make the Minerals and Waste Joint Plan legally compliant or sound, having regard to the Matter you have identified at 3. above where this relates to soundness. (NB Please note that any non-compliance with the duty to cooperate is incapable of modification at examination). You will need to say why this modification will make the Minerals and Waste Joint 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.

|  |
| --- |
| The site area being proposed far exceeds what could potentially be required and the Preferred Area needs to be drastically reduced to that genuinely required, avoiding the most sensitive locations to meet its other planning obligations contained in the Plan. The site description and map attached in the Appendix must be replaced following a full analysis for the Plan to be found sound in this regard. |

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

***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 origional representation at publication stage.*

***After this stage further submissions will be only at the request of the Inspector, based on matters and issues he/she identifies for examination.***

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 **Yes,** I wish to participate

x

at the oral examination 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:

|  |
| --- |
|  |

***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 oral part of the examination.*

**All responses received will be considered and any information provided**

**will be made public. My consent is hereby confirmed.**

|  |  |
| --- | --- |
| Signature: Helen Guest, Clerk to Escrick Parish Council | Date: 21.12.16 |