

Comment

Consultee	Mrs Susan Davidson (829945)
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Address	51 Hurst Lane Oxford OX2 9PR
Event Name	Vale of White Horse Local Plan 2031 Part One - Publication
Comment by	Mrs Susan Davidson
Comment ID	LPPub1202
Response Date	19/12/14 15:15
Consultation Point	Core Policy 13: The Oxford Green Belt (View)
Status	Submitted
Submission Type	Web
Version	0.1

Q1 Do you consider the Local Plan is Legally Compliant? No

Q2 Do you consider the Local Plan is Sound (positively prepared, effective and Justified) No

If your comment(s) relate to a specific site within a core policy please select this from the drop down list. N/A

Q4 Please give details of why you consider the Local 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.

Local Plan Policy 13(vi) does not comply with NPPF March 2012 para 89. To comply, Policy 13(vi) must be guided by Core Policy 25 (i)-(ix) instead of Core Policy 24.

This is because NPPF para 89 explicitly is a provision for affordable housing for local *community* needs which is distinct and separate from the provision for those in *housing* need. The distinction is evident from Core Policies 24 and 25.

Core Policy 25 is the appropriate provision for local community needs. Core Policy 24 is the wider provision of affordable housing for those in housing need, delivered through the course of development

of market housing. Development of market housing in the Green Belt is not permitted by NPPF para 89.

As a consequence, the narrower provisions of Core Policy 25(i)-(ix) should apply to Policy 13(vi).

The current Local Plan properly reflects the distinction between housing need and local community need in (1) Policy H.17, the predecessor to the new proposed Core Policy 24 and (2) Policy H.18 (local *community* housing) the predecessor to the new proposed Core Policy 25. It is Policy H.18 which is currently cross referenced in Green Belt Policy. Hence it is Core Policy 25(i)-(ix) which should guide new Policy 13 (vi).

NPPF para 89 : "limited infilling in villages, and limited affordable housing for local community needs under policies set out in the Local Plan"

Q5 Please set out what modification(s) you consider necessary to make the Local Plan legally compliant or sound, having regard to the test you have identified above where this relates to soundness. (NB Please note that any non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why this modification will make the Local 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.

Policy 13(vi) must be guided by Core Policy 25(i)-(ix) and not Core Policy 24. Cross reference Core Policy 25 (i)-(ix) instead of Core Policy 24.

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

Q6 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 at the oral examination