

## Comment

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Event Name	Vale of White Horse Local Plan 2031 Part One - Publication
Comment by	Foreman Laws LLP (Mr James Halliday)
Comment ID	LPPub3141
Response Date	21/01/15 15:08
Consultation Point	6.123 Paragraph ( <a href="#">View</a> )
Status	Submitted
Submission Type	Email
Version	0.2

**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.**

The 2011 Local Plan safeguarded land along the route of the former Wilts and Berks Canal ? I am concerned that this safeguarding seems to have been removed in the 2013 draft plan ? although the previous policies (L14 and L15) have been ?saved?.

**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.**

Safeguard the land along the route of the former Wilts and Berks canal as per the saved policies : L14 and L15

POLICY L14 :DEVELOPMENT WHICH WOULD CAUSE DEMONSTRABLE HARM TO THE ESSENTIAL CHARACTER OF THE WILTS AND BERKS CANAL OR TO ITS SETTING, OR WOULD BE LIKELY TO PREVENT OR IMPAIR THE RESTORATION OF THE CANAL, OR WOULD RESULT IN THE LOSS OF ANY BUILDINGS, LOCKS OR OTHER STRUCTURES ASSOCIATED WITH THE ORIGINAL WATERWAY FUNCTION OF THE CANAL WIL NOT BE PERMITTED. DEVELOPMENT ON OR CLOSE TO THE ROUTE OF THE CANAL WIL BE REQUIRED TO FACILITATE DEVELOPMENT OF ITS RECREATIONAL POTENTIAL AND/OR PROTECT ITS NATURE CONSERVATION AND HERITAGE VALUE. DEVELOPMENT THAT WOULD PREVENT THE RESTORATION OF THE CANAL ON ITS HISTORIC ALIGNMENT AS SHOWN ON THE PROPOSALS MAP WIL ONLY BE PERMITTED IF ARRANGEMENTS FOR THE REINSTATEMENT OF THE CANAL ON A VIABLE ALTERNATIVE ROUTE CAN BE SECURED BY THE DEVELOPER. POLICY L15 DEVELOPMENT WHICH WOULD PREVENT THE IMPLEMENTATION OF THE PROPOSED NEW ROUTE FOR THE CANAL SOUTH OF ABINGDON AS SHOWN ON THE PROPOSALS MAP WIL BE REFUSED

**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?** Yes - I wish to participate at the oral examination