

Warwickshire Minerals Plan 2018

Proposed Main Modifications & Background Documents/Evidence Consultation 2021



Representation Form

This is the representation form for the consultation on the Warwickshire Minerals Plan 2018 – Proposed Main Modifications and associated consultation documents. The Proposed Main Modifications are required to make the submitted Plan sound and legally compliant and will need detailed consideration. The additional background documents/evidence have been prepared as a consequence of matters raised in the Examination hearings and to inform the Proposed Main Modifications. Details of the consultation and all the consultation documents can be found online at:

https://warwickshire-consult.objective.co.uk/portal/warwickshire_minerals_plan_examination_website.

The formal representation period is open from **5th November 2021 to 7th January 2022**. All representations must be received during this period.

If you wish to submit a representation, please complete all parts of this form.

A separate form will need to be completed for each Proposed Main Modification, or relevant point made in any other document being consulted upon, that you wish to comment on.

Comments should:

- Relate **only** to Proposed Main Modifications (contained in the Schedule of Proposed Main Modifications to the Minerals Plan), or information contained within any of the Consultation Documents being consulted on, that support them;
- Clearly reference the Proposed Main Modification and/or Consultation Document they relate to, quoting the relevant Main Modification number or the relevant section of the Consultation Document;
- Focus on whether the Proposed Main Modification comply with the legal requirements and is considered sound; and
- Must not repeat any previously submitted comments, as these are already before the Inspector.

To help the Inspector, it is recommended that groups that share a common view, send a single representation rather than multiple copies of representations that repeat the same points. and then send it to us via email or post, using the addresses below.

Please note:

All respondents need to provide their personal details. It is not possible for representations to be anonymous. Names of respondents will be made public. However, if comments made available via the examination webpage contact details will be redacted. A copy of the Council's Privacy Notice can be found at:

<https://www.warwickshire.gov.uk/directory-record/6470/mineral-and-waste-local-plans>

The Consultation Documents are:

1. Schedule of Proposed Main Modifications
2. Habitats Regulations Assessment 2021
3. HRA Interim Statement 2021
4. WCC Minerals Plan SA Note Main Modifications
5. WCC Minerals Plan SA Note NPPF Modifications
6. SA: Further Site Assessment Note

Background Documents/Evidence

- PSD06 Flood Risk Assessment Sequential Approach. pdf
- PSD09 SIAM Background Info Paper 090920.pdf
- PSD09 SIAM Background Info Paper Appendices.pdf
- PSD10 HS2 Update 090920.pdf
- PSD19 Minerals Plan Spatial Option Background Paper May 2021.pdf
- PSD20 Minerals Plan Planned Growth Topic Paper May 2021.pdf
- PSD20 Minerals Plan Planned Growth Topic Paper May 2021 Appendices.pdf
- PSD21 Plan Calculation Background Paper May 2021.pdf
- PSD 22 Inspector Letter to Council re Revised NPPF.pdf
- PSD 22a WCC Response to Inspector Letter to Council re Revised NPPF.pdf
- PSD 23 Mineral Safeguard Areas Topic Paper September 2021.pdf
- PSD 24 Minerals plan Recycled Aggregates Topic Paper September 2021.pdf
- PSD 25 Cumulative Effects Background Paper September 2021.pdf
- PSD 25 Cumulative Effects Background Paper Appendices.pdf
- PSD 26 Site 4 LVA September 2021.pdf
- PSD 27 SIAM 2021 Plan Objectives Assessment September 2021.pdf
- PSD 28 SIAM 2021 October 2021.pdf
- PSD 29 SIAM 2021 Results Report October 2021.pdf

Please return completed forms to:

✉ planningstrategy@warwickshire.gov.uk

✉ Planning Policy
Infrastructure & Sustainable
Communities,
Warwickshire County Council
Shire Hall,
Warwick, CV34 4RL

We must receive your representations by January 7th, 2022 (before 5pm). Representations received after this cannot be accepted.

All of the representations received will be reviewed by the Planning Inspector who will consider whether the Plan is 'sound' and complies with the legal requirements.

Guidance Note on soundness and legal compliance

Soundness

Paragraph 35 of the National Planning Policy Framework (2019) sets out the considerations in relation to a plan being considered 'sound'.

- a) Positively prepared – providing a strategy which, as a minimum, seeks to meet the area's objectively assessed needs; and is informed by agreements with other authorities, so that unmet need from neighbouring areas is accommodated where it is practical to do so and is consistent with achieving sustainable development;
- b) Justified – an appropriate strategy, taking into account the reasonable alternatives, and based on proportionate evidence;
- c) Effective – deliverable over the plan period, and based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground; and
- d) Consistent with national policy – enabling the delivery of sustainable development in accordance with the policies in this Framework.

Legal Compliance

Legal Compliance means the Minerals Plan:

- Is included in the Council's current Local Development Scheme [LDS] and the key stages set out in the LDS should have been followed.
- Is in general accordance with the Council's Statement of Community Involvement [SCI].
- It has regard to national planning policy.
- Has been subject to Sustainability Appraisal [SA] and the SA is adequate
- That the Habitats Regulations Assessment (HRA) is carried out in accordance with the Conservation of Habitats and Species Regulations (The Habitats Regulations) 2010
- Complies with the Planning and Compulsory Purchase Act 2004 (as amended) and the Town and Country Planning (Local Planning) (England) Regulations 2012, as amended [the Regulations].
- That Section 110 of the Localism Act 2011 (Duty to Co-operate) has been complied with.

Office use only

Person No:

Rep Nos:

Part A – Personal details

	Personal details	Agent details (where applicable)
Title	Councillor Dr	Parish Clerk Thurlaston Parish Council
First name	Keith	
Last name	Boardman	
Address line 1		95 Stocks Lane
Address line 2		Thurlaston
Address line 3		Rugby
Postcode		CV23 9JU
Email	keith.boardman7@gmail.com	parish.clerk@thurlaston-pc.gov.uk
<i>For those replying on behalf of an organisation or group:</i>		
Organisation	Thurlaston Parish Council	As above
Job title	Chairman, Planning Subcommittee	

Part B – Your representation

1. To which Proposed Main Modification, and/or Background Document/Evidence, does this representation relate?

Main Modification No.	PMM15
AND/ OR	
Background Document/Evidence:	Minerals Plan Consultation Version
Relevant Section of Background Document (e.g., Chapter or Section):	Chapter 7 Policy S1 regarding Site 1 (Bourton on Dunsmore)

2. Do you consider the identified Proposed Main Modification to be:

Legally compliant?	Yes	<input checked="" type="checkbox"/>	No	<input type="checkbox"/>
Sound?	Yes	<input type="checkbox"/>	No	<input checked="" type="checkbox"/>

Please tick as appropriate.

3. Please give details of why you consider the identified Proposed Main Modification is not legally compliant or is unsound. Please be as precise as possible.

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

Thurlaston Parish Council (TPC) is encouraged that the revised Minerals Plan gives explicit recognition of the need for road improvements especially regarding Site 1 access and egress to MRNs (eg A45 and A4071) and SRNs (eg M45).

Three additional specific issues have been cited:

- (a) Improvements that may be required to the junction of A4071 and B4453 (Blue Boar junction).
- (b) Safety problems at the A423/B4455/B4453 staggered crossroads junction on the Fosse Way.
- (c) All HGVs to travel via A45 and northern end of B4453.

The report recommends that these issues should be addressed at the planning application stage through a Transport Assessment, and that early engagement with Highways England and the Local Highways Authority, including the County Council's Transport Planning and Highways Development Management teams, will be required. With regard to item (c) above it is not clear what a priori assumptions have been made to ensure compliance.

TPC's contention is that whilst these recommendations may be considered acceptable in isolation they do not recognise other major local developments (within 1 mile of Site 1) which have recently been approved and adopted by Rugby Borough Council (RBC). We reference *South West Rugby Masterplan Supplementary Planning Document (June 2021)*. A key element of the SPD concerns the implementation of a multi-building warehouse scheme (floor space of 186,540 m²) spread over four zones near to the junction of M45/A45. Dunchurch and Cawston parishes will also be significantly increasing their housing stocks coupled with various supporting infrastructure developments. The accumulative impact of WCC and RBC plans will significantly skew and increase traffic volumes beyond current levels; no evidence has been provided to ensure road capacity will not be compromised, or produce excessive pollution (eg. air quality, noise).

Note:

- RBC has not published a detailed integrated travel plan for south west Rugby.
- The RBC Local Plan does not acknowledge the proposed WCC Minerals Plan.

4. Please give details of why you consider the identified Proposed Main Modification is not adequately informed by the relevant consultation background document/evidence.

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

The Minerals Plan proposals do not address adequately the total impact of the RBC's Local Plan (especially regarding the South West land allocation) and WCC's plan for Site 1. TPC considers it imperative that a detailed **holistic** assessment of roads, transport and pollution should be undertaken prior to any formal approval of the respective projects being granted. It would be negligent if these issues are not addressed and risks mitigated prior to scheme approvals.

The above requirement is endorsed by RBC's Local Plan which makes these declarations:

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- The Plan has allocated land to facilitate the alignment of the South West Rugby spine road network to support and enable the delivery of the South West Rugby allocation.
- Development which is likely to prejudice delivery of this infrastructure will not be permitted.
- The design specification and routing of the spine road network will be considered in more detail in the South West Rugby Masterplan SPD and development proposals must be consistent with the agreed alignment as set out in this document. Full details will be provided in the supporting information to planning applications.

The RBC Local Plan references the **WCC Strategic Transport Assessment Modelling Analysis and Overview (September 2016)**, and that the council will liaise with WCC to determine what infrastructure upgrades could be facilitated through developer funding and other measures so that the proposed strategic and non-strategic sites have appropriate access to sustainable transport.

However the Local Plan does not acknowledge the proposed WCC Minerals Plan. Its close proximity and shared road infrastructure necessitates a holistic assessment so as to ensure one plan does not compromise the other. TPC therefore proposes the relatively old transport modelling analysis document requires scrutiny and revision so that it reflects all major new developments and that this will inform the development of an actual 'Transport Plan'.

5. Please set out what change(s) you consider necessary to make the identified Proposed Main Modification legally compliant or sound, in respect of any of the matters you have identified above. 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.

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

In the previous sections TPC has made proposals to address highway shortcomings to ensure Site 1 developments are congruent with other schemes being promoted within the same locality. Tacit with this is a need to review MRNs, and SRNs and other highways (eg. B4453, A4071) in the context of a strategic assessment of travel and traffic plans. Inter alia this should include proposals to address transport routes in a northerly direction – such as improvements to the A4071 to the north of Rugby and beyond. Whilst the new section of the A4071 (Western Relief Road) is of an acceptable standard, its access to the A45 at the southern end, and to the A426 at the northern end are below standard and act as pinch points which compromise operational efficiency and safety. We expect highways upgrades will need to include improvements to the Blue Boar junction (A4071 and B4453).

There is a requirement to augment RBC traffic data analyses with the projected traffic volumes and flows which will be generated by bringing Site 1 into operational use. We recommend the RBC Local Plan should be refined to acknowledge the proposed WCC Minerals Plan and the impact this will have on the Local Plan, most notably developments proposed within the South West Rugby allocation.

Please note: In your representation you should provide succinctly all the evidence and supporting information necessary to support your representation and your suggested changes. You should not assume that you will have a further opportunity to make submissions.