

Pendle Local Plan Fourth Edition



Habitat Regulations Assessment Addendum Pendle Local Plan Main Modifications

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Versions

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1. Introduction

Purpose

- 1.1 This Habitats Regulations Assessment (HRA) Screening Report Addendum has been prepared by Pendle Borough Council (the Council) to consider the proposed Main Modifications to the Pendle Local Plan Fourth Edition (the Local Plan). This report forms supplements the HRA Screening Report¹ published alongside the Regulation 19 Publication Draft Local Plan. It does not revise the methodology or findings of that screening report but focuses specifically on whether the proposed Main Modifications will result in Likely Significant Effects on identified European Sites.

Pendle Local Plan Fourth Edition

- 1.2 Once adopted the Local Plan will form part of the statutory Development Plan for the borough. It will replace any remaining 'saved' policies from the Pendle Replacement Local Plan (2006), the Bradley Area Action Plan (2011) and the Core Strategy (2015). Its policies and proposals will provide the starting point for considering whether planning applications should be approved.
- 1.3 The Local Plan establishes the strategic approach to development over the plan period 2021 to 2040. It allocates land to meet identified development needs. It updates and sets out detailed development policy relating to the environment, economy and community in response to national planning policy and guidance and supporting evidence.
- 1.4 The submitted Local Plan was subject to a HRA Screening Report, which concluded that none of the policies or proposals of the Local Plan would result in a Likely Significant Effect for any identified European Site, either alone or in-combination with other plans or projects. As a result, an Appropriate Assessment was deemed as not being required.
- 1.5 Following publication in October 2024, the Local Plan was submitted to the Secretary of State for independent examination on 18 February 2025. Hearing Sessions were held on eight days between 16 June and 16 July 2025. The Inspector's Note (IN9) issued following the conclusion of the hearings confirms that Main Modifications are required in order to make the Local Plan sound and legally compliant.

Main Modifications to the Local Plan

- 1.6 Schedules for the 89 Main Modifications and **xx** additional modifications have been prepared. No policies or proposals of the submitted Local Plan have been fully deleted by a Main Modification and no additional policies or proposals have been introduced. Main Modifications MM36 and MM61 reorganise the policy order in the Local Plan by upgrading Policies DM20 (Housing Land Supply) and DM40 (Employment Land Supply) to strategic planning policy status to better reflect their role and significance and to ensure that the Local Plan is consistent with the National Planning Policy Framework (NPPF). This change will result in the renumbering of several strategic policies as set out in Table 1.1 (overleaf). To keep changes to a minimum there will be no amendments to the numbering of policies within the Development Management section of the Local Plan.

¹ https://www.pendle.gov.uk/download/downloads/id/12467/cd0103a_hra_screening_report_update_tracked_changes.pdf

Table 1.1: Strategic Policies Numbering Changes

Policy Title	Policy Number in Regulation 19 Draft Local Plan	Revised Policy Number
Presumption in Favour of Sustainable Development	SP01	SP01
Spatial Strategy	SP02	SP02
Distribution of Development	SP03	SP03
Housing Requirement and Delivery	DM20	SP04
Employment Land Requirement and Delivery	DM40	SP05
Retail and Town Centre Hierarchy	SP04	SP06
Green Belt	SP05	SP07
Towards Net Zero	SP06	SP08
Water Management	SP07	SP09
Natural Environment	SP08	SP10
Historic Environment	SP09	SP11
Healthy and Vibrant Communities	SP10	SP12
Transport and Connectivity	SP11	SP13
Infrastructure and Developer Contributions	SP12	SP14

- 1.7 Examination Document PBC15 represents the most recent iteration of the Schedule of Proposed Main Modifications (Version 5). Each Main Modification has been reviewed for its likely significant effects on designated European sites (see Appendix 1).
- 1.8 The additional modifications proposed by the Council represent minor changes to the Local Plan. They principally correct spelling mistakes, grammatical errors and updating facts and figures. They do not have implications for the policies or proposals of the Local Plan and as such no Likely Significant effects have been identified.

2. Habitats Regulations Assessment Process

Legislation

- 1.9 Article 6(3) of the EU Habitats Directive (Council Directive 92/43/EEC) and regulation 63 of the [Conservation of Habitats and Species Regulations 2017 \(as amended\)](#) requires that an appropriate assessment of plans and programmes is carried out with regard to the conservation objectives of European Sites (Natura 2000 sites) and that other plans and projects identify any significant effect that is likely for any European Site. In the context of plan preparation, a HRA is required where the proposals within a plan are deemed likely to result in significant negative effects occurring on protected European Sites.

National Guidance

- 1.10 The Government [guidance on producing Habitats Regulations Assessments](#). It states:

'If a proposed plan or project is considered likely to have a significant effect on a protected habitats site (either individually or in combination with other plans or projects) then an appropriate assessment of the implications for the site, in view of the site's conservation objectives, must be undertaken (Part 6 of the Conservation of Habitats and Species Regulations 2017). This does not apply to plans or projects directly connected to the conservation management of the features for which the site was designated.

A significant effect should be considered likely if it cannot be excluded on the basis of objective information and it might undermine a site's conservation objectives. A risk or a possibility of such an effect is enough to warrant the need for an appropriate assessment.

The conservation objectives relate to each of the habitats and species for which the site was designated and will be provided in more detail by Natural England. A competent authority must consult Natural England for the purposes of the assessment and must have regard to any representations that Natural England may wish to make within a reasonable time (as specified by the competent authority). Natural England's formal advice on conservation objectives is publicly available for both European terrestrial sites and European marine sites.

Paragraph: 002 Reference ID: 65-002-20190722

Revision date: 22 07 2019'

- 1.11 Over time the phrase Habitats Regulations Assessment has come to describe the entire process leaving the term 'Appropriate Assessment' to be used specifically for the purpose of the part of the process that is defined in law.

Methodology

- 2.1 The Habitats Directive and subsequently the Conservation of Habitats and Species Regulations 2017 take a precautionary approach towards European Sites and the plans and projects that may affect them. As such plans and projects should only proceed if it can be shown they will have no significant adverse effects on the European sites that are being assessed. Plans and projects that may have an adverse effect on a European Site may still be permitted should there be adequate mitigation or compensation **and** Imperative Reasons of Overriding Public Interest (IROPI) as to why the plan or project should go ahead.

- 2.2 Habitats Regulation Assessment is multi-stage process that helps determine the Likely Significant Effects (LSE) and where appropriate assess adverse effects on the integrity of a European Site, examine the alternative solutions, and where no alternatives can be found then assess the justification for IROPI.



Screening

- 2.3 This stage of the process is made up of two main steps. These are:

- **Collation of information** – This involves gathering evidence regarding the relevant European Sites that the plan or project may affect. This includes determining whether the plan or project is directly connected with the management of any European Site(s), the conservation objectives of the European Site(s), and details of the plan or project and of those that may, in combination, affect the site(s).
- **Assessing the Likely Significant Effects (LSE)** – This is a form of risk assessment that determines whether there is a requirement for an Appropriate Assessment. The test being;

“Is the project, either alone or in combination with other relevant projects and plans, likely to result in a significant effect upon European sites?”

The objective of this is to ‘screen out’ any plan or project that is likely to have a less than significant adverse effect on the European Site(s).

- 2.4 Any compensation or mitigation measures proposed cannot be taken into account at the screening phase of the HRA.

Appropriate Assessment

- 2.5 At the conclusion of the screening process, if it cannot be determined that there are likely to be no significant effects on the European Site(s) then an appropriate assessment must be undertaken. At this stage compensation and mitigation measures can be taken into account in order to determine if these could eliminate any adverse effects on the integrity of the European Site(s).
- 2.6 Appropriate assessment will consider any policies or site allocations that cannot be dismissed at the screening stage in detail to determine their potential effect on the European Sites.

Assessment of Alternative Solutions

- 2.7 Where the appropriate assessment is inconclusive or cannot rule out any adverse effects on a European Site an examination of alternative solutions must take place. The alternative solutions should be examined to the same degree as the appropriate assessment.

Consideration of Imperative Reasons of Overriding Interest

- 2.8 Where it can be demonstrated that there are no alternatives that would lessen the impact of the plan or project on a European Site(s) then the plan or project may still go ahead providing that the Competent Authority is satisfied that the plan or project must be carried out for IROPI. The IROPI justification should be included in to the HRA report and must relate to:
- Human health, public safety or beneficial consequences of primary importance to the environment; or
 - Having due regard to the opinion of the European Commission, any other reasons of IROPI.

3 HRA Supporting the Local Plan

Work Undertaken to Date

- 3.1 The Local Plan has been subject to HRA throughout its preparation and adopts the methodology outlined above. The draft version of the Local Plan was subject to HRA Screening and was consulted on in June to August 2023. This report was updated to reflect any comments made during this consultation together with any changes made to policies and proposals as set out in the publication version of the Local Plan, and to consider in-combination effects with wider policies and proposals. This report was made available for consultation in October to December 2024 and has been submitted alongside the Local Plan to the Secretary of State for its independent examination.
- 3.2 The screening undertaken to date has concluded that none of the policies or proposals of the Local Plan would result in a Likely Significant Effect on any identified European Site, either alone or in-combination with other plans or projects. As a result, an Appropriate Assessment is not required.

European Sites

- 3.3 Although there are a number of European Sites within a 50km radius of the borough only those sites that have an element of connectivity with Pendle (e.g. watercourses), need to be taken in to account. As a result, in addition to the South Pennine Moors, four other European Sites have the potential to be affected by proposals in Local Plan (Table 3.1). Some of these sites have multiple designations such as SPA and SAC. Information relating to the reason for designation of the sites, conservation objectives, requirements to maintain favourable condition status and any factors affecting the integrity of the site can be found in HRA Screening Report submitted alongside the Local Plan.

Table 3.1 - European Sites that have the potential to be affected by the Local Plan

Site Name	Designation	Distance
South Pennine Moors	SAC	Within Borough
South Pennine Moors Phase 2	SPA	Within Borough
North Pennine Moors	SAC	10.8 km
North Pennine Moors	SPA	10.8 km
North Pennine Dales Meadows	SAC	13.2 km
Bowland Fells	SPA	17.0 km
Ribble and Alt Estuaries	SPA	38.4 km
Ribble and Alt Estuaries	Ramsar	38.4 km

Note: Distances are measured from the point on the boundary of the European site closest to Pendle

Potential Impacts

- 3.4 The screening has considered the following potential impacts on European Sites:
- Air Quality
 - Disturbance/Displacement
 - Loss of foraging roosting habitat functionality linking to a European Site
 - Water Quality
 - Fragmentation

- Habitat Loss
- Recreational Disturbance.

In-combination Effects

3.17 The Local Plan forms part of the statutory Development Plan for Pendle and works in combination with the Joint Lancashire Joint Minerals and Waste Local Plan and any adopted Neighbourhood Plans². These have been subject to separate HRA screening. There is also a need for the cumulative effects of these plans, and those of other local authorities, to be assessed to ensure that in combination they do not have likely significant effects on European Sites. Documents considered can be found in Table 3.1.

Table 3.1 - Scope of plans and projects taken into consideration

Authority	Plan/Project
Pendle Borough Council	<ul style="list-style-type: none"> • All SPD's
Barrowford Parish Council	<ul style="list-style-type: none"> • Neighbourhood Plan
Colne Town Council	<ul style="list-style-type: none"> • Neighbourhood Plan
Kelbrook and Sough Parish Council	<ul style="list-style-type: none"> • Neighbourhood Plan
Trawden Forest Parish Council	<ul style="list-style-type: none"> • Neighbourhood Plan
Burnley Borough Council	<ul style="list-style-type: none"> • Local Plan • All DPD's and SPD's
Ribble Valley Borough Council	<ul style="list-style-type: none"> • Core Strategy • All DPD's and SPD's
Lancashire County Council	<ul style="list-style-type: none"> • Joint Minerals and Waste Local Plan • Forest of Bowland Management Plan
Bradford Metropolitan District Council	<ul style="list-style-type: none"> • Local Plan • All DPD's and SPD's • Relevant Neighbourhood Plans
Calderdale Metropolitan Borough Council	<ul style="list-style-type: none"> • Local Plan • Unitary Development Plan • All DPD's and SPD's • Relevant Neighbourhood Plans
North Yorkshire Council	<ul style="list-style-type: none"> • Minerals and Waste Local Plan • Local Plan • All DPD's and SPD's

² There are four made neighbourhood plans in Pendle covering the parishes of Barrowford, Colne, Kelbrook & Sough and Trawden Forest.

4 Appraisal of Main Modifications

- 4.3 This section summarises the outcomes of the screening of the Main Modifications set out in Appendix 1.
- 4.4 The appraisal shows that the majority of the Main Modifications that are proposed have no implications for the HRA. This is because the proposed modification does not alter the original policy approach set out in the submitted version of the Local Plan, or the spatial implications of any change does not impact upon a designated European site.
- 4.5 Screening has revealed that none of the proposed Main Modifications will have a Likely Significant Effect on a European Site when considered individually or cumulatively.
- 4.6 The following Main Modifications are considered to have negligible effects on European Sites. This is because that whilst there are some pathways to European Sites through the Main Modification, the amendment does not in itself affect a European Site, providing clarification of terminology or alternatively the scale of development associated with the modification and its effect on a European Site is likely to be minimal especially when considering the policies of the plan as a whole:
- MM35 (Policy DM19: Leeds and Liverpool Canal Corridor)
 - MM74 to MM76 (Policy DM45: Tourism Facilities and Accommodation)
 - MM88 (Appendix 9: Glossary)
- 4.7 The following Main Modifications are considered to have positive effects for European Sites. This generally reflects a strengthening of the role of the policy in conserving and enhancing the natural environment, including the habitats and protected species which are important to the designation of a European Site, particularly where cross references have been made to supporting the delivery of the Green Infrastructure Strategy and Lancashire Nature Recovery Strategy.
- MM07 (Policy SP08: Natural Environment)
 - MM15 (Policy DM04: Biodiversity Net Gain)
 - MM16 to MM17 (Policy DM05: Ecological Networks)
 - MM18 to MM20 (Policy DM06: Green Infrastructure)
 - MM21 (Policy DM08: South Pennine Moors)
 - MM51 to MM52 (Policy DM31: Open Space, Sport and Recreation)

In-combination Effects

- 4.8 Relevant plans and projects from neighbouring districts and other organisations have once again been taken into account during the screening process to ensure that no in-combination effects can increase the LSE's on the European sites. This assessment is undertaken in Appendix 2. A list of the plans and projects considered can be found in Table 3.1.

5 Conclusions

- 5.1 This HRA Screening Report Addendum has assessed the proposed Main Modifications to the Pendle Local Plan Fourth both in isolation and in combination with other plans and projects against the conservation objectives of the European Sites that could potentially be affected by the spatial development strategy for Pendle (Table 3.1).
- 5.2 The South Pennine Moors SPA/SAC is situated in the south-east of the Borough, with only 9.1% of its full extent within the Borough boundary. All other European sites are a minimum of 10.8km from the Borough boundary.
- 5.3 On the basis of available evidence Pendle Borough Council has concluded that the Main Modifications to the policies in the Publication Version of the Local Plan will not alter the thrust or impact of the policies and the Local Plan, as modified, will not result in any Likely Significant Effects on the integrity or management objectives associated with a European Site either in isolation or in combination with other adopted plans and strategies. As such an Appropriate Assessment is not required.

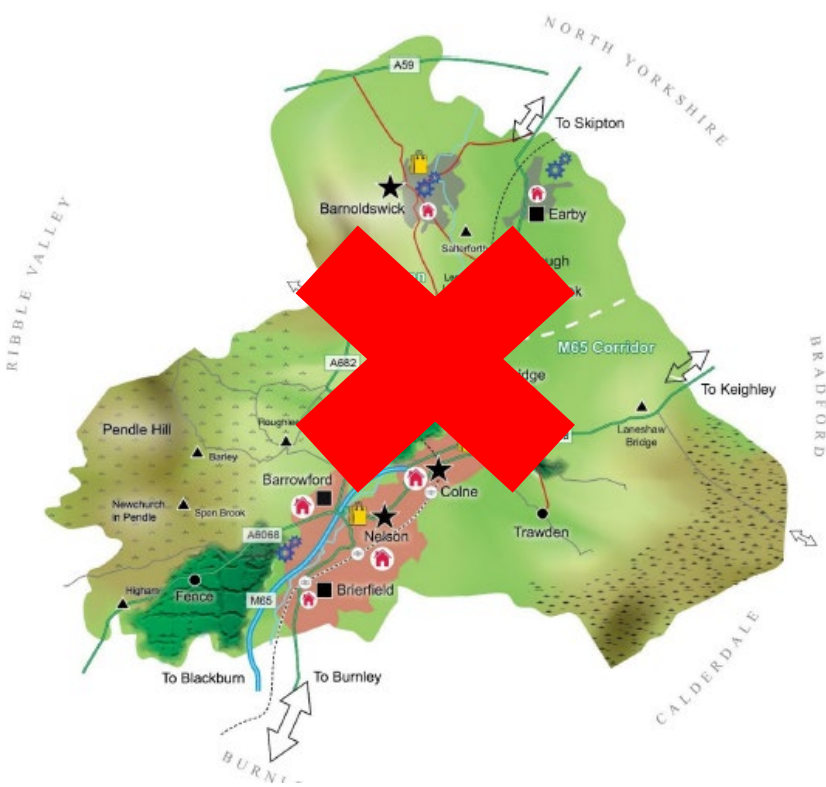

Appendix 1: Review of Main Modifications

Appraisal of Main Modifications and the Likely Significant Effects on European Sites

Main Modification Reference	Plan Location (Policy/Paragraph/Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning
Spatial Planning: Guiding Change in Pendle					
MM01	Insert new paragraph after paragraph 1.17 See also Appendix 11.	<u>1.18 On adoption the Pendle Local Plan Fourth Edition 2021 – 2040 will replace in full the development plan documents listed in paragraph 1.18 and the Bradley Area Action Plan, which was adopted in July 2011. Appendix 11 sets out how the policies in the new plan supersede those in the adopted development plan.</u>	Response to PQ4 in PBC IN2 To comply with Regulation 8(5) of the Town and Country Planning (Local Planning) (England) Regulations 2012.	No HRA Implications. No link to potential impacts on European Sites.	The change confirms how the Local Plan replaces policies of the existing development plan. It is required to comply with Regulation 8(5) of the Town and Country Planning (Local Planning) (England) Regulations 2012.
MM02	Insert new paragraph after paragraph 1.32	<u>1.33 Planning law requires that applications for planning permission be determined in accordance with the development plan, unless material considerations indicate otherwise. The Local Plan includes some policies that set out requirements that developments are expected to comply with. Meeting all such relevant requirements is likely to mean that the proposal would be in accordance with the development plan.</u> <u>1.34 However, other policies in the Local Plan encourage or support applicants to include certain design solutions that help deliver the Local Plan’s objectives. Where a planning application includes such beneficial design solutions (in addition to meeting relevant policy requirements), additional weight in favour of the proposal will be applied through the decision-making process. The weight to be applied is for the decision-maker to determine, having regard to the policies of the Local Plan, NPPF, relevant government legislation and regulations, up-to-date evidence, and all other relevant material considerations. In broad terms, greater weight will be applied based on the level of additional benefit from delivering design solutions that are encouraged or supported by policies in the Local Plan.</u> <u>1.35 Where necessary the Council may impose tailored planning conditions or require the adoption of a legal agreement, as appropriate, in order to secure these material benefits through the delivery stage. The variation or removal of these conditions may result in the need to reconsider the principle of development where this was important to the granting of planning permission.”</u>	Response to AP49 of IN8. To ensure that the plan is justified and effective.	No HRA Implications. No link to potential impacts on European Sites.	The change confirms how mandatory and non-mandatory requirements of the Local Plan will be implemented by decision makers.
Strategic Planning Policies					
MM03	Policy SP01 Policy Text Part 3 Amend text	3. Where there are no policies relevant to the application or relevant policies <u>most important to determining the application</u> are out of date, proposals will be determined in accordance with Paragraph 11d of the National Planning Policy Framework (NPPF). <u>at the time of making the decision the Council will grant permission unless material considerations indicate otherwise – taking into account whether:</u> <u>(a) Any adverse impacts of granting permission would significantly and demonstrably outweigh the benefits, when assessed against the policies in the Framework taken as a whole; or</u> <u>(b) Specific policies in the Framework indicate that development should be restricted.</u>	Response to PQ14 in PBC IN2 To ensure consistency with the NPPF and minimise unnecessary duplication of national planning policy (NPPF, Paragraph 16F).	No HRA Implications. Change does not alter policy approach.	The policy has been revised to ensure consistency with the NPPF. It does not alter the overall approach of the policy as screened at Publication Stage.
MM04	Policy SP02 Policy Text Part 4 Amendment to Part 4 of Policy	4. Outside a defined settlement boundary policies relevant to the open countryside apply (see Policy DM09). <u>Development will only be permitted for the exceptions to Policy DM09 that are identified in either the NPPF, or an adopted development plan document, or a made neighbourhood plan, that forms part of the Development Plan, or that are in accordance with Policy SP04 part 5 when the Council is unable to demonstrate a five year housing land supply.</u>	Response to AP36 of IN8. To ensure the policy is effective, consistent of policies within the Local Plan, and to reflect national planning policy.	No HRA Implications. Change does not alter policy approach.	The policy has been revised to clarify how development in the open countryside will be considered by decision makers. It does not alter the overall approach of the policy as screened at Publication Stage.

Main Modification Reference	Plan Location (Policy/Paragraph/Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning
			Reflects renumbering of policies (see MM36 and MM61).		
MM05	Policy SP05 Policy Text Part 4 Policy SP05 renumbered to Policy SP07 as a consequence of MM36 and MM61. Delete Part 4 of text and sub-heading. Part 5 renumbered to Part 4.	Major Developed Sites 4. The following sites fall within the definition of a Major Developed Site within the Green Belt: (a) Burnley Wastewater Treatment Works, Wood End Road, Reedley	Response to AP7 of IN5.	No HRA Implications. Change does not alter policy approach.	The policy has been revised to remove reference to ‘major developed sites’ in the Green Belt to better reflect national planning policy. The change does not alter the guidance for development proposals at Burnley Wastewater Treatment Works and as such the assessed outcome for this policy remains unchanged from that identified by the screening carried out at the Publication stage.
MM06	Policy SP06 Policy Text Parts 1 – 6 Revise Text Policy SP06 renumbered to Policy SP08 as a consequence of MM36 and MM61.	1. All The design of all new developments should seek <u>be designed</u> to reduce the extent and impacts of climate change. To help promote zero carbon development, premises should <u>proposals are encouraged to</u> meet the highest technically feasible and financially viable standards and minimise their effects on climate change across the whole life cycle of the development. 2. <u>Applicants are encouraged to incorporate</u> small-scale renewable and low carbon energy generation should be incorporated into the design of new developments where appropriate, feasible and viable. Domestic Residential development 4. Developers should <u>are encouraged to</u> seek to meet independently accredited energy and sustainability standards, such as the Passivhaus Standard and the BRE Home Quality Mark. 5. Residential and mixed use developments incorporating ten dwellings or more, or in excess of 1,000m2 gross floorspace, will be required to submit an energy statement. This should show how, the energy hierarchy has been used to make the fullest contribution to reducing greenhouse gas emissions. Non-domestic Residential development 6. Non-domestic residential developments, excluding conversions and extensions of less than 500m2, should <u>are encouraged to</u> achieve a minimum standard of BREEAM 'Excellent' (or any future national equivalent), where viability evidence indicates that this is feasible.	Response to AP25 of IN7. To ensure that the policy is justified and effective.	No HRA Implications. Negligible link to potential impacts on European Sites.	The policy wording has been revised to clarify the intention of the policy, which seeks to achieve beneficial responses to the effects and causes of climate change in the design and operation of new developments, in the context of local viability constraints. A limited amount of development or new activity is anticipated to take place in locations with clear pathways to a European Site, which would be influenced by this policy.
MM07	Policy SP08 Table SP08a (now Table SP10a) International Protection Criteria Amend Text Policy SP08 renumbered to Policy SP10 as a consequence of MM36 and MM61.	Development <u>within the SPA/SAC</u> will only be permitted where it is necessary for the management of the site, or there is an imperative reason of over-riding public interest and there is no alternative solution. Development <u>elsewhere in the borough will be required</u> within an Impact Risk Zone (Policy DM08) will be expected to mitigate any adverse impacts on the SPA or SAC.	Response to AP28 of IN7. To protect wildlife and habitat conservation interests at the South Pennine Moors.	Positive Impact.	The policy helps to manage planned development within a designated European Site, or any unplanned development elsewhere in the borough in the interest of securing the conservation objectives of these sites. Further support is secured by the proposed amendment to the wording of the policy text.

Main Modification Reference	Plan Location (Policy/Paragraph/Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning
MM08	Policy SP11 Policy Text Part 6 Amend Text Policy SP011 renumbered to Policy SP13 as a consequence of MM36 and MM61.	6. Proposals for new development should have regard to the potential impacts they may cause to the highway network, particularly in terms of safety and the potential to restrict free flowing traffic, causing congestion. Where an adverse impact is identified applicants should prepare a Traffic Impact Assessment and ensure that adequate cost-effective measures can be put in place. Where <u>there is an unacceptable impact on highway safety, or</u> the residual cumulative impacts of the development <u>are severe and</u> cannot be adequately mitigated, planning permission is likely to be refused.	To ensure consistency with national planning policy.	No HRA Implications. No Potential Impact.	The policy relates to the management of traffic in the context of highway safety and capacity. It is not related to air quality or the management of traffic flows more generally.
MM09	Policy SP11 Policy Text Part 7 Amend Text Policy SP011 renumbered to Policy SP13 as a consequence of MM36 and MM61.	7. Travel demand should be managed in accordance with programmes and initiatives established by the Council's partner organisations. New developments should, wherever possible, exploit opportunities for walking and cycling by connecting to existing pedestrian and cycle routes. Where appropriate new links should be provided to help increase connectivity and close gaps in the network such as those identified in the Local Cycling and Walking Infrastructure Plan (LCWIP) for Pendle. The provision of new or improved public transport systems may also be required to increase accessibility levels. A CIL charge may be sought to help finance these options.	To ensure that the local plan is justified. Deletion of text which is unnecessary. Response to AP47 of IN8.	No HRA Implications No link to potential impacts on European Sites.	The amendment removes an unnecessary reference. It does not affect the previous appraisal of this policy undertaken at Publication stage.
MM10	Policy SP11 Policy Text Part 8 Amend Text Policy SP011 renumbered to Policy SP13 as a consequence of MM36 and MM61.	8. For major developments applicants should submit a Transport Assessment to highlight any potential impacts of the development on the existing transport network. A Travel Plan may be required to indicate what measures will be taken to reduce and mitigate any negative impacts and address green travel options. <u>Development that generates significant amounts of transport movements should be supported by a Transport Statement or Transport Assessment.</u>	To ensure that the local plan is consistent with national planning policy. Response to AP47 of IN8.	No HRA Implications The change does not alter policy approach.	The policy sets information requirements to enable proposals with highways implications to be determined. The revised wording ensures that the policy is consistent with national planning policy. The requirement itself, as tested at the Publication stage, has not altered.
MM11	Key Diagram Page 74 Delete and Replace		Response to AP2 of IN5. To ensure that the Key Diagram accurately illustrates the proposals and policies of the Local Plan	No HRA Implications The change does not alter policy approach.	The Key Diagram is not policy but broadly illustrates the spatial implications of the Local Plan's strategic policies The changes made to the Kay Diagram are to better reflect the policy objectives and the evidence base to ensure that the plan is justified. The changes that have been made do not affect a designated European Site.

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Main Modification Reference	Plan Location (Policy/Paragraph/Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning
Development Management Policies					
MM12	Policy DM01 Policy Text Part 3(d) Delete Text	3(d). Adopt measures within building design to limit water usage, including the implementation of the optional technical standards for water efficiency in the Building Regulations. Subsequent sub-sections of Part 3 of the policy renumbered accordingly.	Response to AP26 of IN07. The Council accepts that this requirement is not justified.	No HRA Implications No Potential Impacts.	The evidence shows that Pendle is not within a water stressed catchment area and as such the adoption of water efficiency measures above the standard requirements are not justified. The South Pennine Moors sit astride the Pennine Watershed and are the source of many watercourses flowing through both Lancashire and Yorkshire. Development supported through the Local Plan will not place a further strain on this supply or result in adverse effects on water quality to the detriment of the conservation objectives for this European Site.
MM13	Policy DM01 Policy Text Part 3(h) (renumbered to part g) Revise Text	3(h) The provision of street trees to promote urban cooling and shading (Policy DM07). <u>Provide street trees unless there are clear justifiable and compelling reasons why this would be inappropriate.</u>	Response to AP26 of IN07. To ensure that the policy is effective.	No HRA Implications No link to potential impacts on European Sites.	The revised wording does not alter the requirement to provide street trees but acknowledges that there may be justified reasons for not providing them in specific locations. The policy does not directly or indirectly affect any European Site.
MM14	Policy DM02(a) Policy Text Part 11 Text removed	11. Finished floor levels should be a minimum of 600mm above whichever is higher of: (a) average ground level of the site (b)(a) adjacent road level to the building(s) (c)(b) estimated river or sea flood level for the site Subsequent parts of the policy renumbered.	Response to AP27 of IN7. The policy is unnecessary repetition of requirements for Flood Risk Assessments.	No HRA Implications No link to potential impacts on European Sites.	This requirement has been removed as it is reflected in the requirements for Flood Risk Assessments. The policy objectives are unchanged and do not relate to European Sites. As such the policy approach, as screened at the Publication Stage, remains unchanged.
MM15	Policy DM04 Policy Text Parts 3 and 5 Revised Text	3. Unless exempt [footnote] all development proposals in Pendle will be expected, as applicable, to must deliver an overall measurable net gain for biodiversity of at least 10% against the baseline conditions of the site, measured using the latest version of the statutory Biodiversity Metric or Small Sites Metric, or their successors. Developments achieving on-site or borough-wide enhancements above 10% of the baseline conditions will be considered favourably. Habitat provision should align <u>respond positively to</u> with the objectives of the Lancashire Local Nature Recovery Strategy (LNRS) 5. Conservation Biodiversity Credits may also be accepted as a means of meeting policy requirements for Biodiversity Net Gain. Conservation-Biodiversity Credits are a last resort in accordance with the mitigation hierarchy. New footnote (54): <u>Exemptions to Biodiversity Net Gain requirements listed in Paragraph 003, Chapter 74 (Biodiversity Net Gain) of Planning Practice Guidance.</u>	Response to AP30 of IN7. To ensure that the policy is justified and effective. To ensure it is consistent with relevant legislation, regulations and guidance.	Positive Impact	The revised wording provides greater clarity on the expected response to Biodiversity Net Gain (BNG) requirements, providing the opportunity for additional weight to be applied in favour of proposals which exceed the baseline requirement, and better coordination of BNG provision with the objectives of the Lancashire Nature Recovery Strategy. This approach will help to maximise the benefits of BNG for nature and provide opportunities for a positive impact on European Sites through habitat provision and safeguarding.
MM16	Policy DM05 Policy Text Parts 1, 2 and 3 Revised Text	1. The Borough's ecological network will consist of core habitat areas; wildlife corridors and stepping stones; and restoration areas, and their buffer zones as defined on the Local Habitat Map for Lancashire [footnote]]. 2. Development proposals of all types should seek to prevent <u>avoid or mitigate any harm to, and where possible enhance, the ecological network</u> have <u>having</u> regard to the potential to enhance and add value to, the Lancashire Local Nature Recovery Strategy (LNRS).	Response to AP39 of IN8. To ensure that the policy is justified and consistent with national planning policy.	Positive Impact	The revised wording better links the requirements of the policy with the objectives of the Lancashire Nature Recovery Strategy. The policy helps to secure development which maximises the benefits for nature with positive effects for European Sites. The policy seeks to maintain

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		<p>3. Within the ecological network development proposals should:</p> <p>a. Prioritise the enhancement to <u>Preserve or enhance</u> priority habitats.</p> <p>b. Improve the connectivity of habitats, including restoration areas, to support the movement of mobile species and improve the resilience and function of the network.</p> <p>c. Minimise adverse impacts from pollution and disturbance.</p> <p>New footnote (57): <u>The Local Habitat Map is part of the Lancashire Local Nature Recovery Strategy.</u> https://experience.arcgis.com/experience/92a5cd8951b84c65b9cd842f5ffc2333/page/Habitat-Map</p>			and enhance existing wildlife corridors and the creation of stepping stones within urban areas to improve the overall integrity of the ecological network. These corridors will link to and possibly include areas within a European Site supporting the habitats and species associated with these designations.
MM17	<p>Policy DM05 Supporting Text Paragraphs 108 and 109</p> <p>Revise Text</p>	<p>5.108 A new The Lancashire Local Nature Recovery Strategy (LNRS) will build<u>s</u> on this work. The LNRS will seek<u>s</u> to create a coherent ecological network for the county <u>helping to restore nature</u> and in doing so highlight any strategic cross boundary issues for biodiversity.</p> <p>5.109 The LNRS will <u>is informed by the Lancashire Local Habitats Map</u> the emerging Lancashire Nature Recovery Network (LNRN). This will map <u>identifies the ecological network. It maps</u> the wide range of natural capital assets in of the county<u>borough</u> and recognises the ecosystems services that they provide <u>defining areas of Particular Importance</u>. Together with appropriate buffer zones, the network will allow species to move freely between designated sites — the core locations for biodiversity — to feed, disperse, migrate or reproduce, providing future resilience to the potential impacts of climate change. This network has been used to identify locations to create or improve habitat of the greatest benefit for nature and the wider environment helping to guide projects and interventions to improve connectivity and resilience of habitats across Lancashire (see Habitat Map Layer ‘Areas that Could Become of Importance’). Delivery of the potential measures outlined on the Habitat Map could help create, connect or improve habitat, helping to restore nature in Lancashire and would represent a positive response to Biodiversity Net Gain requirements (see Policy DM04).</p> <p>Relevant links to be inserted to the LNRS website</p>	<p>Response to AP39 of IN8.</p> <p>To ensure that the policy is justified and effective.</p>	Positive Impact	Supporting text clarifying the role and purpose of the Lancashire Local Nature Recovery Strategy (LNRS) in helping to implement Policy DM05. The text links the objectives of the policy to Biodiversity Net Gain (BNG) requirements (see Policy DM04) which is a potential delivery mechanism for achieving the objectives of the LNRS.
MM18	<p>Policy DM06 Policy Text Part 1</p> <p>Amend Text</p>	<p>1. <u>The Green Infrastructure Network is defined on the policies map.</u> The Council will seek to protect and enhance Pendle’s green infrastructure assets. Where feasible, and appropriate to do so, the Council will seek to develop further connections between these assets (see Policy DM05).</p>	<p>Response to AP33 of IN7.</p> <p>To ensure the policy is justified and effective.</p>	Positive Impact	The identification of green infrastructure on the Policies Map will help to improve the implementation of the Green Infrastructure Strategy by raising awareness of the borough’s key assets and their distribution.
MM19	<p>Policy DM06 Policy Text Part 2</p> <p>Delete and Amend text</p>	<p>2. Development proposals will normally be supported where they:</p> <p>(a) Make a positive contribution to the delivery of a high quality multi-functional green infrastructure network.</p> <p>(b) Address the needs identified in the Pendle Green Infrastructure Strategy.</p> <p>(c) Avoid any unacceptable loss or harm to an existing green infrastructure asset. This includes the severance or disruption of a linear network connection such as a public right of way (e.g. footpath, cycleway, bridleway etc.) or ecological feature (e.g. wildlife corridor, hedgerow, ancient semi natural woodland or water environment).</p> <p>(d) Include measures that avoid any potential harm to the green infrastructure network. Or where harm cannot be avoided, sufficiently mitigate its effects (see also Policy DM31).</p> <p><u>(c) Avoid or mitigate any significant harm to an existing green infrastructure asset or the wider green infrastructure network including disruption to, or severance of, a liner connection such as a public right of way or part of the ecological network.</u></p>	<p>Response to AP34 of IN7.</p> <p>To ensure the policy is justified and effective.</p>	Positive Impact	The revised wording helps to conserve green infrastructure, which is beneficial for wildlife and helps prevent the disruption of the ecological network.

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MM20	Policy DM06 Supporting Text Paragraph 5.121 Amend Text	5.121 The Pendle Green Infrastructure Strategy (2019) maps the many components of the borough’s GI network. It identifies gaps in existing provision and highlights opportunities to protect and enhance existing assets. In doing so it helps to guide the delivery and future investment in GI to maximise its associated benefits. <u>The Green Infrastructure Strategy is depicted on the policies map.</u>	Response to AP33 of IN7. To ensure the policy is justified and effective.	Positive Impact	The identification of green infrastructure on the Policies Map will help to improve the implementation of the Green Infrastructure Strategy by raising awareness of the borough’s key assets and their distribution.
MM21	Policy DM08 Policy Text Part 2	Subject to the exemption tests set out in Article 6(4) of the Habitats Directive , any development which is likely to lead, directly or indirectly, to an adverse effect (either alone or in combination with other plans or projects) on the integrity of the SPA or SAC, which cannot be effectively mitigated, will not be permitted within any of the three Impact Risk Zones.	Response to AP29 of IN7 To ensure the policy is justified and effective. To protect wildlife and habitat conservation interests at the South Pennine Moors.	Positive Impact	The policy helps to protect the South Pennine Moors – a designated European Site including a Special Area of Conservation (SAC), a Special Protection Area (SPA) and Site of Special Scientific Interest (SSSI).
MM22	Policy DM09 Policy Text Part 3 Amend Text	3. Outside a defined settlement boundary development will only be permitted where it: (a) Is a rural activity, which for operational reasons r <u>Requires a countryside location for operational reasons – including, but not limited to, equestrian facilities (Policy DM46), infrastructure (Policy SP13) and communications (Policy DM39).</u> (b)(c) <u>Support sustainable economic growth and business diversification – including support for tourism facilities and accommodation that accord with Policy DM45</u> (c)(b) <u>Meets an essential local housing need, including self-build and custom housebuilding – and complies with the exceptions set out in Policy DM23 or Policy DM27- (see Policy DM23)</u> (d) Secures the future of a designation or non-designated heritage asset that is substantially intact <u>(Policy DM18).</u> <u>(e) Is a residential alteration, extension or conversion that is consistent with Policies DM24 – DM26, where relevant</u> (f)(e) Represents a design of exceptional quality that can be justified in a particular location. <u>(g) Addresses a specific community or recreational need (see Policies DM31 and DM35).</u>	In response to AP4 of IN5. To ensure the consistency of policy and secure the effectiveness of the Local Plan. Reflects renumbering of policies (see MM36 and MM61)	No HRA Implications. Change does not alter policy approach.	The policy has been revised to clarify how development in the open countryside will be considered by decision makers ensuring a cohesive approach to the treatment of development proposals in the open countryside across the policies of the Local Plan. It does not alter the overall approach of the policy as screened at Publication Stage.
MM23	Policy DM11 Parts 2, 7 and 8 Text Deleted Footnote 54 also deleted Parts 3, 4, 5, 6, and 9 renumbered (2, 3, 4, 5, 6, 7)	2. Paragraphs 1-8 of this policy apply to all land lying within the designated boundary of the National Landscape, including that within the following settlements: <ul style="list-style-type: none">● Barley● Newchurch in Pendle● Roughlee and Crow Trees● Spen Brook 7. To promote vibrant communities, and help maintain local service provision, small scale growth and investment within the designated area of the National Landscape will be supported for the following purposes, provided that it does not cause adverse harm to the landscape: <ul style="list-style-type: none">(a) Agriculture and horticulture(b) Residential – conversions and rural exceptions sites (see Policy DM23)(c) Engineering operations and essential infrastructure(d) Sustainable Tourism⁵⁴ 8. Development proposals outside a defined settlement boundary (i.e. within hamlets or the open countryside) will be treated as exceptions and will only be permitted where they demonstrate that there will be no adverse impact on settlement or landscape character; and that it: <ul style="list-style-type: none">(a) Requires a rural location.	To ensure the policy is justified and consistent with national planning policy. To ensure the consistency of policy. To minimise duplication and ensure the Local Plan is succinct.	No HRA Implications. No link to potential impacts on European Sites.	The policy relates to development taking place within, or within the setting of, the Forest of Bowland National Landscape. The changes ensure that the policy is consistent with national planning policy with regard to development affecting a designated National Landscape. Parts of the policy are deleted where they have been deemed to be unnecessary. The policy does not affect European Sites.

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		(b) Will help to sustain an existing business, including farm diversification and tourism schemes. (c) Supports tourism (see Policy DM45) (d) Adjoins a settlement and contributes to the meeting of a proven and essential housing need in that location (see Policy DM23) (e) Represent a sensitive and appropriate reuse, redevelopment or extension of an existing structurally sound building. Footnote 54 Sustainable tourism in the Forest of Bowland National Landscape— https://www.forestofbowland.com/sustainable-tourism			
MM24	Policy DM11 Policy Text Part 9 (renumbered to Part 7) Text Amendment	9. 7. Development proposals within the setting of the National Landscape must demonstrate that, in terms of their siting or scale, they would not <u>any</u> adversely affect <u>effects on</u> the special quality <u>qualities</u> of the Forest of Bowland National Landscape, as set out in the most up to date Management Plan, <u>are minimised and where possible eliminated</u>. <u>be sited and designed so that they</u>	To ensure consistency with national planning policy.	No HRA Implications. No link to potential impacts on European Sites.	The policy relates to development taking place within, or within the setting of, the Forest of Bowland National Landscape. The changes ensure that the policy is consistent with national planning policy with regard to development affecting a designated National Landscape. Parts of the policy are deleted where they have been deemed to be unnecessary. The policy does not affect European Sites.
MM25	Policy DM12 Policy Text Part 2 Add Footnote	2. The sites listed in Appendix 8 – and any Local Green Space sites designated in a subsequently adopted DPD or Neighbourhood Plan – will be protected from any development that causes harm to the “ special qualities ” <u>demonstrably special characteristics</u> of the site, as defined in the Statement of Significance [footnote] . <u>New footnote: Part 4 of the Local Green Space Report and Methodology (Pendle Borough Council, 2024)</u>	To ensure that the policy is effective and justified. Response to AP41 of IN8.	No HRA Implications The change does not alter policy approach.	The changes ensure that the policy is effective and justified by providing better linkages to the supporting evidence. The amendments do not alter the overall approach of the policy as screened at Publication Stage.
MM26	Policy DM12 Policy Text Part 3 Amend Text	3. Development on land designated as Local Green Space is considered inappropriate. Exceptions to this are: (a) Buildings for agriculture and forestry. (b) Art installations or the provision of appropriate facilities for outdoor sport, outdoor recreation, and cemeteries; provided that they preserve the openness of the Local Green Space and do not conflict with the purposes of including land within it. (c) The re-use of a building that is of permanent and substantial construction. ⁵⁶ (d) The extension or alteration of a building, provided that it does not result in disproportionate additions over and above the size of the original building. (e) The replacement of an existing building; provided that the new building is for the same use and not materially larger than the one it replaces. (f) Engineering operations. <u>Applications for development within designated Local Green Space will be determined in accordance with national planning policy relating to Green Belt.</u> deleted footnote] For new dwellings the phrase “permanent and substantial construction” will not normally include timber buildings or structures, as these will normally require significant modification to be considered habitable.	To ensure consistency with national planning policy. Response to AP41 of IN8.	No HRA Implications The change does not alter policy approach.	. The changes ensure that the approach to development proposals on land designated as Local Green Space is consistent with national planning policy. The amendments do not alter the overall approach of the policy as screened at Publication Stage
MM27	Policy DM12 Supporting Text Delete and Amend Text	5.192 At the time of writing national planning policy and planning guidance make no mention of the need to consult with landowners prior to designation. Given the obligations of the plan-making bodies ⁵⁷ under the Human Rights Act 1998, it is strongly advised that landowners are consulted prior to final designation, given the significant constraint that the Local Green Space designation imposes on the development rights of the land. <u>A Local Green Space does not need to be in public ownership. However, as the designation restricts the type and scale of development that could take place on the land, neighbourhood bodies should contact landowners at an early stage about proposals</u>	To ensure consistency with guidance and procedure. Response to AP42 of IN8.	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects a factual position as set out in supporting regulations and procedures. The amendment ensures that the advice contained in the Local Plan accurately reflects this position.

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		<u>to designate any part of their land as Local Green Space in new or updated neighbourhood plans.</u>			
MM28	Policy DM14 Policy Text Part 3 Amend Text	3. Where recorded coal mining features pose a potential risk to surface stability or public safety any issues that are identified must be resolved to the satisfaction of the <u>Local Planning Authority in consultation with the Mining Remediation</u> Coal Authority.	To ensure that the policy is consistent with planning law. To reflect a name change of a statutory consultee.	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects a change of name for this government organisation and ensures that the policy is lawful.
MM29	Policy DM16 Policy Text Part 1(c) Amend Text	(c) Encourage active lifestyles through compliance with Active Design, BREEAM and Home Quality Mark standards.	Response to AP43 of IN8 To ensure the policy is justified.	No HRA Implications Negligible link to potential impacts on European Sites.	The policy wording has been revised to ensure a consistent approach is taken towards the application of optional design standards for new buildings through the Local Plan. Limited development or activity is anticipated to take place within locations with clear pathways to a European Site influenced by this policy. The policy has very limited relevance to potential impacts identified and assessed in respect of European Sites.
MM30	Policy DM16 Policy Text Part 1(d)(i) Amend Text	1(d) Improving external appearance and amenity by ensuring that: i. Householder developments, shopfronts and external advertisements proposals accord with <u>have regard to</u> the detailed requirements <u>guidance</u> set out in the Design Principles SPD; and the Conservation Area Design and Development Guidance SPD where applicable.	To reflect the weight applied to supplementary planning documents through the decision making process.	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects the status of Supplementary Planning Documents (SPDs) in the decision-making process.
MM31	Policy DM17 Policy Text Part 2 Amend Text	2. Proposals which would result in a proliferation of advertisements will be refused in sensitive locations where amenity will be impaired <u>harmed</u> . Sensitive locations include, but are not limited to, historic environments; rural locations; areas with high visual amenity; parks; business parks and town centres.	To reflect Advertisement Regulations. Response to AP44 of IN8	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects advertisement regulations.
MM32	Policy DM17 Policy Text Part 3 Amend Text	3. Any advertisement requiring planning <u>advertisement</u> consent must meet the following criteria, and be consistent with relevant local and national planning policy:	To reflect Advertisement Regulations. Response to AP44 of IN8	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects advertisement regulations.
MM33	Policy DM17 Policy Text Part 4 Amend Text	4. Proposals Development should conform <u>have regard</u> to the Design Principles SPD, which provides detailed guidance on the design of shop fronts.	To reflect the weight applied to supplementary planning documents through the decision making process.	No HRA Implications No link to potential impacts on European Sites.	The amendment reflects the status of Supplementary Planning Documents (SPDs) in the decision-making process.
MM34	Policy DM18 Policy Text Part 2 Amend Text	2. Proposals that affect a heritage asset, or its setting, should be designed so that they protect <u>conserve</u> the historic environment by: (a) Conserving, <u>Sustaining</u> and enhancing the significance of the heritage asset.	To ensure consistency with national planning policy.	No HRA Implications No link to potential impacts on European Sites.	The policy relates solely to Heritage Assets.
MM35	Policy DM19 Policy Text Part 2	2. As a priority new d Development proposals should protect <u>conserve</u> , enhance, promote , and where appropriate, reinstate heritage assets that <u>positively</u> contribute to the historic character of the Leeds and Liverpool Canal <u>corridor</u> . This includes canal-related infrastructure such as bridges, locks, wharfs, warehouses and textile mills <u>some of which are designated as heritage assets.</u>	To ensure consistency with national planning policy. To ensure the policy is justified and effective.	Negligible impacts on European Sites.	The policy relates to proposals to conserve the historical, cultural and recreational interests of the Leeds and Liverpool Canal Corridor a key historical asset. Whilst not directly relevant to European Sites the

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	Amend Text		Response to AP45 of IN8.		promotion of this asset and its protection through the Local Plan could indirectly benefit a European Site, by helping to maintain its role as an important wildlife corridor and as a highly valued and well used recreation asset. The direct effects of the policy change for European Sites is negligible.
MM36	Policy DM20 / SP04 Move policy and supporting text to Strategic Planning Policies as <u>Policy SP04</u>	Policy SP04 DM20 Housing Requirement and Delivery Supporting Text Paragraphs renumbered 4.25 to 4.45. Footnote numbering revised.	Response to PQ8 in PBC IN2 To ensure that Strategic Policies of the Local Plan are clearly identified in accordance with Paragraph 21 of the NPPF.	No HRA Implications The change does not alter policy approach.	The modification promotes the policy to a strategic planning policy. It does not alter the overall approach of the policy as screened at Publication Stage.
MM37	Policy DM20 (SP04) Policy Text Part 4 Delete Text, and renumber	4(b) Review housing density, site capacity, and product delivery at sites where development has not yet commenced including allocated sites. 4(c) and 4(d) revised to 4(b) and 4(c) respectively.	Response to AP14 in IN7 Action duplicates 4(a) and is not necessary.	No HRA Implications The change does not alter policy approach.	The revised wording removes unnecessary and duplicated text. It does not alter the overall approach of the policy as screened at Publication Stage.
MM38	Policy DM20 (SP04) Policy Text Part 5 Revised and Deleted Text Footnote 62 (<i>footnote 15 as revised</i>) Deleted.	5. Where applicable⁶², the Council will maintain a specific supply of specific deliverable⁶³ housing sites sufficient to provide a minimum of five-years' worth of housing land supply against the annual requirement for 148 dwellings with an additional buffer as set out in the NPPF. Where this cannot be demonstrated, the Council must apply the presumption in favour of sustainable development will apply.⁶⁴ In these circumstances, development proposals should continue to accord with the spatial strategy settlement hierarchy (Policy SP02) and spatial distribution (Policy SP03) and represent a proportionate response to the scale of the identified any shortfall in supply identified, and meet the requirements of Policies DM21, DM22 and DM23. Footnote 62: See Paragraph 76 of the NPPF (2023)	Response to AP37 in IN8 To ensure consistency with the national planning policy. To provide clarity for effectiveness. Numbering changes (footnotes) consequential of MM36.	No HRA Implications The change does not alter policy approach.	The revised wording clarifies the approach of the policy for decision makers. It does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM39	Policy DM20 (SP04) Supporting Text Paragraph 6.36 (now 4.43) Revised Text	6.36 4.43 Where a consistent supply or delivery of sufficient housing land required to meet the housing requirement cannot be maintained, Policy DM20 SP04 sets out the measures to be undertaken by the Council to rectify any arising shortfall in housing land provision. This includes a review of existing or planned sites for their density and timescales of delivery working with developers to overcome barriers to the delivery of housing , as well as mechanisms of national planning policy such as the Housing Delivery Action Plan, and the implementation of the presumption in favour of sustainable development where required.	Response to AP14 in IN7 Consequential to changes made Part 4 of the Policy. Paragraph numbering changes consequential of MM36.	No HRA Implications The change does not alter policy approach.	Changes are a direct consequence of changes made to Part 4 of the Policy. The changes do not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM40	Policy DM20 (SP04) Supporting Text Insert new paragraph after paragraph 6.37 (now 4.44)	<u>4.45 At the time of adoption, sufficient land is identified through the Local Plan Fourth Edition and 'Made' Neighbourhood Plans to meet the Borough's minimum housing requirement in full. As such, there is no requirement for additional housing sites to be identified through any new or revised Neighbourhood Plan. However, Neighbourhood Plans may allocate additional sites provided that they are in general conformity with strategic policies. If requested to do so by a neighbourhood planning body, the Council will provide an indicative figure that would be in general conformity with the strategic policies taking into account factors such as latest evidence of local housing need and the population of the neighbourhood area.</u>	Response to PQ19 in PBC IN2 and AP5(a) / AP5(b) of IN5. To provide clarity to designated neighbourhood plan bodies on the approach the Council will take towards housing delivery through Neighbourhood Plans over the	No HRA Implications The change does not alter policy approach.	The changes ensure that the Local Plan is consistent with national planning policy with regard to the establishment of housing requirements for Neighbourhood Development Plans should they come forward during the plan period. It does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.

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			plan period. To ensure consistency with Paragraph 67 of the NPPF.		
MM41	Policy DM21 Policy Text Part 3(d) Revised Text	3(d) Be accessible and adaptable, and where possible Meet the optional technical standards of Part M4(2) of the Building Regulations 2010, as amended unless this is not possible for specific reasons such as vulnerability to flooding, site topography or other circumstances which make the site less suitable.	Response to AP16 of IN7. To ensure that the policy is justified and effective.	No HRA Implications No link to potential impacts on European Sites.	The changes apply greater flexibility to the implementation of this policy requirement through the decision making process recognising site specific material considerations which may prevent and reduce the scope/suitability for these standards to be applied. The policy has no implications for European Sites.
MM42	Policy DM21 Supporting Text Paragraph 6.45 (now 6.25) Revised Text	6.45 6.25 A response to this arising need is the requirement for proposals to ensure that new homes provided as accessible and adaptable. The Pendle Development Viability Study (2020) acknowledges Whilst it is acknowledged that viability is an issue for development in many parts of the borough, the cost of providing homes to the optional technical standards of Part M4(2) of the Building Regulations 2010 is not prohibitive. This Meeting this standard will help to support the changing needs of occupiers over their lifetime, which is increasingly important given an ageing population profile. The provision of new homes to meet optional technical standards of Part M4(3) of the Building Regulations 2010 will help meet the housing needs of the disabled population.	To ensure that the supporting text accurately reflects the approach of policy taking into account the evidence. Paragraph numbering changes consequential of MM36.	No HRA Implications No link to potential impacts on European Sites.	Only minor changes are proposed. The revisions that have been made do not alter the way in which the policy is to be implemented or its role as screened at Publication Stage
MM43	Policy DM23 Policy Text Part 5 Insert text	5. Affordable housing should be provided on site- it and should: (a) Be designed so that it is indistinguishable in its appearance and quality of materials to market housing (tenure blind); and (b) Integrate effectively and feature by featuring throughout the layout of a the development proposal , with proportionate provision provided through all phases of development.	Response to FPQ1 in PBC IN2.1 To provide greater clarity as to how the policy should be implemented.	No HRA Implications No link to potential impacts on European Sites. The change does not alter policy approach.	Revised wording made to clarify the approach of the policy. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM44	Policy DM23 Policy Text Parts 9, 10, 11 Revise and delete text Subsequent policies renumbered.	Tenures, Types and Sizes 9. A minimum 75% of affordable homes should be provided as should be affordable or social rent, with the remaining 25% delivered as First Homes ; unless: (a) Robust evidence strongly demonstrates local demand for a different tenure mix. (b) An update of the Pendle HEDNA, or equivalent, indicates otherwise. 10. First Homes should be subject to a discounted rate as set out in Table 7.24 of the 2023 HENA or successor. 11. A combined annual income cap of £35,000 is applicable for First Home purchasers in Pendle. Subsequent parts of Policy DM23 renumbered.	Response to AP16 of IN7 The 2024 NPPF confirms there is no longer a mandatory requirement for First Homes in affordable housing policies. The HENA confirms tenure needs for affordable housing. The revised wording reflects this position and is required to ensure the policy is justified and effective.	No HRA Implications No link to potential impacts on European Sites.	The policy relates to the tenure requirements of affordable housing to be built in Pendle. The change has been made to reflect changes to national planning policy and to ensure that the policy is effective in securing affordable housing which is of the right tenure to respond to assessed needs.
MM45	Policy DM23 Policy Text Part 14 (to be renumbered) Insert text	14. The development of affordable and entry level housing on a rural exception site will be supported where the development: (a) Addresses a genuine local need identified in a Parish Survey or Neighbourhood Plan-; (b) Occupies a site no longer than 0.5 hectares, which is not already allocated for development, and adjoins, or is well related to, the settlement boundary of a Rural Service Centre or Rural Village-;	Response to FPQ1 in PBC IN2.1 To provide greater clarity as to how the policy should be implemented and ensure compliance with the NPPF.	No HRA Implications The change does not alter policy approach.	Revised wording made to clarify the approach of the policy. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.

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		(c) Consists of 9 dwellings, or fewer-; (d) Respects the character and setting of the settlement in terms of its siting, scale, types of dwellings provided, appearance, design and materials-; (e) Conserves local landscape quality, the historic environment, and biodiversity-; and (f) Offers access to local employment opportunities and services, using sustainable modes of transport.			
MM46	Policy DM23 Supporting Text Paragraphs 6.65 to 6.68 (<i>Paragraphs 6.45 to 6.48 as revised</i>) Footnotes 78 and 79 (<i>Footnotes 91 and 92 as revised</i>) Deleted Text	6.65 (6.45) The Government recently expanded the definition of affordable housing to include First Homes. Footnote 78 First Homes are discounted market sale units which: a) Are discounted by a minimum of 30% against the market value; b) After the discount has been applied, the first sale price must be at a price no higher than £250,000; c) The home is sold to a person who meets First Homes eligibility criteria. Footnote 79 Footnote 78 Introduced by Written Ministerial Statement 24th May 2021 UIN HLWS48 Footnote 79 See: Paragraph: 007 Reference ID: 70-007-20210524 6.66 (6.46) In addition, to qualify as a First Home, a Section 106 agreement is required to secure the necessary restrictions on the use and sale of the property, and a legal restriction on the title of the property to ensure that these restrictions are applied at each future sale. 6.67 (6.47) The Government requires at least 25% of the affordable homes provided on-site should be delivered as First Homes. This requirement is applied through Policy DM23. The Written Ministerial Statement allows local planning authorities to apply local variations to eligibility criteria, where justified in evidence. As evidenced within the HEDNA, lower wages and property prices in Pendle, justify the application of a local standard for discount rate and income threshold through Policy DM23. 6.68 (6.48) The NPPF expects 10% of the homes at major developments to be made available for affordable home ownership, unless this exceeds the level of affordable housing required or (would) significantly prejudice the ability to meet the identified affordable housing needs of specific groups (paragraph 65). In Pendle, where viability is a major influence on delivery, this rigid approach is at odds with efforts to ensure the delivery of sufficient new homes to meet the housing requirement. In most cases the requirement for 10% affordable housing would not be viable except for limited circumstances within rural parts of the borough. In addition, the HEDNA demonstrates that most affordable housing need is for social/affordable rent tenure properties. As such the implementation of a requirement which would effectively require all affordable homes built in the borough to be for affordable home ownership which is inconsistent with local evidence of need. Taking this into account Paragraph 65 of the NPPF is not implemented through the Local Plan.	Response to AP16 of IN7 To reflect changes to Part 9 of Policy DM23 and to national planning policy. Paragraph numbering changes consequential of MM36.	No HRA Implications No link to potential impacts on European Sites.	Deleted supporting text relating to changes made to Policy DM23 through MM48. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM47	Policy DM27 Policy Text Part 2(b) Revise Text	2. The provision of self-build or custom-build homes will be supported where: (a) The site is: i. Allocated through Policy AL01; ii. Suitable for housing and within a defined settlement boundary; or iii. Located outside but closely related to a defined settlement boundary and its development would not adversely affect settlement character, residential amenity, or access to recreation. (b) The applicant proposal is for an occupier whom: i. Is resident within the borough; or	Response to AP18 of IN7	No HRA Implications No link to potential impacts on European Sites.	The change clarifies that proposals should be for occupiers of self-build/custom build plots rather than applying to applicants. . The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage

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		ii. Has a local connection with the settlement or parish where development is to take place. ⁸⁴			
MM48	Policy DM27 Policy Text Part 4 Insert text	<p>4. Proposals for market housing, delivering 50 dwellings or more, will be expected to promote self-build and custom housebuilding. A minimum of 5% of all new homes provided on these sites will be required for self-build; Self-build plots should:</p> <p>(a) Self-build homes should form a specific phase of the development. Be grouped to a single location of the development site accounting for site safety, access and phasing of construction.</p> <p>(b) Self-build areas must be fully serviced and integrated into the wider approved landscaping, drainage, and biodiversity schemes for the development.</p> <p>(c)(b) Self-build areas must made available for disposal prior to the full occupation of the wider approved scheme.</p> <p>(d)(c) Self-build areas must be marketed for a minimum period of 6 months before reverting to market housing subject to written approval of the Local Planning Authority.</p> <p>(e)(d) Self-build areas must be fully serviced and integrated into the wider approved landscaping, drainage, highways and biodiversity schemes for the development; and</p> <p>(e) The position, size and pallet of materials of any self-build homes, must be consistent and compatible with approved plans for the wider development, including site drainage, highways, biodiversity, and landscaping.</p> <p>(f) Detailed planning permission will be required for each self-build plot before construction can commence.</p> <p>(h) The position, size and pallet of materials of any self-build homes, must be consistent and compatible with approved plans for the wider development, including site drainage, highways, biodiversity, and landscaping;</p>	<p>Response to FPQ1 in PBC IN2.1</p> <p>Response to AP18 of IN7</p> <p>For clarity and effectiveness. To remove duplication and unnecessary text.</p>	<p>No HRA Implications</p> <p>No link to potential impacts on European Sites.</p>	<p>The amendment clarifies how self-build plots should come forward at qualifying major developments ensuring that the policy is effective. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.</p>
MM49	Policy DM27 Supporting Text Paragraph 6.110 Revised Text	<p>6.110 An important contribution to self-build will come forward via major sites promoted during the plan period. The threshold for self-build will not be applicable to apartment only schemes. Major development sites can be complex to bring forward for development and the provision of self-build on-site gives rise to potential health and safety, operational and security issues. To address this the policy sets out that self-build areas plots should form a specific phase of a be provided within a specified area of the development, to be and made available for purchase (and development) prior to full occupation of the wider development.</p>	<p>Consequential changes to those set out for Policy DM27.</p>	<p>No HRA Implications</p> <p>No link to potential impacts on European Sites.</p>	<p>Amendment reflects change made to policy through MM47. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.</p>
MM50	Policy DM28 Policy Text Part 3 Insert text	<p>3. The diverse housing needs of the people in the borough will be supported by delivering specialist forms of residential accommodation across all tenures. The Council will support new development proposals where they, as relevant:</p> <p>(a) Adapt or extend existing residential properties to meet the needs of older people and those with disabilities...</p>	<p>Response to FPQ1 in PBC IN2.1</p> <p>To provide clarity in recognition of the broad spectrum of development proposals which might be considered against this policy during the plan period.</p>	<p>No HRA Implications</p> <p>No link to potential impacts on European Sites.</p>	<p>Amendment is relatively minor in nature clarifying the application of policy requirements to relevant proposals. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.</p>
MM51	Policy DM31 Policy Text Part 8 Insert, amend and delete text	<p>8. The development of existing open space for other land uses will be granted planning permission where:</p> <p>(a) The proposal includes alternative provision that is equivalent or better in terms of quantity, quality, accessibility and management arrangements;;</p> <p>or</p> <p>(b) Evidence can be provided that the open space site is surplus to requirements and Its loss does not lead a deficiency for that open space typology within the Electoral Ward and/or Area Committee area in which it is located. This calculation will be based on evidence in the most up-to-date Open Space Audit or Strategy; and</p>	<p>Response to FPQ1 in PBC IN2.1</p> <p>For clarity. To ensure consistency with the NPPF</p>	<p>Positive Impact</p>	<p>The revision to the policy ensures that development proposals for other land uses on designated areas of open space does not lead to deficiencies occurring locally. This helps to reduce the potential for recreational pressure at other locations within Pendle by ensuring that recreational facilities are locally accessible.</p>

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		<p>(c) Its loss does not lead a deficiency for that open space typology within the Electoral Ward and/or Area Committee area in which it is located. This calculation will be based on evidence in the most up-to-date Open Space Audit or Strategy.</p> <p>(d) (c) The site is not suitable to meet any identified deficiency of anther open space typology.</p> <p>(e) – The proposal accords with other policies of the Local Plan where they are relevant.</p>			
MM52	Policy DM31 Policy Text Part 12 Amend and delete text	<u>Where required, major R</u> esidential developments <u>must assess the potential for likely significant effects</u> that will contribute to recreational pressure on the South Pennine Moors SPA and SAC. will be required to mitigate these effects through provision of new natural green spaces for recreation or to contribute towards improvements to existing open spaces including Suitable Alternative Natural Greenspace (SANG) (see Policy DM08)	Response to PQ10 in PBC IN2 To reflect changes made to Policy DM08.	Positive Impact	The policy helps to manage development at or within the influence of designated European Sites in the interest of securing the conservation of these sites.
MM53	Policy DM32 Policy Text Part 1 Amend Text	1. Development proposals which affect an existing <u>cycleway or</u> public right of way should, in the first instance, seek to incorporate this into the development as an exclusive route for walkers and cyclists . Where this is not possible, the proposals should provide an alternative route that is safe and attractive for all users.	Response to AP48 of IN8	No HRA Implications No link to potential impacts on European Sites.	Clarification with regard to cycleways. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM54	Policy DM33 Policy Text Part 2(c) Delete text	<p>2(c) The proposal is in a ward that is not within the 20% most deprived wards in England</p> <p>2(d) renumbered to 2(c)</p>	Response to AP22 of IN7 The policy approach is not justified.	No HRA Implications No link to potential impacts on European Sites.	The proposed amendment is not related to European Sites.
MM55	Policy DM33 Policy Text Part 4(c) Insert Text	4(c) Within designated protected employment areas, town centres, and local frontages, proposals are consistent with the requirements of Policy DM41 <u>(Part 4)</u> , Policy DM42 <u>(Part 6)</u> and Policy DM44 <u>(Parts 3-5 inclusive)</u> .	For clarity.	No HRA Implications No link to potential impacts on European Sites.	The proposed amendment is not related to European Sites.
MM56	Policy DM33 Supporting Text New Paragraph inserted after 6.185 (now 6.161)	<u>6.162 The Hot Food Takeaways and Spatial Planning public health advisory note (Lancashire County Council, 2024) provides data on health trends across Lancashire. It highlights the rate of illness and chronic diseases associated with over-weight and obesity and concern about the increasing number of hot food takeaway outlets; which in Pendle have risen by 30% between 2018 and 2024 (the second highest rate in Lancashire over this period). It recommends that restrictions are placed on new hot food takeaway outlets close to facilities which are used by children and wards with high rates of child obesity.</u>	Response to AP24 of IN7. To ensure that Policy DM33 is justified. Paragraph numbering changes consequential of MM36.	No HRA Implications No link to potential impacts on European Sites.	The proposed amendment is not related to European Sites.
MM57	Policy DM35 Policy Text Part 3 Insert text	<p>3. Any proposal to change the use of a building or land which is already in cultural or community use will be supported where consistent with Policy DM31 as applicable, and:</p> <p>(a) Replacement facilities of a similar scale and function, which maintains or enhances local built character, and is <u>are</u> accessible via sustainable transport links to the community served, are provided; or;</p> <p>(b) It is evidenced that there is no need or demand for the facility to remain in that use; <u>or</u></p> <p>(c) The existing use is no longer viable and cannot be reasonably made viable.</p>	Response to FPQ1 in PBC IN2.1 For clarity.	No HRA Implications No link to potential impacts on European Sites.	The amendment provides additional clarity. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM58	Policy DM36 Policy Text Part 1(f)	(f) The proposal would not result in unacceptable lasting harm to the historical environment, landscape quality, or the setting and character of a settlement.	To ensure the policy is consistent with national planning policy.	No HRA Implications	The amendment ensures that the policy is proportionate and consistent with national planning policy with regard to land and buildings in educational use. The policy objectives do not affect designated


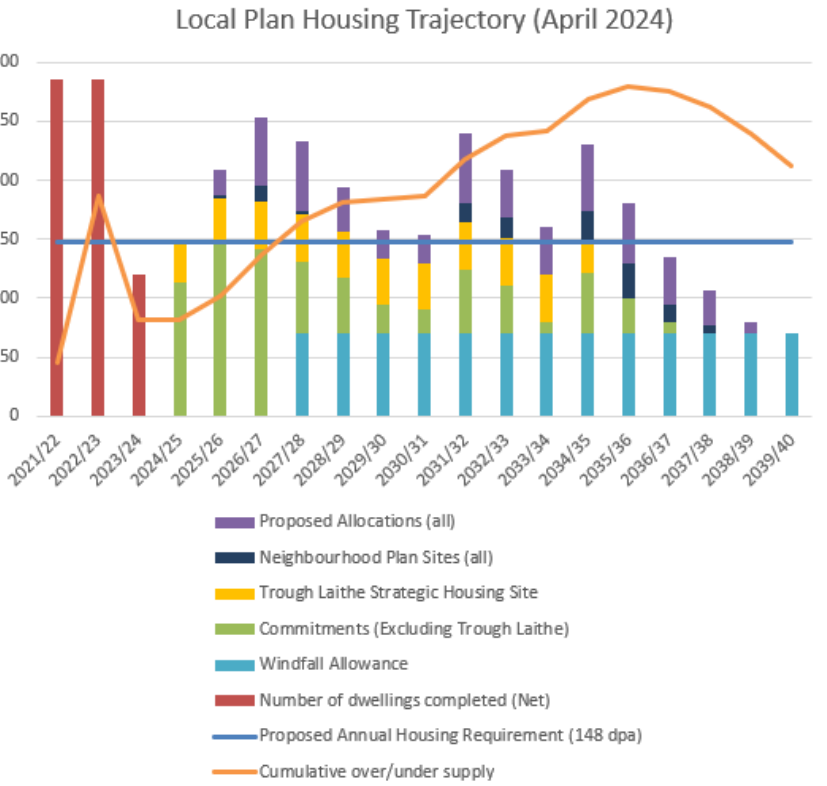
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					European Sites. . The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage
MM59	Policy DM37 Policy Text Part 16 Amend text	16. At supermarkets and other large-scale developments open to the public (e.g. multiplex cinemas) <u>the following facilities should be provided:</u> (a) A drop-off zone with <u>under-cover seating</u> should be provided. This should be located as close as possible to the main building entrance and include under cover seating . The minimum dimensions of the setting down/picking up area should be 2.5m x 8m. (b) A minimum of two equipped Fast (32 amp) EV Charging Unit, plus an additional unit per 50 spaces created.	Response to FPQ1 in PBC IN2.1 For clarity.	No HRA Implications No link to potential impacts on European Sites.	The policy relates to car parking arrangements and other associated infrastructure and does not affect designated European Sites. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM60	Policy DM39 Policy Text Part 4 Insert text	4. The installation of new equipment and any supporting structures will normally be permitted provided that the application, <u>where applicable:</u> (a) Offers a reasoned justification for the development, including evidence of a local need...	Response to FPQ1 in PBC IN2.1 The policy lists a series of criteria which are expected to be adhered to for planning permission to be granted. The Council acknowledges that some matters not listed will not always will be applicable depending on the proposal and as such amended wording is proposed to address this.	No HRA Implications No link to potential impacts on European Sites.	The policy relates to communications infrastructure and other associated infrastructure and does not affect designated European Sites. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM61	Policy DM40 Move policy and supporting text to Strategic Planning Policies as <u>Policy SP05</u>	Policy SP05 <u>DM40</u> Employment Land Requirement and Delivery Supporting Text Paragraphs renumbered <u>4.46 to 4.57</u> .	Response to PQ8 in PBC IN2 To ensure that Strategic Policies of the Local Plan are clearly identified in accordance with Paragraph 21 of the NPPF.	No HRA Implications The change does not alter policy approach.	The modification promotes the policy to a strategic one. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM62	Policy DM40 (SP05) Policy Text Part 1 Insert text	Over the plan period (2021-2040), provision will be made to deliver 79,100 sqm of Industrial Floorspace (B2/B8), <u>and 13,200sqm of Office Floorspace (E(g)).</u>	Response to PQ21 in PBC IN2 To ensure that the policy identifies the full employment land requirements as assessed through the HEDNA.	No HRA Implications The change does not alter policy approach.	The amendment is made to ensure that the policy fully reflects assessed need as set out in supporting evidence The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM63	Policy DM40 (SP05) Supporting Text Insert new paragraph after paragraph 7.29 (now Paragraph 4.56)	<u>4.57 Sites allocated in Policy AL02 are identified for B2/B8 with supplementary Class E(g) use only. No sites allocated in Policy AL02 are specifically identified for Class E(g) use. This is due to the lack of residual need for new office space taking into account commitments, vacant floorspace, and other floorspace opportunities in Pendle [footnote]. Class E(g) uses fall within the much wider Class E use category. Permitted Development Rights enable movements within Class E without planning permission. This results in increased opportunity for offices at sites in Class E use. It also raises the potential of other commercial uses taking place at employment sites which may erode their economic role within the Borough. These uses have a different intensity and nature of use and users, with potential for adverse effects on uses typically found on employment sites. Mindful of this Council wish to protect employment sites so they primarily remain in Class B2/B8 use, as these uses best reflect the economic structure</u>	Response to PQ21 in PBC IN2 To ensure that the policy approach is justified and consistent with supporting evidence. Paragraph numbering changes consequential of MM61.	No HRA Implications The change does not alter policy approach.	The modification to the supporting text is a clarification setting out how identified needs for office space is to be met. The revision that has been made does not have any specific land implications and so the screening undertaken at the Publication stage remains unchanged.

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		<u>and strengths of the borough and are only suitable in a limited range of locations. See Policy DM41.</u> <u>Footnote: See Authority Monitoring Reports, See also Section 14 of the HEDNA (2023).</u>			
MM64	Policy DM41 Policy Text Part 2 Insert text	2. Sites or premises within a PEA should remain in employment use unless it can be shown that they: (a) Have been vacant and continuously marketed for employment use, at prevailing local market rates, for a period of not less than two years; ; or (b) Are to be used for industrial or commercial training purposes.	Response to FPQ1 in PBC IN2.1 To clarify that either of the options outlined in the policy are suitable where evidenced.	No HRA Implications No link to potential impacts on European Sites.	Clarification of the approach of the policy to assist the decision making process. The amendment does not affect European sites.
MM65	Policy DM41 Policy Text Part 4 Insert text	4. Stand-alone Class E and Sui Generis uses may be acceptable, where consistent with paragraph 1 of Policy DM44 and other development plan policies, and where the proposal: (a) Does not undermine or prejudice the operations of existing businesses or the purposes of the PEA designation; (b) Is compatible with the existing business operations in terms of amenity, air quality, noise, vibration, odour, public safety and security; ; and (c) Does not individually or cumulatively exceed 25% of the total floorspace and/or site area (whichever is smaller) of the PEA.	Response to FPQ1 in PBC IN2.1 For clarity.	No HRA Implications No link to potential impacts on European Sites.	Clarification of policy wording. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
MM66	Policy DM42 Policy Text Part 3 Insert Text	3. Primary Shopping Areas are designated for each of the borough's Town Centres and their boundary is defined on the Policies Map. <u>Retail (Use Class E(a)) is the dominant land use in these locations.</u>	Response to AP19 of IN7. Confirms the dominant land use in designated Primary Shopping Areas.	No HRA Implications No link to potential impacts on European Sites.	The change is unrelated to European Sites confirming retail as the dominant land use within identified Primary Shopping Areas. This is consistent with national planning policy. The screening carried out at the Publication stage remains valid for this policy.
MM67	Policy DM42 Policy Text Part 5	5. Within the Primary Shopping Area, Sui Generis <u>hot food takeaways, public houses, wine bars, (Sui Generis)</u> and <u>proposals falling within</u> Use Class F1 uses may be permitted at a ground floor level where the development:	Response to AP19 of IN7. To ensure that the policy is effective.	No HRA Implications No link to potential impacts on European Sites.	Clarification of other land uses which may be permitted within Primary Shopping Areas taking into account their primary function. The change is unrelated to European Sites. The screening carried out at the Publication stage remains valid for this policy.
MM68	Policy DM44 Policy Text Part 1 Revise Text	1.Beyond the defined boundaries of the Town Centres, District Centres (<u>Policy SP06</u>) and Local Frontages, proposals for new Main Town Centre Uses will not normally be permitted unless supported by a robust Sequential Assessment and, where necessary a <u>proposal exceeds 400sqm, a</u> Retail Impact Assessment.	Response to AP21 of IN7. To ensure that the policy is consistent with national planning policy and reflects supporting evidence. To reflect changes to policy numbering consequential of MM36 and MM61.	No HRA Implications No link to potential impacts on European Sites.	The amendment establishes thresholds for a retail impact assessment consistent with national planning policy and as set out in supporting evidence. The change is unrelated to European Sites. The screening carried out at the Publication stage remains valid for this policy.
MM69	Policy DM44 Policy Text Parts 1(b) and 1(c) Revise Text	1(b) Other accessible locations within settlement boundary subject to compatibility with adjacent uses <u>that are well connected to the town centre</u> 1(c) At locations access to high frequency public transport routes closely related to a settlement boundary.	Response to AP21 of IN7. To ensure consistency with the NPPF.	No HRA Implications No link to potential impacts on European Sites.	The amendment ensures consistency with national planning policy. The change is unrelated to European Sites. The screening carried out at the Publication remains valid for this policy.
MM70	Policy DM44	5. In addition, Sui Generis <u>hot food takeaways, public houses, wine bars (Sui Generis)</u> may be permitted provided that:	Response to AP21 of IN7.	No HRA Implications	Clarification of land uses which may be permitted within local shopping frontages

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	Policy Text Part 5 Revise Text		To ensure that the policy is effective.	No link to potential impacts on European Sites.	taking into account their role for the wider community and the sensitivity of adjacent land uses. The change is unrelated to European Sites. The screening carried out at the Publication stage remains valid for this policy.
MM71	Policy DM44 Policy Text Part 6 Revise Text	6. Existing retail <u>out-of-centre</u> retail locations are defined on the Policies Map	To ensure consistency of terms used by the policies. To ensure the policy is effective.	No HRA Implications No link to potential impacts on European Sites.	For consistency of terms used in the Local Plan. The amendment does not affect European Sites.
MM72	Policy DM44 Policy Text Part 7(a) Insert Text	7(a) Premises in Use Class E can be replaced by another retail or commercial floorspace, mass and height. <u>Any proposal would be subject to the same planning conditions attached to the existing planning permission.'</u>	To ensure that the policy is effective and consistent with national planning policy with regard to the sequential approach to retail development and retail impact assessments.	No HRA Implications No link to potential impacts on European Sites.	To ensure consistency with national planning policy with regard to the sequential approach of town centre uses. No effect on European Sites.
MM73	Policy DM44 Policy Text Part 8 Insert Text	8. Proposals which exceed these thresholds that do not comply with the requirements set out in <u>Part 7</u> will be required to submit a Sequential Assessment and Retail Impact Assessment proportionate to the scale of the proposal.	To ensure that the policy is clear.	No HRA Implications No link to potential impacts on European Sites.	For clarity. No effect on European Sites.
MM74	Policy DM45 Policy Text Part 1 Insert new Part 2 Revise Text	1. Proposals relating to tourism facilities, activities and accommodation (including short term lets as relevant) and facilities should: are likely to be supported where they: (a) Facilitate the repurposing of existing structures <u>on site. Where this is not possible or feasible, the provision of new buildings may be acceptable</u> by making them structurally sound and, where possible, enhancing their appearance. (b) Employ sustainable design and construction methods which make effective use of high quality, recycled, locally sourced and/or low carbon materials (Policy DM16). (c) Offer access to local facilities and services via cycle ways, footpaths or regular public transport services. (d) Protect residential amenity. (f) <u>(e)</u> Conserve and where possible enhance the natural, historic and built environment.	Response to AP24 of IN7 To ensure that the policy is justified and effective.	Negligible impacts on European Sites.	The policy manages proposals for tourism development against clear criteria. The adoption of the policy may promote increased opportunities for tourism accommodation, attractions and activities across the borough. The amount of development approved in accordance with the policy is unlikely to be significant both overall and in the context of existing patterns of activity.
MM75	Policy DM45 Policy Text Insert new Part 2 Insert Text	<u>2. Proposals are likely to be supported where they:</u> <u>(a) Support urban renewal by repurposing existing structures, or making effective use of previously developed land, and, where possible, enhance the quality of the wider built and natural environment, insofar as this is consistent with the wider policies of the Local Plan.</u> (e) <u>(b)</u> Increase the supply of good quality serviced and self-catering accommodation. (h) <u>(c)</u> Do not involve the loss of tourism accommodation unless there is no realistic prospect for its continued use. (i) <u>(d)</u> Support active use along the Leeds and Liverpool Canal, consistent with environmental and amenity factors (Policy DM19). (j) <u>(e)</u> Develop new markets for local produce, particularly those that support land-based industries and cultural assets. (k) <u>(f)</u> Help to promote a year-round tourism industry.	Response to AP24 of IN7 To ensure that the policy is justified and effective.	Negligible impacts on European Sites.	The policy manages proposals for tourism development against clear criteria. The adoption of the policy may promote increased opportunities for tourism accommodation, attractions and activities across the borough. The amount of development approved in accordance with the policy is unlikely to be significant both overall and in the context of existing patterns of activity.
MM76	Policy DM45 Policy Text Part 7	7. Small scall retail, at an existing facility, including farms, or visitor attractions will support where it is: (a) located <u>is located</u> in an existing building, or in a new building which is closely related to the tourist attraction;	Response to FPQ1 in PBC IN2.1 For clarity.	Negligible impacts on European Sites.	The policy relates to specific land uses within a wider proposal rather than more generalised opportunities for development within the borough. The policy may promote related development proposals to

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	Amend and insert text	(b) Enables the purchase of local produce; and (c) Ancillary Is ancillary to the main permitted use.			be submitted for planning approval. The amount of development approved in accordance with the policy is unlikely to be significant both overall and in the context of existing patterns of activity with clear policy criteria established to control development and its impacts.									
MM77	Policy DM45 Policy Text Part 8 Move text within policy.	Part 8 to be moved to after Part 6.	Response to AP24 of IN7. To ensure the policy is effective.	No HRA Implications The change does not alter policy approach.	Restructuring of policy order only. No implications for European Sites.									
MM78	Policy DM45 Policy Text Part 9 Delete Text	9. The removal of a condition attached to the original planning permission, restricting the occupation of a dwelling to holiday use, will only be supported where the property is in an sustainable location, unless otherwise permitted through the NPPF.	Response to AP24 of IN7 Removes unnecessary duplication with Part 2 of the Policy.	No HRA Implications The change does not alter policy approach.	Removes duplication of policy. No implications for European Sites.									
MM79	Policy DM46 Policy Text Part 2 Insert text	2. The development of equestrian facilities including private stables, tack rooms and hay stores will be permitted where the proposal: (a) Is in close proximity to the established highway and bridleway networks; (b) Is well related to buildings of a permanent nature; (c) Is of an appropriate size and scale, relative to its intended use and the fields concerned; (d) Minimises visual impact and does not adversely affect the landscape by means of location, siting, scale, appearance and design (including external materials, landscaping and boundary treatments); (e) Makes best use of existing infrastructure by using existing vehicular and field access tracks, bridleways, utilities and buildings; (f) Includes a pasture management plan and keeps ancillary development (maneges, storage facilities, hard standing, access tracks, exercise pens etc.) to the minimum necessary; and (g) Would not result in an intensification of use that could: i. Harm the character of the open countryside by reason of cumulative impact; ii. Create a hazard for highway users; iii. Lead to the deterioration of the bridleway network; iv. Impact on the openness of the Green Belt, or conflict with the purposes of including land within it; v. Adversely affect the amenity of neighbouring properties and the wider area by reason of noise, smell odour , overlooking, or other general disturbance.	Response to FPQ1 in PBC IN2.1 For clarity.	No HRA Implications The change does not alter policy approach.	Minor clarification of policy approach. The wording does not change the overall approach of the policy towards equestrian development. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.									
Site Allocations														
MM80	Section 8 Paragraph 8.7 Page 250 Amend text	<div>The sites allocated in this Plan are expected to deliver 544 550 new homes (planning permission having already been granted for around 1,330 1,589 net homes) and 28.39 26 hectares of employment land in the plan period up to 2040. This provision is broken down as follows between the spatial areas:</div> <table><tr><th rowspan="2">Spatial Area</th><th colspan="2">Housing</th><th colspan="2">Employment</th></tr><tr><th>Land (ha)</th><th>Dwellings</th><th>Land (ha) (Net)</th><th>Est jobs</th></tr></table>	Spatial Area	Housing		Employment		Land (ha)	Dwellings	Land (ha) (Net)	Est jobs	Response to PQ17(b) and PQ21 in PBC IN2. To provide up-to-date figures which reflect the 1 st April 2024 base date.	No HRA Implications The change does not alter policy approach.	Clarification of figures confirming the overall amount of land allocated for development through Policies AL01 and AL02 of the Local Plan. The table reflects a factual position summarising Policies AL01 and AL02. It does not allocate further development or alter the overall amount of
Spatial Area	Housing			Employment										
	Land (ha)	Dwellings	Land (ha) (Net)	Est jobs										

Main Modification Reference	Plan Location (Policy/Paragraph/ Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)					Reason(s) for Change	HRA Implications	Reasoning																																								
		M65 Corridor – Urban	10.925	366 <u>372</u>	16.00	1,296	To reflect the revised capacity for self and custom build allocation.		development allocated. No effects on European Sites are therefore assessed.																																								
		M65 Corridor – Rural	0	0	0	0																																											
		West Craven	6.47	178	12.39 <u>10.00</u>	1,004																																											
		Pendle	17.39 <u>42</u>	544 <u>550</u>	28.39 <u>26.00</u>	2,300																																											
MM81	Policy AL01 Supporting Text Paragraph 8.10 Table 8.1 Page 253 and Amend text <i>Note: The figures reflect the plan period of the submitted Local Plan (2021/22 – 2039/40).</i>	8.10 The housing land supply position in Pendle, at 31 March 2023 <u>2024</u> is summarised in Table 8.1. The figures are based on a housing requirement of 148 dwellings per annum (dpa), set out in Policy DM20 SP04 , <u>and reflects the supply provided by completions, commitments, allocated sites (including in Neighbourhood Plans) and windfalls anticipated over the plan period.</u> Table 8.1 Residual Housing Requirement <u>Housing Provision Summary</u> at 31 st March 2023 <u>2024</u> <table><tr><td>A</td><td>Housing Requirement 2021/22 – 2039/40 (140dpa)</td><td>2,812</td></tr><tr><td>B</td><td>Housing delivery during the plan period to 1 April 2023</td><td>570</td></tr><tr><td rowspan="3">C</td><td>Dwellings with planning permission at 31 March 2023 (including 10% lapse rate)</td><td>808</td></tr><tr><td>Anticipated delivery at the strategic housing site (Trough Laithe) to 2039/40</td><td>432</td></tr><tr><td>Small sites windfall allowance (40 dpa)</td><td>560</td></tr><tr><td>D</td><td>Residual Requirement [A-B-C]</td><td>442</td></tr></table> <table><tr><td><u>A</u></td><td><u>Housing Requirement 2021/22 – 2039/40 (148dpa)</u></td><td><u>2,812</u></td></tr><tr><td><u>B</u></td><td><u>Housing Completions (2021/22 – 2023/24)</u></td><td><u>690</u></td></tr><tr><td><u>C</u></td><td><u>Proposed Site Allocations</u></td><td><u>550</u></td></tr><tr><td><u>D</u></td><td><u>Neighbourhood Plan Allocations</u></td><td><u>133</u></td></tr><tr><td><u>E</u></td><td><u>Trough Laithe Strategic Housing Site</u></td><td><u>419</u></td></tr><tr><td><u>F</u></td><td><u>Commitments (all non-allocated sites)</u></td><td><u>748</u></td></tr><tr><td><u>G</u></td><td><u>Windfall Allowance</u></td><td><u>910</u></td></tr><tr><td><u>H</u></td><td><u>Total Provision</u></td><td><u>3,450</u></td></tr></table>					A	Housing Requirement 2021/22 – 2039/40 (140dpa)	2,812	B	Housing delivery during the plan period to 1 April 2023	570	C	Dwellings with planning permission at 31 March 2023 (including 10% lapse rate)	808	Anticipated delivery at the strategic housing site (Trough Laithe) to 2039/40	432	Small sites windfall allowance (40 dpa)	560	D	Residual Requirement [A-B-C]	442	<u>A</u>	<u>Housing Requirement 2021/22 – 2039/40 (148dpa)</u>	<u>2,812</u>	<u>B</u>	<u>Housing Completions (2021/22 – 2023/24)</u>	<u>690</u>	<u>C</u>	<u>Proposed Site Allocations</u>	<u>550</u>	<u>D</u>	<u>Neighbourhood Plan Allocations</u>	<u>133</u>	<u>E</u>	<u>Trough Laithe Strategic Housing Site</u>	<u>419</u>	<u>F</u>	<u>Commitments (all non-allocated sites)</u>	<u>748</u>	<u>G</u>	<u>Windfall Allowance</u>	<u>910</u>	<u>H</u>	<u>Total Provision</u>	<u>3,450</u>	Response to PQ17(d) in PBC IN2, AP11 of IN5, and AP15 of IN7. To reflect the updated supply position of 1 st April 2024 and updated Housing Trajectory replacing the one at Appendix 1. To reflect the revised capacity for self and custom build allocation. To show the housing land supply position with a 70dpa windfall allowance. To reflect MM36.	No HRA Implications The change does not alter policy approach.	Clarification of figures using more up-to-date monitoring information and reflecting latest site specific information. The revisions do not alter the approach of Policy AL01. The increased windfall allowance reflects local evidenced trends of completions which have taken place across Pendle over the previous 10-years. The increased yield identified does not have any effects on European Sites on account of 1) amount of development in the context of overall growth planned / existing activity 2) The allowance reflects delivery anticipated to occur within the borough on sites which are not allocated. They do not form part of the proposals of the Local Plan (and are not prevented being delivered by its policies).
A	Housing Requirement 2021/22 – 2039/40 (140dpa)	2,812																																															
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<u>H</u>	<u>Total Provision</u>	<u>3,450</u>																																															
MM82	Policy AL01 Supporting Text Supporting Text Paragraph 8.15	8.15 The Housing Trajectory (Appendix 1) shows how dwellings on sites with an extant planning permission and on allocated sites are expected to come forward over the remainder of the plan period. The trajectory reflects a snapshot in time based on up-to-date monitoring data and <u>evidence of availability and deliverability</u> and the judgement of planning officers. Policy DM20 SP04 defines the steps to be taken by the Council should housing supply and delivery does not meet requirements. A summary of this trajectory is					Response to PQ17(d) in PBC IN2, AP10/AP11 of IN5, and AP15 of IN7. To reflect the updated supply position of 1 st April 2024 and updated Housing Trajectory	No HRA Implications The change does not alter policy approach.	Clarification of figures using more up-to-date monitoring information and reflecting latest site specific information. The revisions do not alter the approach of Policy AL01. The increased windfall allowance reflects local evidenced trends of																																								

Main Modification Reference	Plan Location (Policy/Paragraph/Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning
	Figure 8.1 Page 254	<p>provided in Figure 8.1 below. It demonstrates that the housing requirement will be met in full by committed and allocated supply providing a 272- 638 dwelling surplus against the housing requirement and a 727- 1,094 dwelling surplus against the standard method figure of 124 dpa, illustrating that the plan has been positively prepared in its approach to securing sustainable development.</p> <p>Figure 8.1 Indicative Housing Trajectory (Summary)</p>  <p>Figure 8.1 Indicative Housing Trajectory (April 2024)</p> 	<p>replacing the one at Appendix 1.</p> <p>To reflect the revised capacity for self and custom build allocation.</p> <p>To reflect five-year supply position on adoption (estimated April 2026).</p> <p>To reflect MM36.</p>		<p>completions which have taken place across Pendle over the previous 10-years. The increased yield identified does not have any effects on European Sites on account of 1) amount of development in the context of overall growth planned / existing activity 2) The allowance reflects delivery anticipated to occur within the borough on sites which are not allocated. They do not form part of the proposals of the Local Plan (and are not prevented being delivered by its policies).</p>

Main Modification Reference	Plan Location (Policy/Paragraph/ Page) Proposed Action	Proposed Changes Strikethrough (deleted text) <u>Bold underline</u> (new or amended text)	Reason(s) for Change	HRA Implications	Reasoning																																																												
MM83	Policy AL01 Supporting Text New Paragraph / Table	<p><u>8.16 The NPPF requires local planning authorities to maintain a specific deliverable supply sufficient to provide five years’ worth of housing. At adoption (April 2026) the Housing Trajectory (Appendix 1) shows a deliverable supply of 992 dwellings. This is sufficient to demonstrate a 5.57 year land supply. Table 8.2 provides a summary of this calculation. The Council will continue to monitor and update its five year land supply position annually throughout the plan period. Where a five year land supply cannot be demonstrated the presumption in favour of sustainable development will apply (see Policy SP04, Part 5).</u></p> <p><u>Table 8.2 Five Year Supply Position on Adoption (April 2026)</u></p> <table><tr><td><u>A</u></td><td><u>Annual housing requirement</u></td><td><u>148</u></td></tr><tr><td><u>B</u></td><td><u>Applied Buffer (20%)</u></td><td><u>30</u></td></tr><tr><td><u>C</u></td><td><u>Annual Five Year Requirement (A+B)</u></td><td><u>178</u></td></tr><tr><td><u>D</u></td><td><u>Five Year requirement (Cx5)</u></td><td><u>888</u></td></tr><tr><td><u>E</u></td><td><u>Deliverable Supply:</u> <u>Local Plan Allocations (202)</u> <u>Neighbourhood Plan Allocations (16)</u> <u>Trough Laithe Strategic Housing Site (200)</u> <u>Other Sites with Planning Permission (294)</u> <u>Windfall Allowance (280)</u></td><td><u>992</u></td></tr><tr><td><u>F</u></td><td><u>Five Year Land Supply (E/C)</u></td><td><u>5.57</u></td></tr></table>	<u>A</u>	<u>Annual housing requirement</u>	<u>148</u>	<u>B</u>	<u>Applied Buffer (20%)</u>	<u>30</u>	<u>C</u>	<u>Annual Five Year Requirement (A+B)</u>	<u>178</u>	<u>D</u>	<u>Five Year requirement (Cx5)</u>	<u>888</u>	<u>E</u>	<u>Deliverable Supply:</u> <u>Local Plan Allocations (202)</u> <u>Neighbourhood Plan Allocations (16)</u> <u>Trough Laithe Strategic Housing Site (200)</u> <u>Other Sites with Planning Permission (294)</u> <u>Windfall Allowance (280)</u>	<u>992</u>	<u>F</u>	<u>Five Year Land Supply (E/C)</u>	<u>5.57</u>	<p>Response to AP38 of IN8</p> <p>To ensure the Local Plan is consistent with national planning policy.</p> <p>To confirm the housing land supply position at adoption.</p> <p>To reflect MM36.</p>	<p>No HRA Implications</p> <p>The change does not alter policy approach.</p>	<p>The amendment confirms the five year housing land supply position of the Council on adoption ensuring that the Local Plan is consistent with national planning policy. The amendment has no implications for European Sites.</p>																																										
<u>A</u>	<u>Annual housing requirement</u>	<u>148</u>																																																															
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MM84	Policy AL01 Policy Text Table AL01c	<p>Table AL01c Housing site allocations in neighbourhood plans</p> <table><tr><th>Ref</th><th>Site Name and Location</th><th>Typology</th><th>Area (ha)</th><th>Units</th></tr><tr><td>CNDP6/4</td><td>Buck Street, Colne</td><td>Brownfield</td><td>0.29</td><td>10</td></tr><tr><td>CNDP6/6</td><td>Shaw Street, Colne</td><td>Greenfield</td><td>0.55</td><td>18</td></tr><tr><td>CNDP6/9</td><td>Thomas Street, Colne</td><td>Brownfield</td><td>0.15</td><td>8</td></tr><tr><td>CNDP6/15</td><td>Bankfield Street (Bunkers Hill), Colne</td><td>Greenfield</td><td>1.87</td><td>34</td></tr><tr><td>KS HOU 1</td><td>Dotcliffe Yard, Kelbrook</td><td>Brownfield</td><td>0.16</td><td>3</td></tr><tr><td>KS HOU 2</td><td>Land at Cob Lane, Kelbrook</td><td>Greenfield</td><td>0.68</td><td><u>9 10</u></td></tr><tr><td>TFNP 009</td><td>Land North of Dean Street, Trawden</td><td>Brownfield</td><td>0.70</td><td>20</td></tr><tr><td>TFNP 011</td><td>Land adjacent to 37 Hollin Hall, Trawden</td><td>Greenfield</td><td>0.18</td><td>6</td></tr><tr><td>TFNP 012</td><td>Land to rear of Black Carr Mill, Trawden</td><td>Brownfield</td><td>0.14</td><td>10</td></tr><tr><td>TFNP 015</td><td>Part Black Carr Mill, Trawden</td><td>Brownfield</td><td>0.42</td><td>14</td></tr><tr><td colspan="3">Totals:</td><td>5.19</td><td><u>132</u> <u>133</u></td></tr></table>	Ref	Site Name and Location	Typology	Area (ha)	Units	CNDP6/4	Buck Street, Colne	Brownfield	0.29	10	CNDP6/6	Shaw Street, Colne	Greenfield	0.55	18	CNDP6/9	Thomas Street, Colne	Brownfield	0.15	8	CNDP6/15	Bankfield Street (Bunkers Hill), Colne	Greenfield	1.87	34	KS HOU 1	Dotcliffe Yard, Kelbrook	Brownfield	0.16	3	KS HOU 2	Land at Cob Lane, Kelbrook	Greenfield	0.68	<u>9 10</u>	TFNP 009	Land North of Dean Street, Trawden	Brownfield	0.70	20	TFNP 011	Land adjacent to 37 Hollin Hall, Trawden	Greenfield	0.18	6	TFNP 012	Land to rear of Black Carr Mill, Trawden	Brownfield	0.14	10	TFNP 015	Part Black Carr Mill, Trawden	Brownfield	0.42	14	Totals:			5.19	<u>132</u> <u>133</u>	<p>To reflect the scale of the planning permission at Cob Lane, Kelbrook</p>	<p>No HRA Implications</p> <p>No link to potential impacts on European Sites.</p>	<p>Amendment to reflect the planning consent at Cob Lane, Kelbrook. The amendment is minor resulting in an increased capacity by a single dwelling. The site is distant from any European Site and is not linked to these sites. No HRA implications are therefore identified.</p>
Ref	Site Name and Location	Typology	Area (ha)	Units																																																													
CNDP6/4	Buck Street, Colne	Brownfield	0.29	10																																																													
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MM85	Policy AL01 Policy Text Table AL01d	<p>Table AL01d Self-build and custom housebuilding site allocations</p> <table><tr><th>Ref</th><th>Site Name and Location</th><th>Typology</th><th>Area (ha)</th><th>Units</th></tr><tr><td>P107</td><td>Land at Mansfield Crescent, Brierfield</td><td>Brownfield</td><td>0.08</td><td>2</td></tr></table>	Ref	Site Name and Location	Typology	Area (ha)	Units	P107	Land at Mansfield Crescent, Brierfield	Brownfield	0.08	2	<p>To reflect the scale of the planning permission at Bamford Street, Nelson.</p>	<p>No HRA Implications</p> <p>No link to potential impacts on European Sites.</p>	<p>Amendment to reflect the planning consent at Bamford Street, Nelson. The amendment is minor reducing the capacity of the site by a single dwelling. The site is small in scale with limited links to a European Site. No HRA implications are therefore identified.</p>																																																		
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P107	Land at Mansfield Crescent, Brierfield	Brownfield	0.08	2																																																													

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		<table><tr><td>P311</td><td>Land at Bamford Street, Nelson</td><td>Brownfield</td><td>0.21</td><td>54</td></tr><tr><td>P327</td><td>Land at Wickworth Street, Nelson</td><td>Brownfield</td><td>0.15</td><td>2</td></tr><tr><td colspan="2"></td><td>Totals</td><td>0.36</td><td>98</td></tr></table>	P311	Land at Bamford Street, Nelson	Brownfield	0.21	54	P327	Land at Wickworth Street, Nelson	Brownfield	0.15	2			Totals	0.36	98																											
P311	Land at Bamford Street, Nelson	Brownfield	0.21	54																																								
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		Totals	0.36	98																																								
MM86	Policy AL02 Policy Text Table AL02a and the site-specific policy boxes Amend text	<div>1. In addition to the strategic employment site at Lomeshaye, between Nelson and Brierfield (16 hectares), to To help meet the employment land requirement set out in Policy DM40 SP05 DM40 SP05, the following sites are allocated for industrial (B2) and warehousing (B8) uses.</div> <div>2. The boundary of each site allocation is defined on the Polices Map.</div> <div>Table AL02a Strategic Employment Site</div> <table><tr><th>Ref</th><th>Site name and location</th><th>Typology</th><th>Area (ha)</th><th><u>Floorspace (sqm)</u></th></tr><tr><td></td><td>Lomeshaye Industrial Estate Extension, Nelson</td><td>Greenfield</td><td>32.59 16.00 (gross) (net)</td><td>53,000</td></tr><tr><td colspan="2"></td><td>Total</td><td>16.00</td><td></td></tr></table> <div>Table AL02b Employment Land Allocations</div> <table><tr><th>Ref</th><th>Site name and location</th><th>Typology</th><th>Area (ha)</th><th><u>Floorspace (sqm)</u></th></tr><tr><td>P013</td><td>West Craven Business Park Extension, Earby</td><td>Greenfield</td><td>10.87 7.00 (gross) (net)</td><td>28,000</td></tr><tr><td>P309 (Part)</td><td>Land at Jackdaw Road, Barnoldswick</td><td>Brownfield / Greenfield</td><td>5.39 (gross) 3.00 (net)</td><td>12,000</td></tr><tr><td colspan="2"></td><td>Total</td><td>12.39</td><td></td></tr></table> <div>2. <u>The boundary of each site allocation is defined on the Polices Map.</u></div>					Ref	Site name and location	Typology	Area (ha)	<u>Floorspace (sqm)</u>		Lomeshaye Industrial Estate Extension, Nelson	Greenfield	32.59 16.00 (gross) (net)	53,000			Total	16.00		Ref	Site name and location	Typology	Area (ha)	<u>Floorspace (sqm)</u>	P013	West Craven Business Park Extension, Earby	Greenfield	10.87 7.00 (gross) (net)	28,000	P309 (Part)	Land at Jackdaw Road, Barnoldswick	Brownfield / Greenfield	5.39 (gross) 3.00 (net)	12,000			Total	12.39		Response to PQ21 in PBC IN2 To reflect the net developable area of each site, provide clarity and ensure that the policy reflects and clearly responds to the supporting evidence. To reflect MM61.	No HRA Implications The change does not alter policy approach.	The amendments clarify the site area and estimated floorspace for each employment allocation identified through Policy AL02. It does not amend the approach of the policy, add or remove sites, or alter the allocations which are made. The revision that has been made does not alter the way in which the policy is to be implemented or its role as screened at Publication Stage.
Ref	Site name and location	Typology	Area (ha)	<u>Floorspace (sqm)</u>																																								
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Appendix 1: Housing Trajectory																																												
MM87	Appendix 1	Various, as detailed in Local Plan Fourth Edition Modified Version Tracked Changes					Response to PQ17(b) in PBC IN2, AP11 of IN5 and AP15 of IN7. To provide a more recent account of housing land supply to inform the Examination.	No HRA Implications The change does not alter policy approach.	Clarification of figures using more up-to-date monitoring information and reflecting latest site specific information. The revisions do not alter the approach of Policy AL01. The increased windfall allowance reflects local evidenced trends of completions which have taken place across Pendle over the previous 10-years. The																																			

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			Provides clarity.		increased yield identified does not have any effects on European Sites on account of 1) amount of development in the context of overall growth planned / existing activity 2) The allowance reflects delivery anticipated to occur within the borough on sites which are not allocated. They do not form part of the proposals of the Local Plan (and are not prevented being delivered by its policies).
Appendix 9: Glossary					
MM88	Appendix 9	Various, as detailed in Local Plan Fourth Edition Modified Version Tracked Changes	Response to PQ22 in PBC IN2, and AP20 of IN7. To ensure that the definitions set out in the Local Plan are consistent with those used in the 2024 NPPF, as updated in February 2025.	Negligible impacts on European Sites.	The updated glossary reflects those definitions used in the 2024 NPPF. The updated Glossary includes definitions for Special Areas of Conservation, Special Protection Areas, Green Infrastructure and Stepping Stones which may assist with the implementation of relevant policies.
Appendix 11: Superseded Policies					
MM89	Appendix 11 (new)	Various, as detailed in Local Plan Fourth Edition Modified Version Tracked Changes	Response to PQ4 in PBC IN2 The policy provides necessary clarity to set out which policies of the Statutory Development Plan for Pendle are replaced by the adoption of the Local Plan Fourth Edition and how. This detail is required by Regulation 8 (5) of the Town and Country Planning (Local Planning) (England) Regulations 2012.	No HRA Implications. No link to potential impacts on European Sites.	The change confirms how the Local Plan replaces policies of the existing development plan and is required to comply with Regulation 8(5) of the Town and Country Planning (Local Planning) (England) Regulations 2012.

Appendix 2: Description of European Sites and Analysis of Likely Effects (Applying Main Modifications)

Name	South Pennine Moors Phase I & II SAC/SPA	
Authority Area(s)	Lancashire County Council, North Yorkshire Council, West Yorkshire Combined Authority Council, Greater Manchester Combined Authority, Derbyshire County Council	
Site Description	SAC	The site covers the key moorland blocks of the Southern Pennines from Ilkley Moors in the north to the Peak District in the south. The moorlands are on a rolling dissected plateau formed from rocks of Millstone Grit at altitudes of between 300 and 600 metres and a highpoint of over 630 metres at Kinder Scout. The greater part of the gritstone is overlain by blanket peat with coarse gravely mineral soils occurring only on the lower slopes. The moorlands as a whole support a breeding bird community of national and international importance.
	SPA	The site is the largest unenclosed moorland within West Yorkshire and contains the most diverse and extensive examples of upland plant communities in the county. Extensive areas of blanket bog occur on the upland plateaux and are punctuated by species rich acidic flushes and mires. There are also wet and dry heaths and acid grasslands.
Qualifying features	SAC	<p>The site hosts the following habitats listed under Annex I of article 4(4) of the Directive (92/43/EEC):</p> <ul style="list-style-type: none"> • Blanket bogs • European dry heaths • North Atlantic wet heaths with <i>Erica tetralix</i> (wet heathland with cross-leaved heath) • Old Sessile Oak woods with <i>Ilex</i> and <i>Blechnum</i> in the British Isles (western acidic Oak woodland) • Transition mires and quaking bogs (very wet mires often identified by an unstable 'quaking' surface).
	SPA	<p>The mosaic of habitats supports a moorland breeding bird assemblage which, because of the range of species and number of breeding birds it contains, is of regional and national importance. The qualifying individual species are:</p> <ul style="list-style-type: none"> • Merlin (<i>Falco columbarius</i>) • Golden Plover (<i>Pluvialis apricaria</i>) • Short-eared Owl (<i>Asio flammeus</i>) <p>The qualifying breeding bird assemblage is made up of:</p> <ul style="list-style-type: none"> • Golden Plover (<i>Pluvialis apricaria</i>) • Common Sandpiper (<i>Actitis hypoleucos</i>) • Dunlin (<i>Calidris alpina schinzii</i>) • Twite (<i>Carduelis flavirostris</i>) • Snipe (<i>Gallinago gallinago</i>) • Curlew (<i>Numenius arquata</i>) • Wheatear (<i>Oenanthe oenanthe</i>) • Whinchat (<i>Saxicola rubetra</i>) • Redshank (<i>Tringa tetanus</i>) • Ring Ouzel (<i>Turdus torquatus</i>) • Lapwing (<i>Vanellus vanellus</i>) • Short-eared Owl (<i>Asio flammeus</i>) <p>The SPA is the only UK site where Twite breed.</p>

Name	South Pennine Moors Phase I & II SAC/SPA	
Non-qualifying species of interest		
Unit site	SAC	64,983.13ha
	SPA	66,264.98ha
Vulnerabilities	Maintenance of the eco-systems on which the birds depend relies on appropriate grazing levels and burning regimes and overgrazing by sheep is a key pressure. Management of grazing is further complicated by the presence of a large number of commons within the SPA. Pressures outside the site, in particular the loss of bird feeding areas through agricultural intensification, increase the vulnerability of the bird populations. Status of units within the Pendle boundary is Unfavourable Recovering as assessed by Natural England (compiled July 2020).	
Conservation Objectives	SAC	<ul style="list-style-type: none"> To maintain the current extent of blanket bog habitats. For there to be no loss of ancient semi natural woodland stands. To maintain the current extent of dry heath habitats. To maintain the current extent of wet heath habitats.
	SPA	To maintain the mosaic of upland habitats including acid grassland, bog, bracken, heathlands, fen, rivers and streams. The extent of these habitats should be maintained unless loss is as a result of restoration to another notified habitat type.

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<p>Loss of supporting feeding sites outside of SPA may be associated with the following parts of Local Plan (low effects):</p> <ul style="list-style-type: none"> SP01 Presumption in favour of sustainable development. SP02 Spatial Strategy. SP03 Distribution of development. SP04 Housing Requirement and Delivery. SP05 Employment Land Requirement and Delivery. DM09 Open Countryside. DM22 Housing Mix DM23 Affordable Housing 	<p>Unlikely. The Local Plan does not allocate sites close to the European Sites with the spatial strategy directing growth to the borough's main settlements and the overall amount of development proposed is not significant in the context of existing patterns of development or activities. Local Plan policies support the protection and/or enhancement of feeding sites/create opportunities for new feeding sites through habitat restoration and at new sites. Policy DM04: Biodiversity Net Gain requires that all development proposals</p>	<p>None. Neighbouring districts have policies in place that protect the sites and priority habitats that may serve as feeding sites.</p> <ul style="list-style-type: none"> Craven – Policy ENV4 requires development to achieve net gain and avoid loss of priority habitats. Burnley – Policy NE1 requires appropriate assessment for any development that is likely to have an effect on a European Site. The policy also requires priority habitats to be retained and enhanced within development sites. 	<p>No significant LSE. Policies of the Local Plan Pendle and neighbouring districts plans as well as neighbourhood plans seek to protect the European Sites and the priority habitats that are likely to serve as supporting feeding sites.</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<ul style="list-style-type: none"> DM26 Housing in the Countryside DM27 Self and Custom Build Housing DM28 Specialist Housing DM29 Gypsy, Traveller and Travelling Showpeople DM35 Cultural and Community Facilities DM36 Education and Training DM39 Digital and Electronic Communications DM43 Mixed Use Development DM44 Out-of-centre retail and commercial development DM45 Tourist facilities and accommodation AL01 Housing site allocations AL02 Employment site allocations 	<p>deliver a measurable biodiversity net gain. Policy DM08 places restrictions on development depending on its proximity to the South Pennine Moors.</p>	<ul style="list-style-type: none"> Ribble Valley Core Strategy – Policy EN4 requires developments to achieve net gain and avoid loss of priority habitats. Bradford Core Strategy – Policy EN2 states that developments that are likely to effect the SPA/SAC require an appropriate assessment. Calderdale Local Plan – Policy GN3 prevents any development that is likely to have an effect on the European Site. The policy also prevents development of priority habitats unless there are exceptional circumstances <p>The following Neighbourhood Plan policies assist with the protection of potential feeding sites:</p> <ul style="list-style-type: none"> Barrowford Neighbourhood Plan policies BNDP07 and BNDP09 Colne Neighbourhood Plan policy CNDP7 and CNDP14 Trawden Forest Neighbourhood Plan Policy 9. 	
Inappropriate management (no effect)	None	None	No LSE. The Local Plan does not affect the management of the site.
Changes in hydrology and water quality may be associated with the	Unlikely. Water management is addressed policies SP09	United Utilities and Yorkshire Water Resources Management	No LSE. Policies of both Pendle and neighbouring districts

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<p>following policies (low effects):</p> <ul style="list-style-type: none"> • SP01 Presumption in favour of sustainable development. • SP02 Spatial Strategy. • SP03 Distribution of development. • SP04 Housing Requirement and Delivery • SP05 Employment Land Requirement and Delivery • SP09 Water Management. • DM09 Open Countryside. • DM22 Housing Mix • DM23 Affordable Housing • DM26 Housing in the Countryside • DM27 Self and Custom Build Housing • DM28 Specialist Housing • DM29 Gypsy, Traveller and Travelling Showpeople • DM35 Community Facilities • DM36 Education and Training • DM39 Digital and Electronic Communications • DM43 Mixed Use Development • DM44 Out-of-centre retail and commercial development • DM45 Tourist facilities and accommodation 	<p>and DM02, with Policy SP09 and Policy DM01 adopting measures to reduce water usage within residential developments. Further protection against pollution of water supply through leaching is set out in Policies DM13 and DM14.</p> <p>The Local Plan does not allocate sites close to the European Sites with the spatial strategy directing growth to the borough's main settlements.</p> <p>The South Pennines SPA sits at the source of some watercourses in the plan area.</p> <p>Development is not directed to areas which would influence the SPA.</p> <p>Policy DM08 places restrictions on development depending on its proximity to the SPA.</p>	<p>Plans (both 2019) state that the water supply shortages can be managed by addressing leakages, managing demand, and securing enhancements in the efficient use of water.</p> <p>Policies encouraging sustainable drainage systems are in neighbouring district plans.</p>	<p>encourage sustainable drainage systems.</p> <p>United Utilities and Yorkshire Water have sufficient strategies that do not require further abstraction of water beyond the life of Local Plan</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<ul style="list-style-type: none"> DM46 Equestrian Development AL01 Housing site allocations AL02 Employment site allocations 			
<p>Pet predation may be associated with the following parts of Local Plan (low effects):</p> <ul style="list-style-type: none"> SP01 Presumption in favour of sustainable development. SP02 Spatial Strategy. SP03 Distribution of development. SP04 Housing Requirement and Delivery DM09 Open Countryside. DM26 Housing in the Countryside DM27 Self and Custom Build Housing DM28 Specialist Housing DM29 Gypsy, Traveller and Travelling Showpeople AL01 Housing site allocations 	<p>Unlikely. Housing development is directed close to the existing settlements. No sites are allocated within 400m of the European Sites. Only very limited growth is allowed within the open countryside (DM09/DM26) so opportunities for unplanned growth (windfalls) are limited in these zones of influence. The development of new homes within 400m of the South Pennine Moors is not permitted through Policy DM08.</p>	<p>None. No sites in neighbouring districts are allocated within 400m of the European Sites.</p> <p>There are no sites within Neighbourhood Plans allocated within 400m of a European Site.</p>	No LSE
<p>Recreation – Disturbance of ground nesting birds and vegetation may be associated with the following policies (low effects):</p> <ul style="list-style-type: none"> SP01 Presumption in favour of sustainable development. SP02 Spatial Strategy. 	<p>Unlikely. Policy DM08 within the Local Plan sets out the requirements to avoid likely significant effects on European Sites for windfall development. The policy supports the implementation of Impact Zones, which reflect the evidence prepared by Natural England and survey work for the Local Plans</p>	<p>None. Bradford, Calderdale, Kirklees and Craven have taken recreational pressure into account within their plans. It is expected that other authorities in preparing their plans will produce similar policies.</p> <p>‘Made’ Neighbourhood Plans contain a number of policies which help to</p>	<p>No LSE. Only two ‘honey pot’ sites are located in Pendle those being Wycoller and Coldwell Inn. These are relatively small in size and as such restrict the amount of visitors to the area.</p> <p>Policy in place to alleviate or avoid recreational pressures.</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<ul style="list-style-type: none"> • SP03 Distribution of development. • SP04 Housing Requirement and Delivery • DM09 Open Countryside. • DM22 Housing Mix • DM23 Affordable Housing • DM26 Housing in the Countryside • DM27 Self and Custom Build Housing • DM28 Specialist Housing • DM29 Gypsy, Traveller and Travelling Showpeople • DM43 Mixed Use Development • DM45 Tourist facilities and accommodation • AL01 Housing site allocations • AL02 Employment site allocations 	<p>in Bradford, Kirklees, and Craven (now North Yorkshire) are used to ensure that these measures are proportionate:</p> <ul style="list-style-type: none"> • Zone 1 – a 400m exclusion zone around the SPA and SAC where only exceptional development will be permitted to mitigate urban edge effects • Zone 2 – a 2.5km zone within which important foraging areas outside the SPA will be protected • Zone 3 – a 7km zone within which residential developments contribute to greenspace improvements that deflect visitors away from the SPA (and avoid effects), the implementation of onsite access management measures and a programme of habitat management and monitoring <p>The spatial strategy directs development towards the main settlements of the borough. Opportunities for development in areas outside of settlements are limited (policy DM09). The plan has a number of policies which help to support recreation opportunities</p>	<p>relieve recreational pressures on European Sites:</p> <ul style="list-style-type: none"> • Barrowford Neighbourhood Plan policies BNDP07 and BNDP09 • Colne Neighbourhood Plan policies CNDP7, CNDP10, CNDP11 • Kelbrook and Sough Neighbourhood Plan policy KS PATH • Trawden Forest Neighbourhood Plan Policy 9. 	

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
	(including policies DM06, DM30, DM31, DM32)		
<p>Renewable energy developments causing bird mortality/injury may be associated with the following policies (low effects):</p> <ul style="list-style-type: none"> • SP08 Towards Zero Net Carbon • DM03 Renewable Heat and Energy 	<p>Unlikely. Policies SP08 and DM03 prevent the development of wind turbines in unsuitable locations. The Local Plan does not allocate specific sites for renewable energy.</p>	<p>None. It is unlikely that projects in neighbouring authorities would be granted planning permission which would also have this potential effect.</p>	<p>None. Policies adequate to protect the European Sites.</p>
<p>Eutrophication of wet and dry heaths due to air pollution may be associated with the following policies (low effects):</p> <ul style="list-style-type: none"> • SP01 Presumption in favour of sustainable development. • SP02 Spatial Strategy. • SP03 Distribution of development. • SP04 Housing Requirement and Delivery • SP05 Employment Land Requirement and Delivery • SP13 Transport • DM09 Open Countryside. • DM22 Housing Mix • DM23 Affordable Housing • DM26 Housing in the Countryside • DM27 Self and Custom Build Housing • DM28 Specialist Housing • DM29 Gypsy, Traveller and 	<p>Unlikely. Policies in place that require that developments minimise pollutant emissions (policies SP08, SP13 and DM13). The most likely source of air pollution is from traffic. There are no A class roads within 200m of the European Sites in the Borough. The spatial strategy directs growth towards the main settlements of the borough. This approach seeks to ensure that the delivery of housing, employment and infrastructure is aligned, and to reduce the need to travel.</p>	<p>None. Work carried out by Craven District Council demonstrate that it is unlikely that air pollution is likely to have a significant effect of the European Sites. With levels of NO_x well below critical levels for the latest available records (2013-15)</p> <p>Allocations in 'made' neighbourhood plans are of an insufficient scale or proximity to European Sites to affect them in this way.</p>	<p>None. No A class roads within 200m of the European Sites.</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
Travelling Showpeople <ul style="list-style-type: none"> • DM43 Mixed Use Development • DM44 Out-of-centre retail and commercial development • DM45 Tourist facilities and accommodation • AL01 Housing site allocations • AL02 Employment site allocations 			

Name	North Pennine Moors SAC/SPA	
Authority Area(s)	Lancashire County Council, North Yorkshire Council, Westmorland and Furness Council, Cumberland Council, Durham County Council, Northumberland County Council.	
Site Description	SAC	The site covers the key moorland blocks of the Northern Pennines from Embsay Moor in the south through the Yorkshire Dales to Cumbria and Northumberland in the north.
	SPA	<p>The site is largely heather moorland, either as blanket bog or drier heathland, with smaller associated areas of wetland, grassland, bracken, scrub, woodland and cliff. The SPA comprises of some of the highest moorland within the UK with very few settlements. The main land use is grazing livestock and driven grouse shooting. Due to the topography of the land it is subject to high rainfall, low temperatures and strong winds year round.</p> <p>Moor House – Upper Teesdale National Nature Reserve lies at the heart of the SPA.</p>
Qualifying features	SAC	<p>The site hosts the following habitats listed under Annex I of article 4(4) of the Directive (92/43/EEC):</p> <ul style="list-style-type: none"> • Northern Atlantic wet heaths with <i>Erica tetralix</i>; ‘Wet heathland with cross-leaved heath’ • European dry heaths • <i>Juniperus communis</i> formations on heaths or calcareous grasslands; ‘Juniper on heaths or calcareous grasslands’ • Calaminarian grasslands of the <i>Violetalia calaminariae</i>; ‘Grasslands on soils rich in heavy metals’ • Siliceous alpine and boreal grasslands; ‘Montane acid grasslands’ • Semi-natural dry grasslands and scrubland facies: on calcareous substrates (<i>Festuco-Brometalia</i>); ‘Dry grasslands and scrublands on chalk or limestone’ • Blanket bogs • Petrifying springs with tufa formation (Cratoneurion); ‘Hard-water springs depositing lime • Alkaline fens; ‘Calcium-rich spring water-fed fens’ • Siliceous scree of the montane to snow levels (<i>Androsacetalia alpinae</i> and <i>Galeopsietalia ladani</i>); ‘Acidic scree’ • Calcareous rocky slopes with chasmophytic vegetation; ‘Plants in crevices in base-rich rocks’ • Siliceous rocky slopes with chasmophytic vegetation; ‘Plants in crevices on acid rocks’ • Old sessile oak woods with <i>Ilex</i> and <i>Blechnum</i> in the British Isles; ‘Western acidic oak woodland’ <p>... and qualifying species</p> <ul style="list-style-type: none"> • <i>Saxifraga hirculus</i>; Marsh saxifrage
	SPA	<p>Qualifying species listed under Annex I of the Wild Birds Directive:</p> <ul style="list-style-type: none"> • Golden plover (<i>Pluvialis apricaria</i>) • Hen harrier (<i>Circus cyaneus</i>) • Merlin (<i>Falco columbarius</i>)

Name	North Pennine Moors SAC/SPA	
Non-qualifying species of interest		
Unit site	SAC	103109.42ha
	SPA	147246.41
Vulnerabilities	Maintenance of the eco-systems on which the birds depend relies on appropriate grazing levels and burning regimes and overgrazing by sheep is a key pressure. Management of grazing is further complicated by the presence of a large number of commons within the SPA. Pressures outside the site, in particular the loss of bird feeding areas through agricultural intensification, increase the vulnerability of the bird populations.	
Conservation Objectives	SAC	Ensure that the integrity of the site is maintained or restored as appropriate, and ensure that the site contributes to achieving the Favourable Conservation Status of its Qualifying Features, by maintaining or restoring; <ul style="list-style-type: none"> • The extent and distribution of qualifying natural habitats and habitats of qualifying species • The structure and function (including typical species) of qualifying natural habitats • The structure and function of the habitats of qualifying species • The supporting processes on which qualifying natural habitats and the habitats of qualifying species rely • The populations of qualifying species, and; • The distribution of qualifying species within the site
	SPA	To maintain and enhance the mosaic of upland habitats to ensure to support and increase the breeding populations of the qualifying species. This also includes the reduction of human interference by disturbance.

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<p>Loss of supporting feeding sites outside of SPA may be associated with the following parts of Local Plan (low effect):</p> <ul style="list-style-type: none"> • Policy SP04 Housing Requirement and Delivery • Policy SP05 Employment Land Requirement and Delivery • Policy AL01 Housing Site Allocations • Policy AL02 Employment Site Allocations 	<p>Unlikely. The Local Plan does not allocate sites close to the European Site with the spatial strategy directing growth to the borough's main settlements. Wider policies lend support to the protection and/or enhancement of feeding sites/opportunities for feeding sites. Policy DM04: Biodiversity Net Gain requires that all development proposals deliver a measurable biodiversity net gain with Policy SP08 requiring proposals to avoid any negative impacts on irreplaceable</p>	<p>None. Neighbouring districts have policies in place that protect the sites and priority habitats that may serve as feeding sites.</p> <ul style="list-style-type: none"> • Craven – Policy ENV4 requires development to achieve net gain and avoid loss of priority habitats. • Burnley – Policy NE1 requires appropriate assessment for any development that is likely to have an effect on a European Site. The policy also requires priority habitats to 	<p>No significant LSE. Policies of both Pendle and neighbouring districts seek to protect the European Sites and the priority habitats that are likely to serve as supporting feeding sites.</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
	habitats and protected sites.	<p>be retained and enhanced within development sites.</p> <ul style="list-style-type: none"> • Ribble Valley Core Strategy – Policy EN4 requires developments to achieve net gain and avoid loss of priority habitats. • Bradford Core Strategy – Policy EN2 states that developments that are likely to effect the SPA/SAC require an appropriate assessment. • Calderdale Local Plan – Policy GN3 prevents any development that is likely to have an effect on the European Site. The policy also prevents development of priority habitats unless there are exceptional circumstances <p>The following Neighbourhood Plan policies assist with the protection of potential feeding sites:</p> <ul style="list-style-type: none"> • Barrowford Neighbourhood Plan policies BNDP07 and BNDP09 • Colne Neighbourhood Plan policies CNDP7, CNDP14 • Trawden Forest Neighbourhood Plan Policy 9. 	

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
Inappropriate management (No effect likely)	None	None	No LSE. The local plan does not affect the management of the site.
Changes in hydrology and water quality (No effect likely)	<p>None. The North Pennines SPA sits outside the plan area and is above the source of watercourses in the plan area which flow into the Aire and Ribble catchments. Development is not directed to areas which would influence the SPA.</p> <p>Water management is addressed policies SP09 and DM02. Further protection against pollution of water supply is set out in Policies DM13 and DM14. Policies SP09 and DM01 adopts water efficiency measures to reduce pressure on water supply.</p> <p>The Local Plan does not allocate sites close to the European Sites with the spatial strategy directing growth to the borough's main settlements.</p>	<p>United Utilities and Yorkshire Water Resources Management Plans (both 2019) state that the water supply shortages can be managed by addressing leakages, managing demand, and securing enhancements in the efficient use of water.</p> <p>Policies encouraging sustainable drainage systems are in neighbouring district plans.</p>	<p>No LSE. Policies of both Pendle and neighbouring districts encourage sustainable drainage systems.</p> <p>United Utilities and Yorkshire Water have sufficient strategies that do not require further abstraction of water beyond the life of the Local Plan.</p>
Pet predation (No effect likely).	None. Housing development is directed close to the existing settlements. No sites are allocated within 400m of the European Sites. Proposals would not affect the North Pennines SPA in this way.	<p>None. No sites in neighbouring districts are allocated within 400m of the European Sites.</p> <p>There are no sites within Neighbourhood Plans allocated within 400m of a European Site.</p>	No LSE
Recreation – Disturbance of ground nesting birds and vegetation associated with the following policies (low effects):	Unlikely. The spatial strategy directs development towards the main settlements of the borough. Opportunities for	None. Bradford, Calderdale, Kirklees and Craven Plans have taken recreational pressure into account within their plans. It is expected	<p>No LSE.</p> <p>Policy in place to alleviate or avoid recreational pressures.</p>

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<ul style="list-style-type: none"> Policy SP04 Housing Requirement and Delivery Policy SP05 Employment Land Requirement and Delivery Policy AL01 Housing Site Allocations Policy AL02 Employment Site Allocations 	development in areas outside of settlements are limited (policy DM09). The plan has a number of policies which help to protect and maintain recreation opportunities in the borough (including policies DM06, DM30, DM31, DM32). The Borough is some distance from the European Site.	<p>that other authorities in preparing their plans will produce similar policies.</p> <p>‘Made’ Neighbourhood Plans contain a number of policies which help to relieve recreational pressures on European Sites:</p> <ul style="list-style-type: none"> Barrowford Neighbourhood Plan policies BNDP07 and BNDP09 Colne Neighbourhood Plan policies CNDP7, CNDP10, CNDP11 Kelbrook and Sough Neighbourhood Plan policy KS PATH Trawden Forest Neighbourhood Plan Policy 9. 	
<p>Renewable energy developments causing bird mortality/injury may be associated with the following policies (low effects):</p> <ul style="list-style-type: none"> SP08 Towards Zero Net Carbon DM03 Renewable Heat and Energy 	Unlikely. Policies SP08 and DM03 prevent the development of wind turbines in unsuitable locations. The Local Plan does not allocate specific sites for renewable energy.	None. It is unlikely that projects in neighbouring authorities would be granted planning permission which would also have this potential effect.	None. Policies adequate to protect the European Sites.
<p>Eutrophication of wet and dry heaths due to air pollution may be associated with the following policies (low effect):</p> <ul style="list-style-type: none"> Policy SP04 Housing Requirement and Delivery Policy SP05 Employment Land 	Unlikely. Policies in place that require that developments minimise pollutant emissions (policies SP08, SP13 and DM13). The most likely source of air pollution is from traffic. There are no A class roads within 200m of the European Sites in the Borough. The spatial strategy	None. Work carried out by Craven District Council demonstrate that it is unlikely that air pollution is likely to have on European Sites. With levels of NO _x well below critical levels for the latest available records (2013-15)	None. No A class roads within 200m of the European Sites.

Potential Effects on the site	Likely Significant Effects due to Local Plan (as modified)?	Possible effects in combination with other plans and/or projects	Conclusion
<p>Requirement and Delivery</p> <ul style="list-style-type: none"> • Policy AL01 Housing Site Allocations • Policy AL02 Employment Site Allocations 	<p>directs growth towards the main settlements of the borough. This approach seeks to ensure that the delivery of housing, employment and infrastructure is aligned, and to reduce the need to travel.</p>	<p>Allocations in 'made' neighbourhood plans are of an insufficient scale or proximity to European Sites to affect them in this way.</p>	

Name	North Pennine Dales Meadows SAC
Authority Area(s)	Lancashire County Council and North Yorkshire Council.
Site Description	<p>The North Pennine Dales Meadows SAC is a series of isolated fields located in the higher parts of enclosed valley bottoms throughout the north Pennine and Cumbrian valleys. The SAC is made up of 58 component Sites of Special Scientific Interest (SSSI). These are located in the counties of Lancashire, Cumbria, North Yorkshire, Durham and Northumberland.</p> <p>The SAC contains a major part of the remaining mountain hay and purple grass meadows in the UK.</p> <p>Not all parts of the SAC have the potential to be affected by the Development Plan. As a result, those SSSI units closest to the Borough have been taken into account. These include Bell Sykes Meadows, Langcliff Cross Meadow and Myttons Meadows.</p>
Qualifying features	<p>The site hosts the following habitats listed under Annex I of article 4(4) of the Directive (92/43/EEC):</p> <ul style="list-style-type: none"> • Mountain hay meadows • Molinia meadows on calcareous, peaty or clayey-silt-laden soils (<i>Molinia caerulea</i>); Purple moor-grass meadows
Non-qualifying species of interest	
Unit site	497.09ha
Condition	<p>Hay meadows are a man-made habitat that depend on low fertility soils and traditional methods of management. They are grazed over the winter months predominantly by cattle and then closed during spring and summer when a hay crop is taken in July/August. This type of management prevents species dominating and allows a diverse sward. Species rich meadows can support up to 30 species per square metre and up to 120 species per field.</p> <p>This type of management is no longer economic and more modern forms of management result in the destruction of this valuable habitat.</p>
Conservation Objectives	The conservation objectives of these sites is to maintain and enhance the meadows.

Potential Effects on the site	Likely Significant Effects due to Local Plan? (as modified)	Possible effects in combination with other plans and/or projects	Conclusion
Loss of extent of the area covered by the meadows	None	None	None. The plan or others in combination will not affect the extent of the meadows.
Inappropriate Management	None	None	No LSE. The plan will not affect the management of the site. The SAC is isolated from any settlements within the Borough.

Name	Bowland Fells SPA
Authority Area(s)	Lancashire County Council
Site Description	<p>The Bowland Fells SPA is contiguous of the Bowland Fells SSSI. The fells form the main upland block of moorland within Lancashire known as the Forest of Bowland.</p> <p>The fells are made up of peat bog and moorland with the occasional gritstone outcrop and is characterised by fell top plateaus above 250m dissected by stream and river valleys. The highest point is Wards Stone (561m).</p> <p>The SPA does not include the area of the Forest of Bowland Area of Outstanding Natural Beauty which surrounds Pendle Hill.</p>
Qualifying features	<p>Qualifying species listed under Annex I of the Wild Birds Directive:</p> <ul style="list-style-type: none"> • Hen harrier (<i>Circus cyaneus</i>) • Merlin (<i>Falco columbarius</i>)
Non-qualifying species of interest	
Unit site	16002.31ha
Vulnerabilities	Favourable nature conservation status of the site depends on appropriate levels of sheep grazing, sympathetic moorland burning practice, sensitive water catchment land management practices and ongoing species protection.
Conservation Objectives	<ul style="list-style-type: none"> • Restore the size of the breeding populations of Hen Harrier populations to above 12 breeding pairs. • Restore the size of the breeding populations of Merlin populations to above 21 breeding pairs. • Maintenance and restoration of habitats that support both species.

Potential Effects on the site	Likely Significant Effects due to Local Plan? (as modified)	Possible effects in combination with other plans and/or projects	Conclusion
Changes in land management	None	None	No LSE. The plan will not affect the management practices.
Inappropriate management	None	None	No LSE. The plan will not affect the management of the site.
Game management (Grouse)	None	None	No LSE. The plan will not affect the management of the site.
Recreation – Disturbance of ground nesting birds and vegetation associated with the following policies: <ul style="list-style-type: none"> • Policy SP04 Housing Requirement and Delivery • Policy SP05 Employment Land 	Unlikely. The spatial strategy directs development towards the main settlements of the borough. Opportunities for development in areas outside of settlements are limited (policy DM09). The plan has a number of policies which help to support	None. Bradford, Calderdale, Kirklees and Craven Plans have taken recreational pressure into account within their plans. It is expected that other authorities in preparing their plans will produce similar policies.	No LSE. Policy in place to alleviate or avoid recreational pressures.

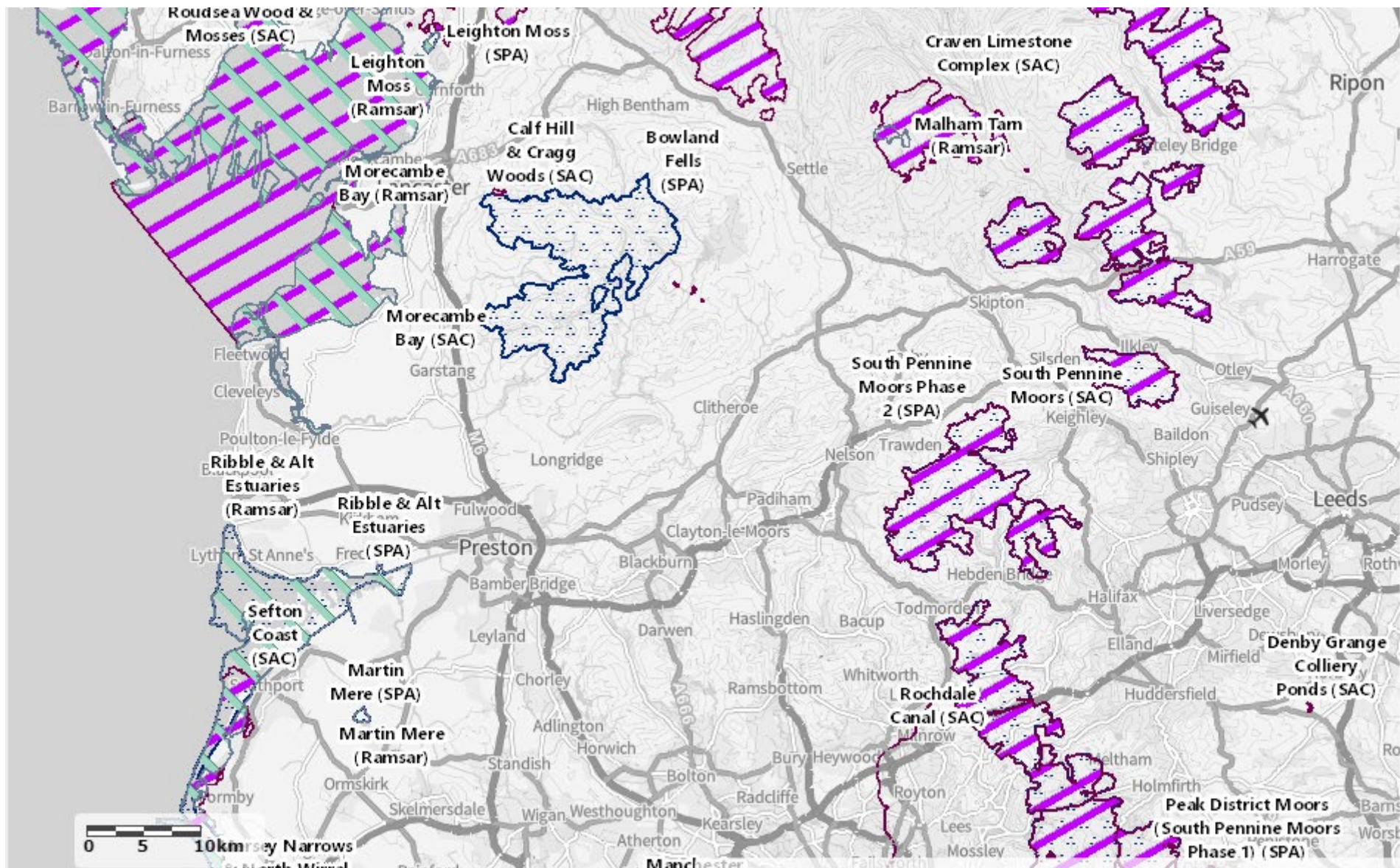
Potential Effects on the site	Likely Significant Effects due to Local Plan? (as modified)	Possible effects in combination with other plans and/or projects	Conclusion
<p>Requirement and Delivery</p> <ul style="list-style-type: none"> • Policy DM45 Tourist facilities and accommodation. • Policy AL01 Housing Site Allocations • Policy AL02 Employment Site Allocations 	<p>recreation opportunities in the borough (including policies DM06, DM30, DM31, DM32).</p>	<p>'Made' Neighbourhood Plans contain a number of policies which help to relieve recreational pressures on European Sites:</p> <ul style="list-style-type: none"> • Barrowford Neighbourhood Plan policies BNDP07 and BNDP09 • Colne Neighbourhood Plan policies CNDP7, CNDP10, CNDP11 • Kelbrook and Sough Neighbourhood Plan policy KS PATH • Trawden Forest Neighbourhood Plan Policy 9. 	

Name	Ribble and Alt Estuaries SPA and RAMSAR	
Authority Area(s)	Lancashire County Council and Merseyside Combined Authority	
Site Description	SPA	The Ribble and Alt Estuaries SPA lies on the coast of Lancashire and Sefton. The site consists of extensive areas of sandflats and mudflats, as well as large areas of saltmarsh, particularly in the Ribble. There are also areas of coastal grazing marsh.
	RAMSAR	A large area including two estuaries which form part of the chain of west coast sites which fringe the Irish Sea. The site is formed by extensive sand and mudflats backed, in the north, by the saltmarsh of the Ribble Estuary and, to the south, the sand dunes of the Sefton Coast. The tidal flats and saltmarsh support internationally important populations of waterfowl in winter and the sand dunes support vegetation communities and amphibian populations of international importance.
Qualifying features	SPA	<p>Qualifying species listed under Annex I of the Wild Birds Directive:</p> <ul style="list-style-type: none"> • Bewick's Swan (<i>Cygnus columbianus bewickii</i>) • Whooper Swan (<i>Cygnus cygnus</i>) • Pink-footed Goose (<i>Anser brachyrhynchus</i>) • Common Shelduck (<i>Tadorna tadorna</i>) • Eurasian Wigeon (<i>Anas penelope</i>) • Eurasian Teal (<i>Anas crecca</i>) • Northern Pintail (<i>Anas acuta</i>) • Eurasian Oystercatcher (<i>Haematopus ostralegus</i>) • Ringed Plover (<i>Charadrius hiaticula</i>) • European Golden Plover (<i>Pluvialis apricaria</i>) • Grey Plover (<i>Pluvialis squatarola</i>) • Red Knot (<i>Calidris canutus</i>) • Sanderling (<i>Calidris alba</i>) • Dunlin (<i>Calidris alpina alpina</i>) • Ruff (<i>Philomachus pugnax</i>) • Black-tailed Godwit (<i>Limosa islandica</i>) • Bar-tailed Godwit (<i>Limosa lapponica</i>) • Common Redshank (<i>Tringa tetanus</i>) • Lesser Black-backed Gull (<i>Larus fuscus</i>) • Common Tern (<i>Sterna hirundo</i>) <p>And also water bird and sea bird assemblages</p>
	RAMSAR	<ul style="list-style-type: none"> • Supports up to 40% of the Great Britain population of Natterjack toad (<i>Bufo calamita</i>) • Bird assemblage of international importance • Qualifying species: <ul style="list-style-type: none"> • Bewick's Swan (<i>Cygnus columbianus bewickii</i>) • Whooper Swan (<i>Cygnus cygnus</i>) • Pink-footed Goose (<i>Anser brachyrhynchus</i>) • Common Shelduck (<i>Tadorna tadorna</i>) • Eurasian Wigeon (<i>Anas penelope</i>) • Eurasian Teal (<i>Anas crecca</i>) • Northern Pintail (<i>Anas acuta</i>) • Eurasian Oystercatcher (<i>Haematopus ostralegus</i>) • Ringed Plover (<i>Charadrius hiaticula</i>) • European Golden Plover (<i>Pluvialis apricaria</i>)

Name	Ribble and Alt Estuaries SPA and RAMSAR	
		<ul style="list-style-type: none"> • Grey Plover (<i>Pluvialis squatarola</i>) • Red Knot (<i>Calidris canutus</i>) • Sanderling (<i>Calidris alba</i>) • Dunlin (<i>Calidris alpina alpina</i>) • Ruff (<i>Philomachus pugnax</i>) • Black-tailed Godwit (<i>Limosa islandica</i>) • Bar-tailed Godwit (<i>Limosa lapponica</i>) • Common Redshank (<i>Tringa tetanus</i>) • Lesser Black-backed Gull (<i>Larus fuscus</i>) • Common Tern (<i>Sterna hirundo</i>)
Non-qualifying species of interest		
Unit site	SPA	12,449.92ha
	RAMSAR	13,464.1ha
Vulnerabilities		Coastal erosion and reduction of sand dune habitat due to pine plantations.
Conservation Objectives	SPA	<p>Ensure that the integrity of the site is maintained or restored as appropriate, and ensure that the site contributes to achieving the aims of the Wild Birds Directive, by maintaining or restoring;</p> <ul style="list-style-type: none"> • The extent and distribution of the habitats of the qualifying features • The structure and function of the habitats of the qualifying features • The supporting processes on which the habitats of the qualifying features rely • The population of each of the qualifying features, and, • The distribution of the qualifying features within the site.

Potential Effects on the site	Likely Significant Effects due to Local Plan? (as modified)	Possible effects in combination with other plans and/or projects	Conclusion
Water quality	None. Policy SP09 addresses water quality. Policy DM13 requires that all developments minimise the risk of pollution. Policies SP08 and DM01 seek to ensure that proposals use water efficiently.	None.	No LSE. Policies are adequate to prevent instances of pollution resulting from development.
Inappropriate management	None	None	No LSE. The plan will not affect the management of the site.
Loss of habitat	None. The designated area is a significant distance from the borough.	None	No LSE. The SPA/RAMSAR site is outside the borough.

Appendix 3: Maps of European Sites in relation to the Borough of Pendle



Source: Magic Map (DEFRA) <https://magic.defra.gov.uk/magicmap.aspx>

