

## **Appendix 5: Comments made in response to the Local Plan Scoping Consultation**

## Appendix 5: Local Plan Scoping Report – Consultation Summary

| Responder   | Comment/Issue Raised   | PBC Response  | Action   |
|-------------|--|---|--|
| A. Ashcroft | Neighbourhood Plans should be included within the evidence base.   | Strategic policies inform neighbourhood plans. Regard will be given to existing neighbourhood plans through plan preparation where there is overlap between policies.   | No change to planned approach.   |
| A. Ashcroft | Plan period should start and end using the calendar year.  | This would not align to monitoring undertaken by the Council which uses the financial year. No issues created by keeping to the financial year provided the dates are made clear.   | None.  |
| A. Ashcroft | Emphasis placed on securing a greener Pendle. More houses need more jobs resulting in higher development pressure. | Securing accessibility and improvements to the green infrastructure network will be set out and secured through planning policy. Local Plan must however accord with national planning policy particularly in relation to its position in regards to housing and economic growth.                 | None.  |
| A. Ashcroft | Priority should be given to regenerating deprived wards and use of PDL.  | Specific approach would conflict with NPPF but strategy should encourage development of PDL first. Need to balance the benefits of this strategy with requirements of the NPPF re: deliverability of the spatial strategy particularly with regards to viability and infrastructure requirements. | None direct, however careful consideration of deliverability needed through the site allocation process. |
| A. Ashcroft | Are strategic objectives ranked?   | Not ranked but secured as a collective where relevant (see – NPPF sustainable development definition for planning).   | None.  |
| A. Ashcroft | Objective 6 should be expanded to include protecting the Open Countryside.   | Countryside is protected through wider policies of the Local Plan. Protections outlined reflect the hierarchy set in the NPPF. Inclusion of protecting the open countryside could   | Review strategic objectives to consider whether reference re: open countryside can be made.              |

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|             |  | work within the framework noting reference made within the NPPF to tranquillity etc.   |   |
| A. Ashcroft | Policies needed re: retail to respond to Objective 7.  | Policies will feature in the Local Plan.   | None.   |
| A. Ashcroft | Can see the logic of a hinterland approach. Concern raised of villages losing identity.  | Concern is acknowledged. This requires further consideration within policy development.  | Consider issue through development of policy approach and supporting text.  |
| A. Ashcroft | Barnoldswick shouldn't be left out as a focus for development.   | Policy would set out the role of each settlement. It is anticipated that policies would make clear of the specific role Barnoldswick has a focus for development but also that the town is more limited in terms of its sustainability than those settlements within the M65 corridor. | None specific.  |
| A. Ashcroft | Why is country park as a designated being deleted?   | No policy is relevant to this designation. Areas protected via other policies sufficient to maintain the integrity of these areas.   | None.   |
| A. Ashcroft | Policies map can be difficult to use with all the layers included.   | Difficult to simplify the Policies Map further. Could be that certain layers are switched off as a default when loaded but this could lead to mistakes and misinterpretation. Removal of outdated policy designations will help with this issue.                                       | None specific.  |
| A. Ashcroft | Monitoring – data should be provided at a ward level.  | Unclear what benefit this would have especially when the spatial strategy will not disaggregate the borough to this level. Creates significant cost burdens for the Council.   | None.   |
| A. Ashcroft | Objects to proposal for review of the Local Plan where housing delivery is below 75% of its need over a rolling 3-year period. | Comments noted. The requirement for a review mechanism within the Local Plan will be considered during the plan preparation process.   | Plans are reviewed every 5-years. Annual monitoring helps to inform this process. Determine whether a specific mechanism is required. |

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| A. Ashcroft               | Policies map should differentiate between BHS, LNR and LNI   | This would create added complexity to the policies map with minimal benefit to the user.   | None.  |
| A. Ashcroft               | On the Policies Map Ball Grove Park is not included as an LNR. Is the data out-of-date?  | The policies map is probably out-of-date in this regard.   | Review Policies Map in response to query.  |
| Barrowford Parish Council | Proposed plan period would not provide the desired 15-year adoption period if plan preparation were to slip.   | Some flexibility is provided within the timetable and period outlined to create the required 15-year timescale. Planning beyond 2040 would create problems within evidence base regarding the reliability of data. It would also necessitate the need to allocate further land for development.                                | None.  |
| Barrowford Parish Council | The vision must be realistic and not commit the Council towards the attainment of unrealistic policy expectations which are likely to result in inadvertent adverse consequences. The vision should emphasise and priorities the need to tackle deprivation. | The NPPF seeks plans and policies which are realistic but aspirational. The deprivation and inequalities experienced in Pendle are acknowledged as being a major issue for the borough especially as this continues to widen. A multifaceted and complementary approach is needed aligned to other priorities for the borough. | Comments noted and to be taken into account in the development of the vision and spatial strategy. |
| Barrowford Parish Council | Key priorities should include:<br>Housing inequality and regeneration.<br>Attracting new business formation and innovation.<br>Promoting transport connectivity of Pendle with neighbouring authorities  | Key priorities outlined are supported in evidence. However, these cannot be achieved without the delivery of more ambitious and positive approach to development including housing.  | None directly.   |
| Barrowford Parish Council | Series of specific questions related to climate change asked.  | The Local Plan provides an important opportunity to ensure that the location, type and quality of development occurring over the plan period assists with the Council's ambition to be zero carbon.  | None directly.   |
| Barrowford Parish Council | Series of specific questions related to flood risk asked.  | The Local Plan will update the Council's policies for flood risk to align with the latest  | None directly.   |

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|                           |  | standards and requirements with the policies drawn up in close dialog with LCC and the EA.   |   |
| Barrowford Parish Council | Comments made re: Levelling up Bill and local funding.   | Levelling up may provide opportunities to Pendle to regenerate deprived areas. The Local Plan plays a key role in securing and directing this investment.  | None directly.  |
| Barrowford Parish Council | Suggestion made of an alternative spatial strategy with fourth tier of edge of M65 corridor settlements where requirements would be lower.   | Places Barrowford in the same category of key service villages despite clear evidence of enhanced level of service provision within the settlement. Also hard as where to draw the line. How would you justify parts of Colne being included and parts not? Hinterland approach should achieve what is desired through the response. | None.   |
| Barrowford Parish Council | Concern raised re: proposed changes to policy designations including:<br>Open Countryside/Settlement Boundaries<br>Town Centres<br>Local Shopping Frontages<br>Allocations<br>Protected Car Parks<br>Sites of Settlement Character | Changes are proposed to ensure that boundaries reflect changes which have taken place since they were drawn up including changes to national planning policy and overall development needs. Any changes made will be supported in evidence and in consultation with the public, statutory bodies and parish councils.                | None directly.  |
| Barrowford Parish Council | Complex layering makes policies map hard to use. Number of layers appearing on opening the map should be reduced.  | Difficulty in choosing which layers to remove. Also could result in mistakes/misinterpretation of policy. Removing layers, also requires the user to add layers. Requiring IT skills and some understanding of local policy which is often far from universal.   | None.   |
| Barrowford Parish Council | Should include monitoring of regeneration areas.   | Areas not defined and lack funding or any specific programme. Issue of further   | Regeneration Areas – issue for further discussion and consideration |

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|                           |  | discussion should these come up during plan preparation.  | through the plan preparation process.   |
| Barrowford Parish Council | Obsession with Housing Numbers. Disagree with policy mechanism.  | Reflects a major priority of the government. The plan will contain measures which apply before a review is necessary to encourage delivery.   |   |
| Home Builders Federation  | Duplication of Presumption in not necessary adding to document length.   | Inclusion enables implementation should national policy alter.  | Review need for policy. Could policy approach be revised to set out what the presumption means in Pendle? |
| Home Builders Federation  | There is need for the Council to consider if there is any evidence for increasing the housing requirement above the minimum level set out by the standard method.                            | The Housing Needs Assessment will do this. The decision whether to accept this evidence will be for the Council to justify.   | None.   |
| Home Builders Federation  | The Council should not set out requirements re: climate change that exceed those required by the government. Local targets may be counterproductive and harm achievement of national policy. | No evidence of this. The standards of the plan will be informed by local evidence to meet the corporate aims re: climate change. Standards will be aligned to those already recognised and in place elsewhere in the country. | None.   |
| Home Builders Federation  | Broad issues and policies feed into climate change and addressing its affects. These policies themselves affect viability. There is a need for stakeholder involvement to secure this.       | Acknowledged. Opportunities will be provided to ensure this.  | None  |
| Home Builders Federation  | Not appropriate to suggest that green belt will remain unaltered at this stage.  | Scoping reports sets out that it is unlikely that the designation will be required to be altered subject to further evidence gathering and consultation during the plan preparation process.                                  | None.   |
| Home Builders Federation  | Supportive of proposal for review should housing delivery fall however plan should include shorter term measures to address  | Agreed. The Local Plan includes a policy addressing this point.   | None.   |

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|                  | housing land supply shortages where they occur.   |   |   |
| Historic England | Highlights the importance of the need to understand the historical environment in Pendle. Not just as a list but its social significance to the community.  | Comments noted.   | None directly.  |
| Historic England | Historic environment and the importance of this for Pendle should be integrated into the vision. This will provide the plan with important grounding for local policies to be developed and seek to address.  | Agreed.   | Historic environment – specifically local to Pendle – to be considered through the  |
| Historic England | Suggested rewording of historic environment objective to relate to assets rather than sites to recognise that the historic environment extends beyond a “site”.   | Agreed.   | Wording should be amended as per the wording proposed.  |
| Historic England | The Local Plan should include a proper description and assessment of the historic environment and the contribution it makes to the area. The Plan needs to describe historical growth of the area and identify its historic environment. It should also clearly identified the different places their character and identity and the contribution made to all aspects of life for Pendle. | The Council has a broad evidence base which can be relied upon to ensure that the Local Plan conserves the historic environment, this includes a range of literature relating to mill sites and listed buildings within Pendle, adopted Conservation Area Appraisals and Historic Town Surveys for Colne, Nelson and Barnoldswick. In addition, the Council has worked closely with Growth Lancashire and local Town and Parish Councils to identify a list of non-designated sites for Pendle. Growth Lancashire’s services continues to be engaged for planning. The SA baseline is informed by an thorough understanding of the borough’s growth over time and its historic environment. | Consider the need for any further evidence relating to the historic environment in consultation with Historic England (for example site specific) |

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| Historic England | The historic environment is interlinked with many key issues grappled with through the local plan, and has a role in supporting the achievement of these. Consideration should be given to these relationships through plan making. The policies of the plan should be directly to relate to the specific historic environment(s) relevant and important to Pendle, planning a positive approach. | Agreed. This adds value to the policy and provides a clearer message to users of the policy with better outcomes for the historic environment and wider community. The plan is to be read and implemented as whole and any cross referenced should be minimised. | Review strategic historic policy to see how it can be altered to address the historic environment of Pendle whilst maintaining a consistent approach with the NPPF. Work with Historic England to develop an agreeable and workable approach which is consistent with the needs of the historic environment both in terms of consistent with its conservation in accordance with national planning policy but also so its reflects local needs, issues, and opportunities. |
| Historic England | Lists key issues to be considered through the policy development process for historic environment DM policies   | Comments Noted.  | Comments Noted.  |
| Historic England | Sets out the headline issues which need to be considered through the site allocation process with regards to the Historic Environment. This also needs to address the issue of mitigation where justified. This work can inform the policies for the development of the sites themselves setting out how a development should come forward or what needs to be taken into account.                | Comments noted.  | Comments noted. HIA may be needed for specific sites allocated in the Local Plan.  |
| J. Turley        | Climate change appears to be treated separately when it is all encompassing.  | Agreed. Climate change and managing its effects is a key issue and crosses strategic policy areas.   | Consider how the issue of climate change can be integrated into policies.  |
| J. Turley        | Climate change affects need close monitoring given importance.  | Difficulty is monitoring these effects. Cost and resource of the Council which is not available.   | Review whether further indicators exist re: climate change which are   |



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|   |  |   | free and accessible and do not result in greater resource pressures.   |
| Lancashire County Council (Historic)      | Pendle Council does not maintain or have access to Lancashire Historic Environment Record. This creates a gap in the evidence weakening the plan and leaving it open to third party objection. Proposals to prepare the plan within data from the HER would not be consistent with PPG. The absence of HER data means that it is difficult for applicants to meet Policy ENV1 of the Core Strategy as it stands. Site allocations are also not assessed against up-to-date HER records meaning that archaeological remains may have unnecessarily been lost. | Comments noted. The Historic Record is to be consulted during the preparation of the Local Plan.                                    | Obtain records for sites to be allocated and potentially sites second or third.  |
| Lancashire County Council (Flood Risk)    | Supports review of existing policy. Would welcome a meeting with officers and other relevant authorities to further discuss the content of local policy in order to promote robust policies relating to surface water management and sustainable drainage on developments.   | Comments noted.   | A meeting will be arranged with the LLFA and other relevant consultees to consider an appropriate approach.                    |
| Lancashire County Council (Public Health) | Recommend specific consideration is given to health equity when developing policies within the proposed local plan.  | It is proposed that policies of the local plan will consider the matter of public health where this is relevant.                    | None direct. Would be useful to gain a future steer on this issue one policies have been developed.                            |
| Lancashire County Council (Public Health) | Useful data and publications provided re: health in Pendle and the effects of hot food takeaways on health.  | Submission of updated evidence and guidance is welcomed.  | Review documents and data submitted and reference in policy.   |
| Lancashire County Council (Public Health) | Request the following policy measures:<br>1. Refuse new hot food takeaways within wards where 10% more of  | The representation shows there is a case for policy restrictions to be applied through policy. Wording would need to be adjusted to | Consider applying recommended policy adjustments. Request meeting with relevant members at LCC to gain an understanding on the |

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|   | <p>reception pupils or 15% or more of year 6 pupils are classed as obese.</p> <ol style="list-style-type: none"> <li>2. Refuse new hot food takeaways within wards which fall within the 20% most deprived areas in England.</li> <li>3. A 400m restriction zone for sui generis hot food takeaway use surrounding secondary schools.</li> </ol> | ensure soundness in accordance with the NPPF.   | key evidence and data supporting this.  |
| Lancashire County Council (Public Health) | Recommend that 100% of all new build homes should be built in accordance with the requirements laid out in M4(2) accessible and adaptable dwellings unless this is superseded by M4(3) building regulations or other specialist requirements.  | Evidence provided in support of policy application which is welcomed. Some concern over the effect policy will have on viability however suggested wording is flexible enough to overcome this issue.   | Consider adoption suggested approach with precise wording to be agreed.   |
| Lancashire County Council (Public Health) | Recommend that Active Design Principles are incorporated into the requirements of the plan.  | Policy approach clearly explained with some evidence to underpin this. Developing places which encourage engagement in physical activity will embed public health principles into the built environment and actively help to address key indicators of deprivation within Pendle. Issue is added cost and effect on viability but could be worked into the policy approach re: design to ensure sufficient flexibility and encourage policy compliance. | Worth reviewing policy approach and seeing how active design could be accommodated and secured through policy.  |
| Lancashire County Council (Transport)     | <p>Suggestion to contact County Council's transport planning team re: Travel Guide requirements.</p> <p>Active Travel England to become a statutory consultee next year.</p> <p>Local Cycling and Walking Investment Plan currently being prepared. LCC fully expect the LCWIP to be fully embedded into Local</p>                               | Comments noted and acknowledged.  | <p>Arrange meeting/contact LCC transport planners re: Travel Plan requirements.</p> <p>Review LCWIP and consider how the Local Plan should align with this.</p> |

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|                    | Plans. There is a need for the two documents to be in sync.   |   |   |
| Lidgett and Beyond | Strongly supports the idea of a Pendle Design Code and the ongoing review and updating of the range of SPDs   | Comments Noted  | None Direct.  |
| Lidgett and Beyond | Feel that the ‘personalities’ and the achievements, ambitions and aspirations of each of the major towns and the rural areas should be acknowledged and reflected. This may lead to different development plans for each. | Acknowledge the unique differences between the settlements within Pendle and potential for bespoke policy response however these need to connect to provide a comprehensive and logical overall approach for Pendle as a whole.   | Think about how spatial strategy could work account for specific differences between places to provide a coherent planning strategy but one which enables responses to be made to settlement or area specific issues. |
| Lidgett and Beyond | Comments re: Housing Mix. New supply dominated by 3-4beds.  | The supply provided in recent years has helped to diversify the housing stock available in the borough meeting the needs of families and provide stock which is of a higher quality. The stock provided is broadly consistent with policies of the Core Strategy. It is acknowledged that the supply of smaller and more affordable dwellings have been unfortunately limited and this to a significant degree has been led by viability considerations such as the need to maintain a sufficient supply to provide a 5 year housing land supply. | Housing Mix to be informed by the HNA and viability update. No further actions required.  |
| Lidgett and Beyond | Suggest that strategic policies also make mention to the role of Local Green Spaces.  | By definition Local Green Spaces are not strategic, though they do represent policy designations which affect where and what forms of development can take place.   | None.   |
| Lidgett and Beyond | Developer contributions definitely needs to be tackled as community infrastructure  | Policies must be deliverable and respond to supporting evidence. Cannot adopt an unrealistic plan which is not deliverable.   | Policy to be developed, but no direct response to comment required.   |

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|                    | provision has been poor despite profits made by developers.   |   |   |
| Lidgett and Beyond | Concern at hinterlands proposal is that the villages will lose their identity and that boundaries will start to blur both physically and in terms of needs. | The issue raised within this comment is acknowledged and required careful consideration to ensure that this cannot be allowed to happen through the implementation of this policy. The proposed approach has been derived to take pressure off villages and focus growth towards the larger and more sustainable settlements. | Carefully consider comment in developing the policy approach.     |
| Lidgett and Beyond | Missing designation from Policies Map is Local Green Space.   | Acknowledged. Local Green Spaces are set out within the Barrowford Neighbourhood Plan and emerging Colne Neighbourhood Plan.  | Insert Local Green Space to Policies Map.                         |
| Lidgett and Beyond | Map layer tab at the bottom which has graphics/captions which are too large and take up too much of the visible screen.                                     | Comments acknowledged   | To be considered and potentially discussed further with Blue Fox. |
| Lidgett and Beyond | Presume that there will be opportunities to make small changes to the plan. For example adding allocations/designations.                                    | The would need to be conducted through a partial review of the plan and require its formal examination (on the altered part)  | None.   |
| Maddox Planning    | Settlement hierarchy/spatial strategy should prioritise the sustainable delivery of the housing requirement in response to climate change.                  | The locational sustainability of housing is recognised as a key influencer in tackling climate change.  | Issue to be taken into account through the spatial strategy       |
| Maddox Planning    | Matter of settlement boundaries should be considered as a strategic objective to the plan.  | Not sure that settlement boundaries are a strategic issue though noted that they influence what type of development is permitted where to a degree. Settlement boundaries are to be reviewed through the Local Plan as a set out through the Scoping Report.  | None.   |

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| Maddox Planning                          | Sphere of influence approach must not be at the cost of a common approach for planning in Pendle.  | This is acknowledged. A holistic approach is necessary which is joined by common core principles providing a aligned approach at a borough wide level.   | Comments to be taken into account in policy formation.                     |
| Natural England                          | Would welcome updates to Green Belt Assessment, Green Infrastructure Strategy and Open Space Audit.  | No case put forward to support comments made.  | None in direct response to comment.  |
| Natural England                          | The theme of the natural environment and access to open spaces should form a key part of the plan's vision.  | Agreed.  | To be considered through the vision formulation.                           |
| Natural England                          | Key priorities for Pendle include: <ul style="list-style-type: none"> <li>- Conserve, enhance and incorporate the natural environment into both urban and rural landscapes.</li> <li>- Enhancing the energy efficiency of households, particularly in Brierfield and Nelson where 25% of all households are estimated to be in fuel poverty.</li> <li>- Introducing enterprise zones to aid diversification of employment opportunities within the rural economy.</li> </ul> | Point 1 – broad issue however it is important to be accounted for through the Local Plan.<br>Point 2 – Key issue for Pendle and an issue likely to worsen during the plan period.<br>Point 3 – Could create sustainability issues within the rural areas and negatively impact the landscape and wildlife. A policy approach is preferred. | Further consideration of points 1 and 2 to be given in policy development. |
| Natural England                          | Policies Map – A search feature by grid reference/postcode would be useful.  | Agreed. This would improve the user friendliness of the policies map   | Raise with map provider. Is this function available?                       |
| Natural England                          | Further comments made regarding peat and the development of peat land.   | Comments acknowledged.   | Comments to be addressed through policy/supporting text.                   |
| Neil Jones Planning (Skipton Properties) | There is need for the Council to consider if there is any evidence for increasing the housing requirement above the minimum level set out by the standard method.  | The Housing Needs Assessment will do this. The decision whether to accept this evidence will be for the Council to justify.  | None.  |

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| Neil Jones<br>Planning (Skipton<br>Properties)  | Not appropriate to suggest that green belt will remain unaltered at this stage.   | Scoping reports sets out that it is unlikely that the designation will be required to be altered subject to further evidence gathering and consultation during the plan preparation process.  | None.  |
| Smith and Love<br>(Nelson and<br>Colne College) | Updated Playing Pitch Strategy is needed.   | The Council will review whether any additional updates to supporting evidence base documents are required.  | Determine whether an updated Playing Pitch Strategy is required.       |
| Smith and Love<br>(Nelson and<br>Colne College) | Significant concern that the Colne Neighbourhood Plan is being prepared ahead of the Local Plan.  | Nothing preventing this. The Neighbourhood Plan may need to adopt a future review to ensure conformity with the strategic policies of the emerging local plan.  | Could suggest this within representations to Colne Neighbourhood Plan. |
| S. Nike   | Sustainability, the effects on the environment and social considerations should be at the top of your agenda.<br>Prioritise brownfield sites near town centres to encourage walking and public transport – especially important given the ageing population and reducing car journeys.<br>Funding sources and use of existing vacant stock will make a valuable contribution. | Comments noted, the essence of these will likely feature as far as possible within the Local Plan however must be balanced against the requirements of national planning policy such as meeting housing needs in full, enabling positive economic growth and ensuring the deliverability of the Local Plan. | None direct.   |