

# Hampshire County Council

## Hampshire Statement of Community Involvement

### Addendum to the adopted Statement of Community Involvement

Approved 2010

## 1. Introduction

Hampshire County Council has produced an addendum to its Statement of Community Involvement (SCI) which was adopted in September 2006. The addendum has been prepared to ensure the adopted SCI can be read in the context of amended regulations, and the revised Planning Policy Statement 12 (PPS12) – Local Spatial Planning.

It is important that the SCI is entirely consistent with PPS12 to avoid any confusion in the production of the Hampshire Minerals & Waste Development Framework.

The Planning Act 2008 removed the requirement for an independent examination of the SCI (which has been a requirement in the Planning and Compulsory Purchase Act 2004).

## 2. Amendment: Stages of plan preparation

On 27 June 2008 the Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008 came into force. These amend the Town and Country Planning (Local Development) (England) Regulations 2004, and change the stages at which planning authorities must consult communities and stakeholders on Development Plan Documents (DPDs).

The addendum explains how the County Council's commitment to consultation in the published SCI will apply to these new stages.

The 2008 Regulations have introduced a number of changes to the process of preparing the DPDs that will form the Minerals & Waste Development Framework (HMWDF). These can be summarised as follows:

- The two, previously separate, consultation stages – “issues and options”, and “preferred options” (see paragraph 13.3 of the SCI) are replaced with a single requirement to ‘engage’ the public and stakeholders. This is referred to as **Pre Publication Participation** (under Regulation 25). This will not restrict consultation but will allow the County Council to decide what is the best way to consult in a proportionate manner;
- The period for formal representation on the “soundness” of the DPD, which previously took place shortly *after* the DPD was submitted to the Secretary of State for independent examination, is moved to an earlier publication stage (under Regulation 27). This will allow the County Council to consider any soundness issues, which might affect the subsequent submission of the DPD to the Secretary of State. There is now no public consultation when DPDs are actually submitted to the

Secretary of State, but the Regulations require consultees to be notified of the fact of submission;

- The period for allowing representations to be received should be *at least 6 weeks*, rather than exactly 6 weeks, which will give the County Council opportunity to consult for a longer period, if considered appropriate.

### **3. Amendment: transitional matters**

The County Council carried out a consultation on changes to the Hampshire Minerals and Waste Core Strategy during the Winter of 2009.

The consultation was carried out in accordance with the adopted SCI, except where the changes to PPS12 (as set out in this document) were relevant, in which case the amended consultation process was followed.

As further consultation will be required to complete the work on the Minerals and Waste DPDs, the County Council is updating the SCI by the addition of this addendum, to ensure that all policy documents are fully in accordance with the Law and National Policy.

Further information on each of the stages in the preparation of documents is included within the Plan Making Manual, which can be found at [www.pas.gov.uk/planmakingmanual](http://www.pas.gov.uk/planmakingmanual) .

Further information about when each of the stages will be satisfied is set out in the Development Scheme for the HMWDF, which can be found at [www3.hants.gov.uk/development-scheme.htm](http://www3.hants.gov.uk/development-scheme.htm)

**Please note that the following text forms the addendum to the adopted SCI and replaces section 13 ‘Stages of preparation of these documents’ (see page 16 of the adopted SCI) :**

### **13. Stages of preparation of Development Plan Documents**

13.1 The stages that each document has to go through during its preparation, together with the community involvement required at each stage, are set out below:

#### **13.2 Stage 1: Preparation and Pre Publication Participation**

- Depending on the type and nature of the Development Plan Document (DPD) being prepared, engagement with stakeholders and the community will encourage participation on:

##### **a) Evidence gathering**

- At the beginning of the DPD preparation we will gather evidence from a variety of sources and relevant groups and organisations to ensure that we have an understanding of the main issues that need to be addressed in the DPD. Any representations received during this stage will be taken in account in preparing the DPD<sup>1</sup>.
- The Minerals and Waste Planning Authorities will also publish an initial Sustainability Report (also known as a Scoping Report) for consultation.

##### **b) Development of policy options**

- The community and stakeholders will be encouraged to participate in the ongoing policy development process. Where appropriate, a range of potential approaches for providing minerals and dealing with waste will be put forward by the Minerals and Waste Planning Authorities in Hampshire. Consultees will be given the opportunity to comment on policy options and reasonable alternatives.
- Consultees will be encouraged to participate using the approaches set out in the Statement of Community Involvement to involve the local community.
- The Sustainability Report (the document which is produced when a Sustainability Appraisal is carried out) sets out the likely significant effects of all options considered and those selected. This will also be published for comment.

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<sup>1</sup> Regulation 25 of The Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008

### 13.3 Stage 2: Publication and Representations Period

- Following the pre-publication participation stage, a draft DPD will be published taking account of representations received. Consultees will be invited to make comments on the draft DPD for a minimum of six weeks before it is submitted to the Secretary of State for Public Examination<sup>2</sup>.
- The purpose of this stage is to gather representations on the 'soundness'<sup>3</sup> of the Development Plan Document that is to be submitted to the Secretary of State to examine as part of the submission material.
- The documents which will be published are defined as<sup>4</sup>:
  - the DPD development plan document (as proposed to be submitted)
  - the changes to the proposals map (if the adoption of the development plan document would result in changes to the map)
  - the sustainability appraisal report
  - a statement setting out:
    - who was invited to be involved in the plan preparation
    - how they were invited to be involved in the plan preparation
    - a summary of the main issues raised and how they have been addressed
    - any other supporting documents relevant to the preparation of the development plan document.
- As this is a statutory stage of engagement the following formal arrangements will apply:
  - copies of each of the proposed submission documents (and a statement of the representations procedure) will be made available during normal office hours at:
    - the principal local authority offices
    - other places within the local authority area considered appropriate
  - the following will be published on Hampshire County Council's website:
    - the proposed submission documents
    - a statement of the representations procedure

<sup>2</sup> Regulation 27 of The Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008.

<sup>3</sup> i.e. whether the DPD is fit for purpose and has been properly prepared and consulted on; as set out in Planning Policy Statement 12 (2008)

<sup>4</sup> Regulation 24 of The Town and Country Planning (Local Development) (England) (Amendment) Regulations 2008.

- a statement advertising the documents availability and setting out where and when the proposed submission documents are available for inspection
  - each of the specific consultation bodies<sup>5</sup> will be sent a copy of each of the proposed submission documents and a statement of the representations procedure
  - each of the general consultation bodies will be sent a statement of the representations procedure and a statement advertising the documents' availability and setting out where and when the proposed submission documents are available for inspection.
- The following will be set out in a local newspaper (circulating in the whole of the DPD area):
  - a statement of the representations procedure
  - a statement advertising the documents' availability and setting out where and when the proposed submission documents specified in the what to publish section (above) are available for inspection

#### **13.4 Stage 3: Submission of Development Plan Document for Examination**

- All the representations received during stage 2 will be read and considered and, if necessary, 'focused' changes to the DPD will be proposed.
- If a focused change is proposed we will:
  - Prepare an addendum to the proposed submission DPD setting out the proposed change(s);
  - Conduct a sustainability appraisal of the implications; and
  - Consult the community and stakeholders on the addendum for a minimum period of six weeks. After the close of this consultation we will submit the proposed submission DPD, the first representations, the addendum and the responses to the addendum to the Secretary of State.
- If focused changes are not proposed then the proposed submission DPD, the sustainability appraisal, the representations made and any other supporting documents will be submitted to the Secretary of State.

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<sup>5</sup> As defined in Regulation 3 of the Town and Country Planning (Local Development) (England) Regulations 2004, as amended in 2008 and 2009. These include, amongst others, the Environment Agency, English Heritage, Natural England and the Secretary of State for Transport.

### **13.5 Stage 4: Independent Examination**

- The planning authorities are required to publicise the time and venue for the hearing sessions, and any other information considered helpful to the relevant community.
- Those who made representations under stage 2 may be invited by the Inspector to attend the parts of the examination held in public.

### **13.6 Stage 5: Inspectors Report and Adoption**

- Following the end of the examination, the Inspector will submit a report to the authorities. This Report will recommend either that the DPD is 'unsound', 'sound' or can be made sound if specific changes are made to it. The Report's recommendations will be binding on the authorities.
- When received, the Inspector's Report will be published and publicised. This will include putting it on the Hampshire County Council Planning and Development website, and using whatever other methods are appropriate.
- Provided that the DPD receives a 'sound' rating from the Inspector's Report, the DPD will be adopted. When the development plan document is formally adopted, the local community will be informed. The information will be published on the Hampshire County Council Planning and Development website, and notices will be placed in local newspapers.

## 4. Factual updates

In addition to the text to be replaced as described above, the following table sets out some factual corrections:

Page Number	Paragraph Reference	Current Text	Updated Text
Page 6 and 25	6.2 and 24.1	<a href="mailto:mwp@hants.gov.uk">mwp@hants.gov.uk</a>	planning.policy@hants.gov.uk
Page 7, 10, 16 and 19	7.2 – Bullet Point 3, Figure 1, 12.2 and 15.1	Waste Management Plan	Waste Plan
Page 8	7.8	<a href="http://www.southampton.gov.uk/building/planningandaltering/developmentframework.asp">http://www.southampton.gov.uk/building/planningandaltering/developmentframework.asp</a>	<a href="http://www.southampton.gov.uk/s%2Denvironment/policy/developmentframework/">http://www.southampton.gov.uk/s%2Denvironment/policy/developmentframework/</a>
Page 11 and 23	Table 1 and 21.5	English Nature	Natural England
Page 12	9.5	PPS12	PPS12 Local Spatial Planning
Page 26	24.6	<a href="http://hantsnet2000.hants.gov.uk/TC/chiefexecs/democraticprotocols/deputations.html">hantsnet2000.hants.gov.uk/TC/chiefexecs/democraticprotocols/deputations.html</a>	<a href="http://www3.hants.gov.uk/factsheets/f2councilmeetings.htm">www3.hants.gov.uk/factsheets/f2councilmeetings.htm</a>
Page 31	Appendix 1	Hampshire Strategic Partnership	Hampshire Strategic Partnership (for the most up-to-date list please see <a href="http://www.hampshirestrategicpartnership.org.uk">www.hampshirestrategicpartnership.org.uk</a> )