

Hampshire Minerals & Waste Plan: Partial Update



Hampshire's Environment



Hampshire's Community



Hampshire's Economy

Have Your Say: Consultation Guidance Note

October 2023



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1. Background

- 1.1 Hampshire County Council, Portsmouth City Council, Southampton City Council, the New Forest National Park Authority and the South Downs National Park Authority (collectively referred to as the 'Hampshire Authorities') are working together to prepare a partial update to the Hampshire Minerals & Waste Plan (adopted 2013).
- 1.2 A Review of the Hampshire Minerals and Waste Plan was undertaken in 2020 and this concluded that parts of the Plan were no longer fit for purpose and required updating. A Development Scheme was initially agreed by the Hampshire Authorities in March 2021, and this set out a timetable for the partial update. This was recently updated in July 2023.
- 1.3 The first stage of the preparation of the Partial Update was the Draft Plan which was subject to consultation for 12 weeks from 8 November 2022 to 31 January 2023. The responses received were reviewed and the issues raised are set out in the Consultation Summary Report¹. The information received through the consultation informed the preparation of the Proposed Submission Plan.
- 1.4 The Proposed Submission Plan refines the policies and confirms the proposed allocations for minerals and waste development. The Plan is considered to be suitable for submission to Government in its content and, subject to democratic approval, will be submitted in its current form to the Secretary of State. The responses to this consultation will also be submitted, alongside the Plan, to the Secretary of State so that they can be considered by a Planning Inspector.
- 1.5 This 'Have Your Say: Consultation Guidance Note' provides guidance on how to respond to the Proposed Submission Plan consultation which will be running for 8 weeks between 9 January to 5 March 2024.

¹ [HMWP Partial Update Consultation Summary Report - Regulation 18 Draft Plan - May 2023 \(hants.gov.uk\)](https://hants.gov.uk/hmwp-partial-update-consultation-summary-report-regulation-18-draft-plan-may-2023)

2. How do I get involved?

2.1 We would like to hear your views on the Proposed Submission Plan including the policies, site allocations and associated supporting documents.

2.2 Representations (comments) can be made in the following ways:

- By completing the online survey: www.hants.gov.uk/minerals-waste-update.
- By completing a dedicated response form which is available: www.hants.gov.uk/minerals-waste-update.
- Completed forms can either be returned to us via email – hmwp.consult@hants.gov.uk or in the post (contact details provided in paragraph 1.7); or
- By writing to us either via email – hmwp.consult@hants.gov.uk or sending us a letter in the post.

2.3 Our contact details are:

Hampshire Minerals and Waste Plan - Partial Update
Minerals & Waste Policy
3rd Floor
Elizabeth II Court South
The Castle
Winchester
SO23 8UQ

HMWP.consult@hants.gov.uk

www.hants.gov.uk/minerals-waste-update.

2.4 In order for a representation to be accepted, it must include:

- your **full name** i.e. first name and surname (anonymous representations will not be accepted and petitions will be recorded as one response as the issues raised will be the same);
- your **full postal address** (including postcode); and
- the **reasons** for whether a policy or site in the Plan is supported or objected to (see below for more information) and, where relevant, any change you would like to see made to the Plan.

3. How do I make a representation?

3.1 At the Regulation 19 stage, there is a formal method of responding that is required by the Planning Inspectorate. Only comments on the statutory tests of Legal Compliance, Soundness and/or Duty to Cooperate can be made and it must be targeted to a specific policy or paragraph in the Proposed Submission Plan.

- **Legally compliant - relating to the way in which the Proposed Submission Plan has been prepared:**
 - ✓ Does the Plan comply with national planning policy and legislation issued by the Government?
 - ✓ Does the Plan include a Sustainability Appraisal?
 - ✓ Has the Plan been prepared in co-operation with other local authorities and prescribed bodies?
 - ✓ Has the Plan been prepared in-line with the [Local Development Scheme](#)?
 - ✓ Have the appropriate notifications been made of publication of the Proposed Submission Plan?
- **Sound - relating to the content of the Proposed Submission Plan:**
 - ✓ Has the Plan been positively prepared to meet the objectively assessed need for minerals and waste management capacity and deliver sustainable development?
 - ✓ Is the Plan justified by a robust evidence base?
 - ✓ Is the Plan effective in delivering sustainable development?
 - ✓ Is the Plan consistent with the National Planning Policy Framework (NPPF) for sustainable development?
- **Complies with the Duty to Co-operate – relating to how we have worked with other Local Authorities or other relevant bodies in developing the Proposed Submission Plan:**
 - ✓ Have we satisfied the requirements for working with other Local Authorities and statutory organisations to address strategic issues in the preparation of the Plan?

3.2 The reasons for support or objection, need to align with the legal and procedural requirements set out in National Policy² and these requirements determine whether the Plan is 'sound'. To be considered 'sound', the Plan needs to be:

a) Positively prepared – providing a strategy which, as a minimum, seeks to meet the area's needs; and is informed by agreements with other authorities, so that unmet need from neighbouring areas is accommodated where it is practical to do so and is consistent with achieving sustainable development;

b) Justified – an appropriate strategy, taking into account the reasonable alternatives, and based on proportionate evidence;

c) Effective – deliverable over the plan period, and based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground; and

d) Consistent with national policy – enabling the delivery of sustainable development in accordance with the policies in the National Planning Policy Framework and other statements of national planning policy, where relevant.

3.3 The online survey is the preferred method of responding to the consultation. This is available via the [consultation webpage](#) and will allow the submission of a representation which is in line with the regulations. The online survey allows respondents to refer to a policy, diagram, paragraph or supporting document and then to explain why they think it is or is not legally compliant or/and sound. It also includes a question asking respondents to set out the modification that they consider necessary to make the Proposed Submission Plan legally compliant and/or sound including any revised wording. Respondents will have the ability to attach a supporting document to their justification if relevant.

3.4 The respondent will also be asked whether they wish to participate at the Examination if they are seeking a modification and to explain why. It is the Inspector that will determine the most appropriate way to hear those who have indicated that they wish to participate at the Examination.

3.5 If you are providing a response via the online survey, you will have the opportunity to save your progress and return to the survey at a later date. The 'Save' button is located at the bottom of each page. When you click 'Save' you will be asked for an email address. A link to your uncompleted Response Form will be sent to the email address you provide, so that you can return and complete

² National Planning Policy Framework (2023, Para. 35):
https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/1182995/NPPF_Sept_23.pdf

it at another time. It is recommended that you also copy down the URL shown on the 'Save' web page in case there are issues with the email.

- 3.6 A downloadable response form is also available via the [consultation webpage](#), which provides a template to submitting a regulation compliant representation. Once completed, a response form can be emailed to us at hmwp.consult@hants.gov.uk or sent to us via the postal address in Section 2.
- 3.7 The online survey and response form will also ask whether the respondent wishes to be kept informed of the submission, publication and adoption stage of the Plan process.
- 3.8 Representations can also be made via email or letter, although we would encourage respondents to format their comments so that they align with the regulations. As with the downloadable response form, email representations should be submitted to us at hmwp.consult@hants.gov.uk, and letters should be addressed to the postal address in Section 2.
- 3.9 Respondents should endeavour to provide all the necessary evidence and supporting information to support their representations and suggested modifications. You should not assume that you will have a further opportunity to make submissions.
- 3.10 All representation received will be handled and made publicly available in accordance with the Privacy Statement (found via this link) <https://www.hants.gov.uk/aboutthecouncil/privacy/land-planning-environment/minerals-waste-planning-policy>.

A summary of this document can be made available in large print, in Braille or audio cassette. Copies in other languages may also be obtained. Please contact the Minerals and Waste Policy Team at Hampshire County Council by email HMWP.consult@hants.gov.uk or by visiting hants.gov.uk.