

Part A: Personal Details

*If an agent is appointed, please complete only the Name and Organisation boxes for the client in 'Your Details', but complete the full contact details of the agent.

	Your Details	Agent's Details* (if applicable)
Name (including title):	MR + MRS ALAN + ANNA ELLIOTT	
Organisation (where relevant):		
Address:		
Post Code:		
Telephone number:		
Email address:		

NOTE:

Representations will only be accepted that refer to a proposed change shown in the *Schedule of Proposed Main Modifications to the Pre-Submission Draft Local Plan (2017)*, the map changes or to the Habitats Regulations Assessment Report, incorporating Main Modifications (2017) or Sustainability Appraisal Report, incorporating Main Modifications (2017).

Your responses on the above documents will be sent to the Planning Inspector without prejudice to the Inspectors final report.

You should not repeat or re-submit your previous representations, these have already been considered by the Inspector during the examination process.

PART B: Your representations

Please use a separate form for each representation.

B1. To which proposed Main Modification does your representation relate?

Please state the relevant reference number that you are commenting on from the Schedule of Proposed Main Modifications (e.g. MM01):

MM 33

Description of the proposed Main Modification (e.g. Page 60, Section 8)

page 14 - new text
~~new text~~ after
2.17

Please complete a separate form for each representation.

B2. Do you consider this proposed Main Modification is:

Legally compliant?

Please select one answer

Yes

No

Sound?

Please select one answer

Yes

No

B3: If you consider the proposed Main Modification to be unsound, please identify which test of soundness your representation relates to?

'Sound' means: is the Main Modification justified, effective, positively prepared and consistent with national policy?

Positively prepared?

Please select one answer

Yes

No

Justified?

Please select one answer

Yes

No

Effective?

Please select one answer

Yes

No

Consistent with national policy?

Please select one answer

Yes

No

Your representation should succinctly cover all the information, evidence and supporting information necessary to support/justify your representation and any suggested changes.

B4. Please give details of why you consider the Local Plan is not legally compliant or is unsound?

If you wish to support the legal compliance or soundness of the Local Plan, please also use this box to set out your representations.

Where the council state: The Council has undertaken a Gypsy and Traveller Accommodation Assessment in 2016 which assessed the need for Gypsy and Traveller provision within the plan period.

This is incorrect as this assessment is for the 5 years so needs to be changed.

The council state they will allocate land for both permanent & transit Gypsy & Traveller provisions & lists 11 permanent pitches on site GYP/TRA 1 Brackenborough Road Louth. There is however still no alternative site put forward for the permanent pitches. If the council cannot buy the site they have no permanent site.

The site Brakenfrayer Brackenborough road, has another more viable use which has already commenced for holiday lodges, this use is therefore a constraint to the site from the view being developed for Gypsy/Travellers against holiday lodges and also from the purchase price that the council can justify in spending, the price for the site being £1million.

The use of this site as the only option in the emerging plan is simply to make the plan sound from the councils point of view, not from a viability or deliverability option. The council have consistently stated from the start of the consultations in 2016 they are looking at buying the site and are in negotiations. Yet under F.O.I in December 2017 negotiations have not even commenced.

Please be as precise as possible.

Continued

B4. Please give details of why you consider the Local Plan is not legally compliant or is unsound?

If you wish to make a request for information, please contact:

Date Request Received: 28-11-2017

Date of Decision: 13-12-2017

Request:

1. Are East Lindsey district council in the process of negotiating a sale price with a view to buy Brackenfreya Residential Gypsy Site in Louth?
2. If yes at what stage are you with this?
3. The site is up for sale at £1,000,000 is this a reasonable option considering it has two viable uses?
4. If you are not in negotiations will the authority be looking to compulsory purchasing the site?
5. If yes has this process begun yet?

Decision:

In accordance with Section 1(1)(a) of the Freedom of Information Act 2000, you are advised that East Lindsey District Council does hold information that falls within the description specified in your request.

1. The Council will shortly be commencing negotiations with the site owner.
2. See 1 above.
3. As the negotiations have not yet commenced the Council cannot comment except to say that we will be negotiating on the basis of Market Value for the site.
4. Not applicable
5. Not applicable

Gypsy/Traveller sites 2015 the government state: To be considered deliverable, sites should be available now, offer a suitable location for development, and be achievable with a realistic prospect that development will be delivered on the site within five years. Sites with planning permission should be considered deliverable until permission expires, unless there is clear evidence that schemes will not be implemented within 5 years, for example they will not be viable,

This site has had permission for Gypsy Traveller site since 2011 with no interest. The council had from 2012 GTA need to buy this site with no interest from them. The owner of the site has no interest in implementing the site and there is clear evidence that schemes will not be implemented within 5 years as it already is almost 7 years since approval. The site has a more lucrative use of permanent holiday lodges.

The cost of the site is out of the councils reach, this still needs a lot of money to be spent on the site to be a usable Gypsy/Traveller site. This site is a whitewash in the emerging local plan.

B5. Please set out what changes you consider necessary to make the proposed Main Modification to the Local Plan legally compliant or sound. Having regard to the test you have identified at B3 above where this relates to soundness?

You will need to say why this modification will make the Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

The council need to allocate another site for permanent residential pitches to be compliant to the planning policy for Gypsy/Traveller sites 2015 and the NPPF.

page 14 – it should be changed to read: The Council has undertaken a Gypsy and Traveller Accommodation Assessment in 2016 which assessed the need for Gypsy and Traveller provision for the first 5 years of the plan period. There after a further assessment will be carried out to access for further needs.

Please be as precise as possible.

CD102a Appendix 3 Gypsy + Traveller.

B6. Do you have any comments on the updated Addendum to the Sustainability Appraisal or Addendum to the Habitats Regulations Assessment in respect of this particular modification?

Site Reference Number: Site C Brackenborough Road Louth

1. Protect and enhance the quality and distinctiveness of the areas biodiversity (native plants and animals) and geodiversity.

Council state:

The land lies to the east of Fairfield Industrial Estate. The site has some vegetation but has already obtained planning approval for a gypsy and traveller site so this matter has already been assessed by a planning inspector.

This site since 2011 has been left to overgrow and a natural habitats for wildlife, it is more than some vegetation. It is planted with 500 odd amount of trees and shrubs that in 2011 you could walk between but now could not because of the growth and neglect over the past 7 years with numerous trees that would need to be felled to make access (any trees felled need to be replaced elsewhere (condition appeal APP/D2510/A/09/2114881) there also a large pond on site. So from Biodiversity (native plants and animals) it was originally assessed by the planning inspector but this was in 2011, and discussed bat roosts, resident owl, hibernacula, amphibians, crested newts, badgers etc. The appeal also states that if development has not commenced within 1 year from granting the protected species survey needs to be re-done, so this needs to be re-done as an assessment from 2011 is of no use, its now 2018. This is in a natural state of habitat for wildlife of all sorts of animals and birds.

5. Promote viable and diverse economic growth that supports communities within the district.

Council state:

The site does not promote economic development but nor does it remove land from economic development use.

This site has another use that has been commenced for a holiday site comprising 11 log cabins & play area. This should be mentioned here.

6. Prioritise appropriate reuse of previously developed land and minimise the loss of the best agricultural land and greenfield sites
council state:

The District does not have very much brownfield land on which to develop because it is predominately rural in nature; this site is Grade 3 agricultural land.

The appeal APP/D2510/A/09/2114881 states this land is previously developed therefore Brownfield. This needs to be changed and agricultural land removed from here.

PART C: Notification request

You can request to be notified at an address or email address of any future stages relating to the Local Plan.

C1. Would you like to be notified of future stages?

Yes No

C2. How would you like to be notified?

By post to my address:

By post to my agent's address:

By email to my email address:

By email to my agent's address:

Please select one answer.

C3. Which stages would you like to be notified about:

The publication of the recommendations of Planning Inspector?

The adoption of the Local Plan?

Data Protection Act 1988 and Freedom of Information Act 2000

Representations cannot be treated in confidence. Please see the attached privacy notice. The Town and Country Planning (Local Planning) (England) Regulations 2012, requires copies of all representations to be made publically available, this will be done via the Council's website. The Council will not publish personal information such as addresses, telephone numbers, or email addresses. By submitting a representation you confirm that you agree to this and accept responsibility for your representations.

Signature: Date:

Please sign and date your representations.