

	<p>Local Plan Publication Stage Representation Form</p>	<p>Ref:</p> <p>(For official use only)</p>
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Name of the Local Plan to which this representation relates:

**South Staffordshire Council
Local Plan 2023 - 2041**

Please return to South Staffordshire Council by 12 noon Friday 31 May 2024

This form has two parts –
 Part A – Personal Details: need only be completed once.
 Part B – Your representation(s). Please fill in a separate sheet for each representation you wish to make.

Part A

1. Personal Details*

**If an agent is appointed, please complete only the Title, Name and Organisation (if applicable) boxes below but complete the full contact details of the agent in 2.*

2. Agent's Details (if applicable)

Title	Mr	
First Name	David	
Last Name	Glennon	
Job Title (where relevant)		
Organisation (where relevant)		
Address Line 1		
Line 2		
Line 3		
Line 4		
Post Code		
Telephone Number		
E-mail Address (where relevant)		



Part B – Please use a separate sheet for each representation

Name or Organisation:

3. To which part of the Local Plan does this representation relate?

Paragraph	5.7 Pages 25 to 27	Policy	DS3 Open Countryside	Policies Map	Page 235 Site ref 036c
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4. Do you consider the Local Plan is :

(1) Legally compliant	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
(2) Sound	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>
(3) Complies with the Duty to co-operate	Yes	<input type="checkbox"/>	No	<input type="checkbox"/>

Please tick as appropriate

5. Please give details of why you consider the Local Plan is not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible.

If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

I consider that, in respect of site 036c in the South Staffs Publication Plan, the Plan is unsound and may not be legally compliant. It has evidently not been the subject of effective 'duty to co-operate' liaison with Stafford Borough Council (SBC).

I ask for site 036c to be deleted, in its entirety, from the Plan.

My reasons are:

Is it Legally Compliant?

The use of site 036c fails the National Planning Policy Framework 19 December 2023 <https://www.gov.uk/guidance/national-planning-policy-framework> Section 15 Conserving and enhancing the natural environment. Compliance with the NPPF is a legal obligation.

- a) The land is productive farmland, classified by SSDSC consultant Lepus in their Report Regulation 19 SA Report October 2022 LC-829_Vol_2of3_Reg19_SA_South Staffs_20_121022LB.docx in Fig 14.1 as Grade 3, but transitioning to Grade 2 towards the village of Acton Trussell. It is understood from the Tenant Farmer (Parrott family) that the land is very productive, it is Grade 3a.**



- b) It is classical rolling countryside providing an excellent vista from both the large Wildwood (Stafford) development and the A34 SE of Stafford
- c) The site 036c is noted for its diversity of wildlife. 34 species of birds are seen on a regular basis, together with deer, badgers, bats and hares. It is an important wildlife and biodiversity link between the Cannock Chase AONB and the Staffs and Worcester Canal and the River Penk valley to the West. Connectivity is established as important in the Staffordshire Wildlife Trust Biodiversity Report; it appears to have been ignored in the Plan in respect of site 36c

Compliant with Policy DS3?

'The council will protect the intrinsic character and beauty of the Open Countryside whilst supporting development proposals which:

- a) Deliver diverse and sustainable farming enterprises;*
- b) Deliver/assist in delivering other countryside-based enterprises and activities, including those which promote the recreation and enjoyment of the countryside;*
- c) Provide for the sensitive use of renewable energy resources; or*
- d) Enable the re-use of an existing building, providing that the proposed use of any building would not harm the intrinsic character and beauty of the Open Countryside.'*

The proposed development at site 036c meets none of these objectives

The proposed development at site 036c is on Grade 2-3 farming land, that is being and has been productively farmed for 3 generations by the same family.

The expressed reason for the use of this land within the Plan is that it is not Green Belt. This might be justified if the 81 houses were either necessary to meet overall SSDC housing demand or, more particularly, local demand. Clause 5.28 of the Plan makes clear that there is no local 'unmet housing need':

Southern Edge of Stafford (A34 corridor)

5.28 This location will not be a focus for larger-scale housing growth. This recognises the sensitive landscape and potential highways concerns that larger scale growth in this location could cause, as well as the lack of unmet housing needs in Stafford and the location's remoteness from areas where unmet needs are generated. Instead, a smaller scale extension to the adjacent town of Stafford will be delivered in this area, which will ensure the sustainable delivery of non-Green Belt housing land in the district

Sound?

SSDC may argue that site 036c is the least damaging to the natural environment.

Any such argument is flawed because:

- a) **SSDC's consultants Lepus rated the site as a Major Positive in respect of Education. This does not take into account that *local* schools are confirmed as full. If the incorrect assessment in respect of Education were to be removed, the consultant's assessment would be expected to be reversed.**
- b) **The land is within the SAC of the Cannock Chase AONB. This conflicts with the SDC SAC CANNOCK CHASE SPECIAL AREA OF**



CONSERVATION (SAC) GUIDANCE TO MITIGATE THE IMPACT OF NEW RESIDENTIAL DEVELOPMENT (MARCH 2022) Policy EQ2:

The site 036c is an important part of the continuity of Open Countryside between Cannock Chase AONB and the important Valley of the River Penk. Mitigation, as permitted in the SAC, will be unable to mitigate the impact on wildlife movements between these important sites South of Stafford

- c) Any suggestions that the damage to environment can be mitigated by 'diversity of domestic gardens' or financial mitigation to Cannock Chase AONB are derisory.
- d) Of all the sites assessed by the SSDC consultants Footprint Ecology HRA supporting the Publication Plan, Appendix 4, sites 016 (Pear Tree Farm, Huntington, a Tier 2 Settlement) and site 036c are the closest sites to Cannock Chase AONB, at 2.0km and 2.1km respectively.
- e) The choice of site 036c is illogical / unsound in terms of localised housing need. It is intimately linked to the southern boundary of SBC, at Wildwood. SBC has provided significantly more housing than their minimum requirements. There are significant extant and planned housing developments in the south of Stafford which, whilst providing significant housing availability (negating the need for the 036c site) have also provided excessive demands on local schools and health provisions, within the SBC boundaries, which SSDC have assumed will provide services at the very northern boundary of South Staffordshire.
- f) If the SSDC Plan does actually need to deliver the number of houses within the Plan, which is disputed in other representations, it is suggested that they would be more effectively placed a greater distance from Stafford. It is suggested that sites not constrained by Green Belt constraints, such as Cheslyn Hay/Great Wyrley, Codsall/Bilbrook, or even more appropriately, sites further south in SSDC, closer to the West Midlands, could logically be reconsidered to be enlarged to deliver the 81 properties, if they are necessary at all.
- g) SSDC does maintain a Brownfield Register. It appears to contain 1.9 hectares owned by a public authority and 2.5 hectares not owned by a public authority deemed suitable for development; if the 81 houses are necessary, could this 4.4 hectares be used as a suitable alternative to site 036c

Duty to co-operate?

The SSDC do not demonstrate that they have effectively exercise their Duty to Cooperate with SBC in that they have not acknowledged or taken account of the housing allocation that SBC have declared in their extant Plan for Stafford Borough 2011-2031.

No allowance appears to have been made, and none is documented, in this respect by SSDC in their 2024 Publication Plan.

An obvious conclusion is that site 036c is unnecessary and surplus to reasonable requirements. I ask the Inspector to address this matter in particular.



6. Please set out the modification(s) you consider necessary to make the Local Plan legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why each 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.

Delete, in its entirety, the planned development at location 036c for the reasons above.

(Continue on a separate sheet /expand box if necessary)

Please note: In your representation you should provide succinctly all the evidence and supporting information necessary to support your representation and your suggested modification(s). You should not assume that you will have a further opportunity to make submissions.

After this stage, further submissions may only be made if invited by the Inspector, based on the matters and issues he or she identifies for examination.

7. If your representation is seeking a modification to the plan, do you consider it necessary to participate in examination hearing session(s)?

No **No**, I do not wish to participate in hearing session(s)

Yes, I wish to participate in hearing session(s)

Please note that while this will provide an initial indication of your wish to participate in hearing session(s), you may be asked at a later point to confirm your request to participate.

8. If you wish to participate in the hearing session(s), please outline why you consider this to be necessary:

Please note the Inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate in hearing session(s). You may be asked to confirm your wish to participate when the Inspector has identified the matters and issues for examination.

Representations cannot be kept confidential and will be available for public scrutiny, including your name and/or organisation (if applicable). However, your contact details will not be published.

Data Protection

Your details will be added to our Local Plans Consultation database so that we can contact you as the review progresses. South Staffordshire Council will process your personal data in accordance with the Data Protection Act 2018 and the General Data Protection Regulations (GDPR). Our Privacy Notice can be viewed at [Data Protection \(Strategic Planning\) | South Staffordshire District Council \(sstaffs.gov.uk\)](#)

Please return the form via email to localplans@sstaffs.gov.uk or by post to South Staffordshire Council, Community Hub, Wolverhampton Road, Codsall, South Staffordshire WV8 1PX