Local Plan Part 2: Sites and Development Management
Main Modifications and draft Mitigation Strategy
Representation Form

Ref: 611
(For official use only)

New Forest District
(outside the National Park)
Local Plan Part 2: Sites and Development Management

Please return to New Forest District Council by 15 November 2013

Please note that your representation will be made available for public viewing at Appletree Court, Lyndhurst and via the Council’s website. (Personal information such as signatures and telephone numbers will not be published on the website).

There are two sections –
Part A – Personal Details
Part B – Your representation(s).

Please fill in Part A, and a separate Part B for each representation you wish to make.

Part A

1. Personal Details**

* Mandatory field

**If an agent is appointed, please complete the Title, Name and Organisation boxes for your client in 1, plus the full contact details of the agent in 2.

If you have previously made representations on this Plan, please give your representee ref. here:

Title
HM Secretary of State for Defence

First Name

Duncan

Last Name*
Edgar

Job Title
Estates Advisor

(where relevant)

Organisation
C/O HOCF - Business Strategy & Governance

(where relevant)

Address Line 1*
3-M

Line 2
MOD Main Building

Line 3
Whitehall

Line 4
London

Post Code*
SW1A 2HB

Telephone Number
0207 218 1084

E-mail Address
hocf-bsg-progestates@mod.uk
Part B – Please use a separate sheet for each representation (Part A MUST also be completed)

Name or Organisation:

3. To which matter does this representation relate?

   i. Main Modification to the Local Plan Part 2: Sites and Development Management

   Main Modification Ref. (i.e. MM1)  MM43  Local Plan Part 2: Para. or Policy number  MAR7: Marchwood Military Port (Sea Mounting Centre)

   OR

   ii. The draft Mitigation Strategy Supplementary Planning Document

   Draft Mitigation Strategy Paragraph No. or Project Reference

   OR

   iii. If you wish to comment on the Infrastructure Delivery Plan tick here.

If commenting on a modification to the Local Plan Part 2 (including the revised Habitats Regulations Assessment and Sustainability Appraisal) please fill in sections 4 – 9.
If commenting on the draft Mitigation Strategy, please fill in section 10.
If commenting on the Infrastructure Delivery Plan, please fill in section 11.

4. On this matter, do you consider the Local Plan Part 2: Sites and Development Management is:

   4.(1) Legally compliant

   4.(2) Sound*  Yes  X  No

   (* The considerations in relation to the DPD being ‘Sound’ are explained in the National Planning Policy Framework)

   If you have entered No to 4.(2), please continue to Qu 5. In all other circumstances, please go to Qu 6.

5. On this matter, do you consider the Local Plan Part 2: Sites and Development Management is unsound because it is not:

   (1) Justified  X

   (2) Effective

   (3) Consistent with national policy
6. Please give details of why you consider the Local Plan Part 2 (as proposed to be modified by the Main Modifications) is not legally compliant or is unsound on this matter. If you wish to support the legal compliance or soundness of the Local Plan Part 2: Sites and Development Management, please also use this box to set out your comments.

While the MOD welcomes the proposed amendments to the policy, it considers that the policy should go further so as to make it flexible enough to facilitate a range of different development and access options to respond to changing market needs and to acknowledge expressly the advantage of expansion of commercial activities at the port. Our proposed revisions to MAR7 are detailed at paragraph 7 below.

The modified policy and supporting text are also not justified in the reference to the “non-intensive and low-key” use of the site (see paragraph 3.89). As previously represented to the Inspector, the site has the potential to (and does frequently,) accommodate large increases in traffic activity and use in times of emergency. Referring to a low-key, non-intensive use does not represent accurately the true range of traffic volumes to, or activities undertaken at, the site over the course of time.

Furthermore, the modified policy still does not fully reflect the National Policy Statement for Ports which encourages sustainable port development to cater for long term forecast growth in imports and exports by sea and as an engine for economic growth.

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

7. Please set out what change(s) you consider necessary to make the Local Plan Part 2 legally compliant or sound on this matter, having regard to the test you have identified at 5 above where this relates to soundness. You will need to say why this change will make the Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of the relevant policy or text. Please be as precise as possible.

To address the requirement for flexibility for future development of the site, we believe the second and third sentences of MAR7 should be amended as follows;

“Any future development proposals for the site will need to;

(a) deliver the services required by the Ministry of Defence; and
(b) ensure that the current capacity of the port is maximised – investment in infrastructure and / or the extension of the existing jetties/ wharves will be supported at the site.

Proposals which make the most of the rail connection will be encouraged.”

Furthermore, the final sentence of paragraph 3.89 should be deleted for the reasons given above. Alternatively, should the Council be not minded to delete it, it should be amended to read;

“While subject to periods of more intense activity, the use of the site has generally been non-intensive and low-key. The site and immediate environs are capable of accommodating an increase in port related activity.”

This change acknowledges the fact that the intensity of use of the site has varied from time to time and that additional development, including the intensification of the use of the site, can be accommodated. As currently drafted, any increase in intensity of use may not be viewed favourably, even though use intensification is being supported on surrounding sites.

Paragraph 3.90 should be expanded so that the second sentence reads;

“However, the site has potential to meet a wider general need for additional port and non-port related facilities and to generate significant additional local employment, particularly in the marine industry, as supported by the Government’s National Policy Statement for Ports.”

The words “for more general port use” should be deleted from the final sentence of paragraph 3.90 since any site-specific development brief should consider both port and non-port related activities (whilst acknowledging in MAR 7 that non-port related activities must not interfere with the effective use of the site for port-related uses), as supported by the revised policy drafting.

8. If your representation is seeking a change to the Local Plan Part 2, do you consider it necessary to participate at the oral part of the examination?

[ ] No, I do not wish to participate at the oral examination
[ ] Yes, I wish to participate at the oral examination

9. If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:

For a full consideration of the relevant issues and their bearing on policy development to be considered.
Please note the Inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate at the oral part of the examination.

Comments on other documents, for consideration by NFDC.

10. Please state here your comments on the draft Mitigation Strategy.

N/A

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

11. Please state here your comments on the Infrastructure Delivery Plan.

N/A

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

Signature: Duncan C Maxwell Edgar Date: 13th Nov. 2013
Representations should be posted to:
Policy and Plans Team
New Forest District Council
Appletree Court
Beaulieu Road
Lyndhurst
Hampshire
SO43 7PA

Or e-mailed to: sdmrepresentations@nfdc.gov.uk

Representations should be received by no. later than 5pm on 15th November 2013.