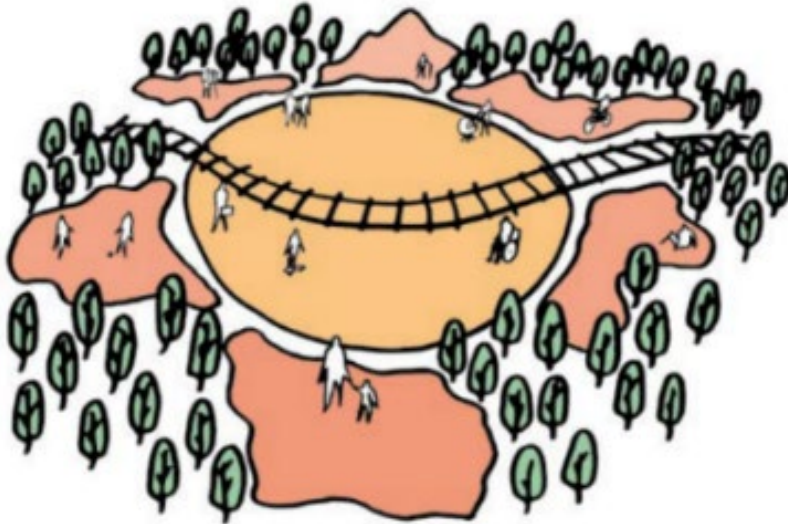


Guidance Note

New Settlement (Maltkiln) Development Plan Document

Proposed Modifications Public Consultation

Date 10th February to 24th March 2025



Please read this Guidance Note before completing a Comment Form

The New Settlement (Maltkiln) Development Plan Document (DPD) was submitted to the Secretary of State on 28th March 2024 to begin independent examination by a government appointed Inspector. In accordance with Section 20 (7C) of the Planning and Compulsory Purchase Act 2004, Examination Hearings took place in September 2024, but the examination process is still ongoing.

Following the Hearing sessions, the Council has worked with the Planning Inspector to prepare a Schedule of Main Modifications to the plan, including policy map modifications necessary to make the DPD sound and legally compliant. There are a number of Main Modifications proposed which include general amendments across policies for soundness and wording changes to provide greater clarity. There are also amendments proposed to the indicative development framework and site boundary on the Policy Map in order to ensure deliverability.

The four tests of soundness are set out in the National Planning Policy Framework 2012 (amended December 2024) and Page 3 of the Guidance Note.

A six-week consultation on the proposed main modifications is to occur from **10th February 2025 to 24th March 2025**. All relevant comments received during the consultation period will be considered by the Planning Inspector before any modifications are finalised.

The consultation documents consist of:

- **Schedule of Proposed Main Modifications** (the changes required to make the plan sound including changes to policy wording)
- **Schedule of Proposed Policy Map Modifications** (amendments to the Policies Map required to reflect the Main Modifications)
- **Sustainability Appraisal Main Modifications January 2025** (assessment of the sustainability impact of the main modifications)
- **Habitat Regulations Assessment Main Modifications January 2025** (updated assessment of the Habitat Regulations implications of the main modifications)

In addition, a **Schedule of Additional Modifications** will be available to view for information and completeness only and is not included in the consultation exercise. The Additional Modifications are not required in order to make the plan sound and are included for clarity, or to amend minor typographical and formatting errors.

The consultation relates only to the listed consultation documents and in particular the main modifications which have been recommended by the Inspector.

All consultation documents are available to view via the Council's Planning Policy Consultation Portal: <https://consult.harrogate.gov.uk>

Alternatively, hard copies of the consultation documents are available at:

- North Yorkshire Council, Civic Centre, St Luke's Avenue, Harrogate, HG1 2AE
- The following libraries; Harrogate, Knaresborough, Ripon, Boroughbridge and Poppleton.

Representations must be received by midnight on Monday 24th March 2025.

Soundness

The four tests of soundness are explained in Paragraph 36 of the National Planning Policy Framework (NPPF). The Inspector has to be satisfied that the Plan is positively prepared, justified, effective and consistent with national policy. More details and further guidance can be found below and at;

<https://www.planningportal.co.uk/>

Positively prepared

The Plan should provide a strategy which, as a minimum, seeks to meet the area's objectively assessed 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.

Justified

The Plan should be the most appropriate strategy when considered against reasonable alternatives, based on a proportionate, robust and credible evidence base.

Effective

The Plan should be deliverable over its period and based on effective joint working on cross- boundary strategic priorities, sound infrastructure delivery planning and no regulatory or national planning barriers. It should be flexible to changing circumstances.

Consistent with national policy

The Plan should be consistent with national policy. Departure must be clearly justified.

If you think the content of the Plan is not sound because it does not include a policy where it should do, you should go through the following steps before making representations:

- Is the issue with which you are concerned already covered specifically by national planning policy? If so it does not need to be included.
- Is what you are concerned with covered by any other policies in the Plan on which you are seeking to make representations or in any other Plan?
- If the policy is not covered, how is the Plan unsound without the policy?
- If the Plan is unsound without the policy, what should the policy say?

Part A - Personal Details

Please note that it is not possible for representations to be considered anonymously, you must therefore include your name and address. Representations will be published on the Council's website and forwarded to the Inspector. Postal and email addresses will be removed from published responses.

We recommend that you supply an email address if you have one as it will allow us to contact you electronically. Everyone who submits a representation will be added to the relevant consultation database (if not already included) so that we can keep you up to date with this development plan document. If you do not wish to be contacted in this way, please state this clearly on the form.

If an agent or consultant has been engaged to act on your behalf, please fill in both sets of details in full. Correspondence will be sent to the agent.

Please use a separate form, where possible, for each proposed main modification and/or document on which you are commenting. You only need to send each comment once. All representations received by the Council will be submitted to the Inspector. You do not need to complete and return this form if you have completed a response using the Council's online Consultation Portal.

Part B – Representation

Comments are invited to the following consultation documents only:

1. **Schedule of Proposed Main Modifications**

There are a number of proposed main modifications recommended by the Inspector to make the Development Plan sound and legally compliant. The Inspector will take all the responses to this consultation into account before providing a report to the council. Please include the main modification number within your response, which is noted within the Schedule.

2. **Schedule of Policies Map Modifications**

There is a proposed modification to the Policies Map which reflects a main modification to the proposed site boundary.

3. **Sustainability Appraisal (SA) Main Modifications January 2025**

The SA is an assessment of the environmental, social and economic effects of the DPD, which has proposed to be modified in order to reflect the proposed main modifications.

4. **Habitat Regulations Assessment Main Modifications January 2025**

The HRA reports the effects of the DPD, which has proposed to be modified in order to reflect the proposed main modifications.

Further Details

Using the spaces provided please give details of your view on the:

- Schedule of Proposed Main Modifications; or
- Schedule of Proposed Policy Map Modifications; or
- Sustainability Appraisal (SA); or
- Habitats Regulation Assessment (HRA)

All representations are published on the Council's Consultation Portal in accordance with the Data Protection Act 2018 and General Data Protection Regulation.

We will submit all representations received to the Independent Planning Inspector appointed to examine the DPD. However, the Council reserves the right not to publish or forward to the Inspector any representations which it considers offensive or defamatory.

For more information please visit www.northyorks.gov.uk/your-council/transparency-freedom-information-and-data-protection/privacy-notice

Representations must be received by midnight on Monday 24th March 2025.

To submit your Representation, do so through any of the following;

- Via the Council's online consultation portal: <https://consult.harrogate.gov.uk/>
- Via this representation form, which can be returned via email to planpolicy.har@northyorks.gov.uk; or
- by post to:
Planning Policy
North Yorkshire Council
Civic Centre
St Lukes Avenue
Harrogate
HG1 2AE