

Local Plan: Stage 2 Examination Hearings (6th to 15th October 2020)

Task List from the Inspector

Item	Matter	Task	Category (For Internal Use Only)	Date Complete	EL Ref
1	7	Publication of recovery scenarios regarding Covid-19 from WYCA.	Complete	07.10.20	CC80
2	7	Note required to provide clarification on timescale/progress of the Strategic Economic Framework and the Key Performance Indicators of the SEF. Also to include status on the SEP (has it been rescinded?)	Complete	23.10.20	CC87
3	7	Section 6.2 of the Plan – Council to make clear that it is reliant on the standard method plus uplift. And supporting text.	Modification		
4	7	Provide a note setting out the figures behind Figure 1 in CC63b, in terms of the total natural change and net migration figures	Complete	08.10.20	CC63c
5	7	Follow up with Ms Ashton re housing trajectory for Saddleworth Road sites.	n/a		
6	7	Add conclusions of SA comparisons as set out in the Hearing Statement as a main modification	MM		
7	7	Provide a note and table setting out the progress of the five funding applications referred to by Fiona Thurlbeck.	Complete	08.10.20	CC83
8	8	Further Air Quality study to look at cumulative impacts on a range of locations/receptors in the borough and not solely on AQMAs.	1		
9	8	Air quality - WYCA note to be placed on examination library October <u>2018</u> – covering Paragraphs 2.3.8 and 2.4.0. <i>Link to document is present but is not working</i>	3		
10	8	Council's position on Transport modelling	3		
11	8	Check with Council's Environmental Health Service that the Air Quality Annual Status Report of June 2019 in the EL is the most up-to-date.	3		
12	8	<i>Main modification EN2 Table 21.2</i> Monitoring Indicator wording specified timeframe <u>Plan Period</u>	MM		
13	8	West Yorkshire Low Emissions Strategy – confirm progress with update	1		
14	8	<i>Main modification to supporting text to CC1</i> Include target of 85% reduction by 2038	MM		
15	8	Discussion with Anthony Rae (Friends of the Earth) regarding modifications to CC1 and SD2.	Modification		
16	8	List of interventions required to facilitate growth on local road network and SRN (Item 7 - SRN). Table and narrative to provide clarity between IDP 2019, IDP 2020 and TN13.	1		

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		Inspector will confirm required content after reflecting on issues.			
17	8	Early years learning information required by Inspector. Richard Morse stated that the Council has no legal obligation to provide early years learning but will need to defer matter to a colleague and feed back to Inspector.	Complete	28/10//20	CC88
18	9	Settlement Hierarchy Methodology Consultation Evidence Base November 2008 Settlement Hierarchy Methodology Comments and Feedback March 2009 Settlement Hierarchy Methodology Comments and Feedback November 2009 Settlement Hierarchy Methodology Consultation Evidence Base November 2009 Settlement Hierarchy Methodology Comments and Feedback November 2013 Settlement Hierarchy Methodology Consultation Evidence Base November 2013	Complete	09/10/20 09/10/20 29/10/20 29/10/20 09/10/20 09/10/20	CC82 CC81 CC89 CC90 CC78 CC79
19	9	Check progress of Spatial Priority Area application for SE Calderdale and NE Kirklees	1		
20	9	Provide a note on the Notions of Distribution to explain incorrect figures in Table 6 of document BP06.	Complete	23.10.20	CC86
21	9	Apportion "outside settlement" category to a settlement in PHN3/CC51.1 and disaggregate the settlements (+ confirm why Greetland not mentioned/subsumed within Elland)	1		
22	9	Consider Main modification wording of supporting text to HS1 to ensure development does not prevent development in Tier 4 and 5 settlements and the Green Belt	MM		
23	9	Main Modification - alter wording GB1 to align with 2019 NPPF	MM	01.10.20	tbc
24	9	Main Modification - alter wording GB2 to incorporate Affordable Housing and brownfield exceptions wording	MM	01.10.20	tbc
25	8	Main Modification IM4 Clarify which criteria are requirements. Change 'encourage' to 'require' in second sentence	MM		
26	8	Main Modification IM4 Criteria relating to Electric Car Charging points: <ul style="list-style-type: none"> • Qualify whether first bp relates to non-residential or residential development; • Policy wording stronger – 'requires' rather than 'should have, • Include flexibility/where feasible where car parking not located next to a house; • Insert ref to 'slow charging' and clarify in supporting text • Amend criteria that 1 point per house is sought; • Consider a separate policy on electric charging and ref SPD if Council wish; 	MM		

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		<ul style="list-style-type: none"> Reasoned Justification para 13.27: Amend 'encourage' to make stronger 			
27	8	<p>Main Modification IM5 Amend first line from 'should have regard' to 'should/will require.....' making policy more effective.</p>	MM		
28	8	<p>Main Modification IM5 – Public transport accessibility: Main mod to public transport accessibility bullet to remove requirement that all proposals should be located within urban areas or villages (recognising that some development may come forward in the Green Belt), and make it more flexible re. public transport restrictions (recognising that may allow a single house in a small village).</p>	MM		
29	8	<p>Main Modification IM5 Add explanation in supporting text of IM5 to confirm that Transport Assessments and Transport Statements will not be sought from each development and other criteria apply. Reference 'in line with current national guidance' (quoted by Highways).</p>	MM		
30	8	<p>Main Modification IM5 Hierarchy of road users: first sentence: 'should' to be changed to 'will'</p>	MM		
31	8	<p>Main Modification IM6 Amend first sent to be less permissive. 'seeking in most places' needs to be made clear, reference Spatial Priority Area</p> <p>Make clear will seek broadband infrastructure from all new development, unless not feasible and will involve infrastructure to support broadband (ducting not cabling) as developers facilitating and not providing broadband. Appropriate tweaks to policy and supporting text in view of above.</p>	MM		
32	8	<p>Main Modification - IM7 Council to reflect on wording of Policy IM7 on Masterplans:</p> <ol style="list-style-type: none"> Whether to apply strict threshold criteria of 500 or seek where appropriate? Whether to divide policy into two and have separate list of criteria that relate more to smaller scale schemes (which developers need to 'take account' of) 	MM		

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		3. Whether to use site-specific criteria in Appx 1 instead to specify that Masterplan should be sought from specific allocations 4. How to deal with windfall and mixed use applications			
33	8	Average S106 contributions achieved through pps historically and provide NOTE to Inspector.	1		
34	8	Electric Vehicle Charging – carry out sensitivity testing (Dale R.) Document - Policy IM4 Sensitivity Note	1	9.11.20	EV61.4 CC92
35	8	Section 5 of viability report in relation to Part L – check assumptions accord with relevant Government Documents (Dale R. to check) as raised by HBF	1		
36	8	NOTE: Implications for Employment and Mixed Use Sites of recent studies (Aspinall Verdi and Viability Studies)	1		
37	8	Main Modification Reflect PPG and include planning obligations section in Plan, including potential policy, and not subjugate to SPD.	MM		
38	8	NOTE Delivery issues around infrastructure and how prudential borrowing will help cash flow part of delivery. Send scope of note to Programme Officer first in order to confirm what is required in the note with the Inspector.	1	03/11/20	CC84
39	10	Reappraise approach to rural exception villages against Settlement Hierarchy Tiers 4 and 5 and provide a note. Consider whether mods are needed/any settlements to add to existing 11	1		
40	10	Main Modification - Table 16.7 - align indicators and outcomes of Affordable Housing delivery	MM		
41	10	Main Modification - HS2 - Re-consider wording in second sentence of HS2, recognising need for flexibility and ensuring consistency with wording of Policies SD6 and SD7.	MM		
42	10	Prepare a note setting out whether seeking 100% M4(2) dwellings affects site density.	1		
43	10	Provide note on evidence for wheelchair user dwellings, including reference to data provided by Hebden Bridge Disability Forum	1		
44	10	Main Modification – Policy HS8 Include process/strategy for DPD to provide clarity referencing DPD and level of need (7 on current assessment) in Policy HS8. To ensure LP policy consistent with PPTS.	MM		
45	10	Main Modification	MM		

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		Remove criterion i) from HS8 and put in supporting text			
46	10	Main Modification Amend criterion viii in Policy HS8 using same/similar wording as in para 16.63 of Publication Draft - 'to within a reasonable distance'.	MM		
47	10	Other Main Modifications to Policy HS6 as set out in CC57 and Council's Hearing Statement	MM		
48	10	Main Modifications new paragraphs 16.62b and c etc relating to Policy HS8, as set out in the Council's Hearing Statement	MM		
49	11	Inspector agrees to benefit and need of an SPD for the Halifax Town Centre. Leave to Council to determine which policy to hang it off. Main Modification required referencing the SPD.	MM		
50	11	Remove Neighbourhood Centres from Policy RT1 and supporting text.	Modification		
51	11	Add wording to the supporting text of Policy RT4 to reference areas which would benefit from local retailing and service provision improvements as outlined in paragraph 11.35 of HS11.1. However, refer to 'parades' (or similar) not 'centres'.	Modification		
52	11	Additional Local Centre, 'Queens Road South' map missing from Hearing Statement HS11.1. Republish HS11.1 and send map to Inspector.	1		
53	11	Main Modification to RT1 to include Queens Road South as a Local Centre. Policies map – CMBC to re-publish changes to the policies map alongside the main mods to include Local Centres.	MM		
54	11	Main Modification to Policy RT1 to remove the wording "presumption against further retail development outside of existing centres" and replace with wording set out in paragraph 11.40 of the Council's hearing statement HS11.1.	MM		
55	11	Main Modification to Policy RT2 to remove reference to Primary and Secondary Frontages to reflect NPPF 2019 and changes to the Use Class Order and include additional wording in order to protect active centre frontages.	MM		
56	11	Main Modification to Policy RT3 to reflect changes set out in paragraph 11.49 of HS11.1 and to remove reference to "office development" in line with NPPF 2019.	MM		
57	11	Bullet list in RT3 – Inspector will consider Council's argument in hearings and get back in writing. Inspector confirmed in Closing Hearing with the Council that the Inspector was not looking for a main modification to bullet points 2 to 5.	Modification		
58	11	Main modification to bullet point 6 of Policy RT3 Impact Assessment to be reworded to reflect NPPF 2019 and PPG.	MM		
59	11	Main Modification to wording of second to last paragraph of Policy RT3 to reflect paragraph 26 of HS11.2 to ensure changes to existing premises outside town centre	MM		

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		need to be inline with the thresholds in Policy RT3.			
60	11	Main modification to the last paragraph of Policy RT4 to change the wording of “shops” to reflect the new Use Classes E and F2 and other changes set out in paragraph 11.57 of HS11.1.	MM		
61	11	Council to reflect on Use Class Order changes and provide Note outlining the way forward and potential modifications to Policy RT4 and other policies if relevant.	1		
62	11	Main Modification to Policy RT5 to remove last paragraph and replace with wording as set out in HS11.1 paragraph 11.59.	MM		
63	11	Council to look at use of viability term in last sentence of Policy RT6 and bring in line with para 74 NPPF.	Modification		
64	12	Confirm if LP0332 in RCUDP as Employment Allocation. Confirm if LP0032 Employment Allocation in RCUDP.	1		
65	12	The results of the SA on filtered sites to be consolidated into one document.	1		
66	12	Compile into one document the SA of policy options undertaken for the CS. Draw out key findings. Confirm rejected policy options.	1		
67	12	Confirm whether LP0332 Brow Mills was dealt with in the modelling work for Hipperholme	1		
68	12	Amend paragraph 1.1 in Appendix 1 to clarify capacity and developable areas are indicative, to remove the word minor, and to add wording to clarify the capacity and developable area is subject to change depending on the evidence provided at application stage.	Modification		
69	12	Send table of sites for the final structural outcome of the sequential ranking process to the Inspector.	1		
70	12	Undertake sensitivity testing on Purpose 4 for Green Belt Review. Re-do parcel reviews (GBR) and sites (SAAM) omitting Purpose 4. Conclude whether it changes overall results/conclusions	1		
71	12	Produce a note to explain how the conclusions of CC53 tie up with the conclusions in EV51.10. And highlight why there is any deviation.	1		
72	12	Prepare a list of the non-minor Green Belt changes (CC48 and CC48.1), and undertake assessment of these sites/parcels: GBDMIQ01 GBDMIQ02 GBDMIQ12 GBD096 GBD290	1		

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		GBD294 GBD297 GBD304.			
73	12	SD5 and SD6 with regards to new UCO. Council to determine approach and outline potential modifications required.	1		
74	12	Main Modification SD5 and SD6 to specify that any proposals must address issues in App1	MM		
75	12	Main Modification SD7 to specify that any proposals must address issues in App1	MM		
76	12	Prepare note of where the evidence is on each site with regard to flood risk - where is the evidence of sequential test on each site. Briefly explain any mitigation measures. Note setting out how sequential test is satisfied for all sites, and how Exception Test is met for sites: LP0327 – Todmorden; and LP0573 – Brighouse.	1		
77	12	Add all modifications recommended by EA on site allocations to CC57 ⁱ	Modification	01/10/20	
78	12	Add modification suggested by Historic England on HIAs to CC57 ⁱⁱ	Modification		
79	13	LP1232 Main Modification Amend LP1232 Appendix 1 - Constraints, Reports Required and SSC to include mitigation measures from the Planning Application, EIA and Masterplanning, relating to landscaping and residential amenity Main Modification Appendix 1: Amend indicative developable area (map and text) and B floorspace to reflect outline planning permission including any implications of UCO amendments	MM		
80	13	LP1232 - Viability work in outline business case to be added to the examination library	3		
81	13	Mr Carlton to contact the Council to address missing evidence in the examination Library under LP1232. Report back to Inspector.	1		
82	13	LP0032 – Additional wording in the SSCs of Appendix 1 to state that the Transport statement must demonstrate traffic would be no worse than previous employment use relating to severe impact.	Modification		
83	13	LP0032 as an employment site needs to be deleted. Confirmed as not deliverable for employment so can do this prior to consultation as a MU site	Modification		

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84	13	LP0032 - As this is a new site need to consult on it before MMs otherwise if a main modification is proposed to the plan to include it, we may need an extra hearing session.	Modification		
85	13	LP0032 Take account of UCO changes	Modification		
86	13	LP1618 CMBC and HE to continue to negotiate to find suitable solution on heritage assets including new section in NW. Discussions should be ongoing. Insp to undertake site visit. Developer to provide new section showing access road and heights of the units to the south of the site. GB – further technical work on release of area in NW required.	1 Modification		
87	13	LP1622 Landscape concerns. Two options: Determine whether to do landscape work and amend indicative developable area <i>or</i> pull back indicative developable area to exclude eastern slopes and add wording that developable area will be determined through landscape work at application stage. Either way remove area of high sensitivity (Main Modification to map in Appendix 1). Main Modification - Proposed wording change to Appendix 1 to reflect HIA should give flexibility for area of high sensitivity to be excluded from developable area. Wording to be agreed with Historic England. Reflect on UCO changes	MM		
88	13	Reflect on potential implications of UCO changes for all Employment Sites and on Policy EE1 (Note including any necessary modifications).	1		
89	13	Main modifications relating to sites LP0009, 960, 1018 and 1134, as set out in the Council's Hearing Statement and/or Statement of Common Ground with Historic England	MM		
90	14	LP0573 flood risk – Exception Test to be completed/undertaken/evidence presented	1		
91	14	2019 Car Parking Strategy and Brighthouse Town Centre Masterplan to be provided. Provide a short note outlining the council's position on car parking and issues of evening ticketing.	1		
92	14	LP0327 copy of Rose St Project scheme/plan to be included in the EL	3	04.11.20	CC91
93	14	0327 undertake second part of Exception Test (as for LP0573)	1		
94	14	Item 4 – LP1088	3	04.11.20	CC72b

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		Amend Aspinall Verdi report to reflect minor change on site area/capacity.			
95	14	Confirm residential capacity on LP1088	Modification		
96	14	Aspinall Verdi MU Study: Publish updated report	3	04.11.20	CC72b
97	14	Main Modification to appendix 1 for site LP0749 and LP1170 to reflect the agreed changes as set out in the SoCG with Historic England (CC41).	MM		
98	14	Reflect on UCO changes for all MU sites	1		

ⁱ The working list of draft modifications (CC57) will be published following completion of the examination hearings.

ⁱⁱ As above