

# Hatfield Peverel Neighbourhood Development Plan Basic Conditions Statement

June 2023

## Contents

1. Introduction .....	3
2. Adopted strategic local planning policies .....	5
3. Legal requirements of a Neighbourhood Plan.....	6
4. Assessment of the Neighbourhood Plan objectives .....	7
5. Assessment of the Neighbourhood Plan policies against the basic conditions .....	9
6. Compatibility with EU obligations and meeting prescribed conditions.....	31
7. Conclusions.....	31

## 1. Introduction

Paragraph 8(2) of Schedule 4B to the Town and Country Planning Act 1990 as applied to neighbourhood plans by section 38A of the Planning and Compulsory Purchase Act 2004 requires a Neighbourhood Plan to meet the following basic conditions in order to progress to referendum:

- 1) the Neighbourhood Plan has regard to national policies and advice contained in guidance issued by the Secretary of State;
- 2) the making of the Neighbourhood Plan contributes to the achievement of sustainable development;
- 3) the making of the Neighbourhood Plan is in general conformity with the strategic policies contained in the Local Plan;
- 4) the making of the Neighbourhood Plan does not breach, and is otherwise compatible with, EU obligations; and
- 5) prescribed conditions are met in relation to the Neighbourhood Plan and prescribed matters have been complied with in connection with proposals within the Neighbourhood Plan<sup>1</sup>.

When submitting a Neighbourhood Plan to a local authority, Regulation 15 of the Neighbourhood Planning (General) Regulations 2012 (as amended) states that the Plan should be accompanied by a statement which identifies how the draft Neighbourhood Plan meets the requirements of the basic conditions listed above. This statement is referred to as a Basic Conditions Statement.

The basic conditions require a different level of assessment between national and local planning policy. In relation to national policies and advice, neighbourhood plans are only required to 'have regard' to their content, therefore referencing and relating appropriately to relevant national policy and guidance. In relation to local planning policy, neighbourhood plans are required to be 'in general conformity' with strategic policies, therefore complying, agreeing, and seeking similar outcomes as local strategic planning policies.

The Parish was designated as a Neighbourhood Area for the purposes of producing a Neighbourhood Development Plan in March 2015 and the Hatfield Peverel Neighbourhood Development Plan (HPNDP) was made in 2019. In 2021, the Parish Council started a review and update of the HPNDP. The draft updated HPNDP was published for Regulation 14 consultation on 3 March to 14 April 2023.

The HPNDP update and this Basic Conditions Statement have been informed by the Strategic Environmental Assessment (SEA) and Habitat Regulations Assessment (HRA) Screening Report<sup>2</sup> produced by Place Services in January 2023.

The HPNDP and this Basic Conditions Statement have been produced in conformance with the strategic policies of the development plan for the area, including the Essex Minerals Local Plan (2014), the Essex and Southend-on-Sea Waste Local Plan (2017), and Braintree District Council's

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<sup>1</sup> Regulations 32 and 33 of the Neighbourhood Planning (General) Regulations 2012 (as amended) add a basic condition for Neighbourhood Plans in addition to those set out in the primary legislation, requiring the making of the Neighbourhood Plan to not have a likely significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2012).

<sup>2</sup> Hatfield Peverel Neighbourhood Development Plan Strategic Environmental Assessment (SEA) and Habitat Regulations Assessment (HRA) Screening Report, Place Services, January 2023

Local Plan 2033. The Braintree District Local Plan 2033 is formed of Section 1 and 2. Section 1 of the Local Plan was adopted in February 2021 and Section 2 was adopted in July 2022.

This statement supports the submission of the update to the HPNDP. The statement will begin by clarifying which adopted and emerging local planning policies are considered to be strategic and outlining how the overarching legal requirements of a Neighbourhood Plan are met. The remaining sections of the statement will review each Neighbourhood Plan objective and policy to consider how they meet the requirements of the basic conditions.

## 2. Adopted strategic local planning policies

Part 3 of the basic conditions listed in section 1 above requires a neighbourhood plan to be ‘in general conformity with the strategic policies contained in the Local Plan’. Given the local planning policy context in Braintree District outlined above, this would require the HPNDP update to consider the strategic policies contained within the Braintree District Local Plan 2033.

The strategic policies in the adopted Local Plan are set out in Table 1 below.

**Table 1: Adopted strategic local planning policies within Braintree District**

Identified strategic policies
Policy SP 1 Presumption in Favour of Sustainable Development
Policy SP 2 Recreational disturbance Avoidance and Mitigation Strategy (RAMS)
Policy SP 3 Spatial Strategy for North Essex
Policy SP 4 Meeting Housing Needs
Policy SP 5 Employment
Policy SP 6 Infrastructure and Connectivity
Policy SP 7 Place Shaping Principles
Policy SP 8 Development and Delivery of a New Garden Community in North Essex
Policy SP 9 Tendring/Colchester Borders Garden Community
Policy LPP2 Location of Employment Land
Policy LPP3 Employment Policy Areas
Policy LPP9 Retailing and Regeneration
Policy LPP16 Housing Provision and Delivery
Policy LPP17 Strategic Growth location – Land East of Great Notley, South of Braintree
Policy LPP18 Strategic Growth Location – Land East of Broad Road, Braintree
Policy LPP19 Strategic Growth Location – Former Towerlands Park Site
Policy LPP20 Strategic Growth Location – North West Braintree
Policy LPP21 Strategic Growth Location – Land at Feering
Policy LPP22 Strategic Growth Location – Wood End Farm, Witham
Policy LPP29 Strategic Growth Location – Land between A12 and GEML, Hatfield Peverel
Policy LPP31 Affordable Housing
Policy LPP34 Gypsy and Traveller and Travelling Showpersons’ Accommodation
Policy LPP42 Sustainable Transport
Policy LPP45 New Road Infrastructure
Policy LPP47 Built and Historic Environment
Policy LPP63 Natural Environment and Green Infrastructure
Policy LPP64 Protected Sites
Policy LPP78 Infrastructure Delivery and Impact Mitigation

### **3. Legal requirements of a Neighbourhood Plan**

The HPNDP update has been produced by Hatfield Peverel Parish Council. The Parish Council is a qualifying body to produce a Neighbourhood Plan in accordance with Schedule 9 of the Localism Act 2011.

In 2015, and in accordance with Part 2 of the Neighbourhood Planning Regulations 2012, BDC formally designated Hatfield Peverel Parish as a Neighbourhood Area for the purposes of producing a Neighbourhood Plan.

The draft HPNDP update contains policies relating to the development and use of land within the neighbourhood area. All policies have been prepared in accordance with the statutory requirements and processes set out in the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Planning Regulations 2012.

The draft updated HPNDP relates to the period 2023-2038. The NDP update seeks to provide additional protection for the NDP policies by extending the Plan period from 2033 to 2038. The draft HPNDP does not propose policies relating to mineral extraction and waste development, nationally significant infrastructure, or any other matters set out in Section 61K of the Town and Country Planning Act 1990.

The draft Plan relates only to the parish of Hatfield Peverel. There are no other Neighbourhood Plans in place or proposed within the neighbourhood area.

## 4. Assessment of the Neighbourhood Plan objectives

Through ongoing engagement with the local community, the Hatfield Peverel Neighbourhood Development Plan Committee identified 9 objectives to guide the production of the Neighbourhood Plan. Table 2 assesses the general themes of the identified objectives against the requirements of the basic conditions, to consider if the objectives have regard to national planning policy and advice, and conform with the identified strategic local planning policy listed in Table 1.

**Table 2: Assessment of the Hatfield Peverel Neighbourhood Development Plan Objectives against the requirements of the basic conditions**

Objectives	Have regard to national planning policy	Objectives conform with the following local strategic planning policies:
To build a strong economic and social centre for both Hatfield Peverel and Nounsley, which will provide sustainability for the community	NPPF Section 6 <i>Building a strong competitive economy</i>  NPPF Section 7 <i>Ensuring the vitality of town centres</i>  NPPF Section 8 <i>Promoting healthy and safe communities</i>	LPP 2 Location of Employment Land  LPP9 Retailing and Regeneration  SP 5 Employment
To sustain economic growth by enhancing employment opportunities in the Parish, having a thriving retail core and increased options for home working	NPPF Section 6 <i>Building a strong competitive economy</i>  NPPF Section 7 <i>Ensuring the vitality of town centres</i>	LPP 2 Location of Employment Land  LPP9 Retailing and Regeneration  SP 5 Employment
To have effective, superfast broadband and excellent mobile telephone provision for all residents and businesses	NPPF Section 10 <i>Supporting High quality communications</i>	LPP78 Infrastructure Delivery and Impact Mitigation  SP 6 Infrastructure and Connectivity
To continue to be separate distinctive settlements with open green areas maintained between Hatfield Peverel, Nounsley, Witham, Boreham and the wider district	NPPF Section 12 <i>Achieving well-designed spaces</i>  NPPF Section 15 <i>Conserving and enhancing the natural environment</i>	LPP63 Natural Environment and Green Infrastructure  SP 7 Place Shaping Principles
To retain the rural character of the village with protected open spaces, enhanced natural environment and	NPPF Section 8 <i>Promoting healthy and safe communities</i>	LPP63 Natural Environment and Green Infrastructure  LPP64 Protected Sites  SP 7 Place Shaping Principles

Objectives	Have regard to national planning policy	Objectives conform with the following local strategic planning policies:
recreation facilities for health and wellbeing	NPPF Section 15 <i>Conserving and enhancing the natural environment</i>	
To have effective communication links with well managed traffic and parking, improved walking and cycling routes and a range of travel options	NPPF Section 9 <i>Promoting sustainable transport</i>	SP 6 Infrastructure and Connectivity SP 7 Place Shaping Principles
To support access for all residents to appropriate education and health services	NPPF Section 8 <i>Promoting healthy and safe communities</i>	LPP78 Infrastructure Delivery and Impact Mitigation SP 6 Infrastructure and Connectivity
To ensure the provision of high-quality housing suitable for all ages with easy access to essential services where family members can remain living locally	NPPF Section 12 <i>Achieving well-designed spaces</i>	LPP47 Built and Historic Environment SP 7 Place Shaping Principles
To ensure all development in the Parish is sustainable	NPPF Section 2 <i>Achieving Sustainable Development</i>  NPPF Section 5 <i>Delivering a sufficient supply of homes</i>  NPPF Section 8 <i>Promoting healthy and safe communities</i>  NPPF Section 11 <i>Making effective use of land</i>  NPPF Section 14 <i>Meeting the challenge of climate change, flooding and coastal change</i>	LPP47 Built and Historic Environment  SP 1 Presumption in Favour of Sustainable Development  SP 7 Place Shaping Principles

Table 2 demonstrates that the HPNDP update objectives have regard to national planning policy and generally conform with local strategic planning policy.



## 5. Assessment of the Neighbourhood Plan policies against the basic conditions

There are 22 policies within the HPNDP. This section will review each policy against the requirements of the basic conditions.

### Policy SD1 Sustainable Development

Summary of HPNDP policy	
All new development proposals should seek to deliver sustainable development in accordance with the overarching economic, social, and environmental objectives of the National Planning Policy Framework.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF paragraph 8, 11a	Support sustainable development.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP1	Support sustainable development.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements have regard to national planning policy and conform with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting development that meets social, economic and environmental objectives.	

## Policy HPB1 Development Boundaries for Hatfield Peverel and Nounsley

Summary of HPNDP policy	
Development proposals within the development boundaries will be supported where they meet the aims of sustainable development and policy requirements in the HPNDP. Only proposals for rural exception sites in sustainable locations will be supported outside the development boundaries.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF paragraph 8, 11a	Support sustainable development.
NPPF 78	Support the provision of rural exception sites to meet identified local needs.
NPPF 79, 80	Support new development within settlement boundaries.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP1	Support sustainable development.
SP3	Support future growth within existing settlements to avoid coalescence.
SP4	Meet housing needs.
LPP16	Meet housing needs.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>Development outside development boundaries is restricted to rural exception sites.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
Non-strategic local planning policy LPP1 Development Boundaries supports development within development boundaries and development outside development boundaries is restricted to uses appropriate to the countryside. The policy builds on and does not contradict national and local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting development that meets social, economic and environmental objectives.	

## Policy ECN1 Support for Local Businesses

Summary of HPNDP policy	
New business uses and the expansion of existing businesses will be supported where there is no unacceptable impact on residential amenity and the scale and design is sympathetic to the location. Changes from B2/B8 to E will not be supported. Proposals for B8 uses will be resisted.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 81	Support economic growth and protect existing businesses.
NPPF 111, 130	Support good design, sympathetic to local character and landscape setting.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>Changes from B2/B8 to E will not be supported.</li> </ul>	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP5	Support economic growth.
SP7	Support good design, sympathetic to local character and protect amenity.
LPP2	Protect existing businesses.
LPP3	Changes from B2/B8 to E will not be supported.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>Policy LPP3 does not support changes from B2/B8 to E uses in Employment Policy Areas, which are not located in Hatfield Peverel.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements go beyond national planning policy and local strategic planning policy. However, the policy reflects strategic local planning policy requirements. The policy builds on and does not contradict national and local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting sustainable economic growth.	

## Policy ECN2 Working from Home

Summary of HPNDP policy	
Development proposals should be able to accommodate a home office and detail how a homeworking space will be provided. Large development should make provision for accessible work hubs able to serve the community.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 81	Support economic growth.
NPPF 126	Create places to work.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>• Provide homeworking space. Provide work hubs in large development.</li> </ul>	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP5	Support economic growth.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>• Provide homeworking space. Provide work hubs in large development.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements go beyond national and local strategic planning policy. However, the policy responds to current social and economic conditions, and supports evolving working patterns. The policy builds on and does not contradict national and local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Support development which meets economic needs.	

## Policy ECN3 Broadband & Mobile Connectivity

<b>Summary of HPNDP policy</b>	
New, superfast broadband and mobile infrastructure will be supported. Development proposals should demonstrate how they will contribute and be compatible to superfast broadband and high-quality internet connectivity. Suitable ducting should be provided where no internet provider is available.	
<b>Have regard to national planning policy</b>	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 114	Support the provision of broadband.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
Provide ducting where no internet provider is available.	
<b>Conformity with local strategic planning policy</b>	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP6 d)	Support digital connectivity with ultrafast broadband in all new dwellings.
LPP78	Support the provision of infrastructure to meet need arising from new development, including telecommunications.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
The policy requirements have regard to national planning policy and conform with local strategic planning policy. Non strategic local planning policy LPP 46 Broadband supports the delivery of broadband for all new residential and commercial development.	
<b>Contribution towards the achievement of sustainable development:</b>	
Support economic needs with the provision of communications infrastructure.	

## Policy ECN4 Protection of Commercial Premises

Summary of HPNDP policy	
Proposals resulting in the loss of Class E/F2/sui generis commercial uses will only be supported if the use is no longer viable, the premises have been marketed for at least six months, there is no need for the facility or a suitable replacement has been provided. Economic activity is encouraged in the identified three commercial zones. Change of use from Class C3 to E/F2/sui generis uses will be supported in the zones.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 81	Support economic growth and protect existing businesses.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>• The protection of specific use classes.</li> <li>• Marketing class E/F2/sui generis use classes for a minimum of six months.</li> </ul>	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP5	Support economic growth.
LPP2	Retain existing businesses where viable.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>• Support the loss of E/F2/sui generis premises if marketed for at least six months.</li> <li>• Designation of three commercial zones in Hatfield Peverel and the protection of specific use classes in these zones.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements go beyond national planning policy and local strategic planning policy. Strategic local planning policy LPP3 identifies employment policy zones to protect existing employment uses under particular use classes, Policy ENC4 takes a similar approach for Hatfield Peverel. The policy builds on and does not contradict national and local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting economic growth.	

## Policy ECN5 Public Realm

Summary of HPNDP policy	
Businesses should consider the visual impact they make on the area and enhance it with reference to relevant design guidance. Enhancement includes streetscape elements and should benefit pedestrians and cyclists, create focal points for business activity and community interaction.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 92, 104, 106, 110, 112	Provide pedestrian and cycle access.
NPPF 126, 130	Design beautiful places for communities.
NPPF 130	Enhance streetscapes.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP7	Support good design, improve the public realm, prioritise pedestrians and cyclists, and creative active and inclusive spaces.
LPP42	Prioritise pedestrian and cycle access.
LPP47	Support good design, respond to the local context and contribute to the public realm.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements have regard to national planning policy and conform with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Meet economic needs with high quality design.	

## Policy HPE1 Natural Environment & Biodiversity

<b>Summary of HPNDP policy</b>	
<p>Development proposals should retain existing and provide new planting and habitats, and protect and enhance geodiversity.</p> <p>Development proposals should deliver BNG and demonstrate how biodiversity outputs will be monitored.</p> <p>Planting should be locally native species.</p> <p>Development proposals should consider the benefits of the best and most versatile agricultural land, its contribution to local food security and sustainability, and climate change impacts.</p>	
<b>Have regard to national planning policy</b>	
<b>Relevant section of national planning policy and guidance</b>	<b>How the Neighbourhood Plan policy has regard to national planning policy and guidance</b>
NPPF 120	Consider food security.
NPPF 174	Protect the best and most versatile agricultural land.
NPPF 174, 179	Provide and enhance geodiversity, biodiversity, and biodiversity net gain.
<b>Relevant section of national planning policy and guidance</b>	<b>How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance</b>
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
<ul style="list-style-type: none"> <li>Plant native species.</li> </ul>	
<b>Conformity with local strategic planning policy</b>	
<b>Relevant local strategic planning policy</b>	<b>How the Neighbourhood Plan policy conforms with local strategic planning policy</b>
SP6	Support the provision of land for food growing.
SP7	Provide and enhance biodiversity.
LPP63	Protect and enhance habitats, biodiversity and geodiversity.
<b>Relevant section of local planning policy and guidance</b>	<b>How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy</b>
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<ul style="list-style-type: none"> <li>Monitor biodiversity net gain.</li> <li>Plant native species.</li> </ul>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
<p>The policy requirements have regard to national planning policy and conform with local strategic planning policy. Under the Environment Act 2021, all planning permissions will be required to deliver at least 10% biodiversity net gain from November 2023. Non strategic local planning policy LPP52 Layout and Design of New Development supports the planting of native species in landscape proposals. The policy builds on and does not contradict national and local strategic planning policy.</p>	
<b>Contribution towards the achievement of sustainable development:</b>	
Maintaining and enhancing the natural environment.	



## Policy HPE2 Air Pollution

<b>Summary of HPNDP policy</b>	
<p>Major development proposals with the potential or existence of air pollution must be supported by an air quality assessment using automatic measuring equipment over 12 months, and modelling of the cumulative impact of the development within and outside Hatfield Peverel and Nounsley.</p> <p>Major development proposals will be not supported where WHO and Defra objectives in the Environment Bill are not achieved unless traffic movement associated with the development would not increase local air pollution levels.</p> <p>Financial contributions to address harm will only be acceptable with evidence mitigation measures will avoid worsening air quality.</p>	
<b>Have regard to national planning policy</b>	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 174	Prevent unacceptable levels of air pollution from new development.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
<ul style="list-style-type: none"> <li>• Air pollution from new development to not exceed Defra and WHO limits.</li> <li>• Requirements for air quality assessments and modelling from major development proposals.</li> </ul>	
<b>Conformity with local strategic planning policy</b>	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
LPP63	New development to avoid pollution of the natural environment.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<ul style="list-style-type: none"> <li>• Air pollution from new development to not exceed Defra and WHO limits.</li> <li>• Air quality assessments and modelling from major development proposals.</li> </ul>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
<p>The policy requirements go beyond national planning policy and local strategic planning policy. Non strategic local planning policy LPP70 Protecting and Enhancing Natural Resources, Minimising Pollution and Safeguarding from Hazards requires new proposals to prevent unacceptable risks from air pollution. Applications where there is the presence or risk of air pollution must include an assessment of hazards. The policy builds on and does not contradict national and local strategic planning policy.</p>	
<b>Contribution towards the achievement of sustainable development:</b>	
Protect the environment by monitoring and managing air quality.	

## Policy HPE3 Protection of Local Green Space

Summary of HPNDP policy	
Development proposals resulting in the loss of identified Local Green Spaces will not be supported.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 101	Identified Local Green Space in the HPNDP
NPPF 103	Protect loss of Local Green Space from development
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
LPP63	Protect and enhance the natural environment.
LPP64	Protect designated natural environment spaces.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements have regard to national planning policy and conform with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Protect the natural environment and valued community spaces by maintaining Local Green Spaces.	

## Policy HPE4 Sport & Recreation Provision

<b>Summary of HPNDP policy</b>	
Development proposals resulting in the loss of recreational facilities will only be supported where a replacement facility of equal or more quality is provided. The provision of additional sports and recreation facilities will be encouraged. Current allotment sites, the Community Park and Community Land will be protected. No building will be allowed on the Strutt Memorial Recreation Ground unless it serves a recreational use.	
<b>Have regard to national planning policy</b>	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPF 93	Protect valued community facilities.
NPPF 93, 99	Protect sports and recreational facilities.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
<b>Conformity with local strategic planning policy</b>	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP6	Support the provision of active play places.
LPP78	Support the provision of infrastructure to meet need arising from new development.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<ul style="list-style-type: none"> <li>Avoid the loss of recreational facilities.</li> </ul>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
The policy requirements have regard to national planning policy and conform with local strategic planning policy. Non strategic local planning policy LPP50 Provision for Open Space, Sport and Recreation supports the provision of open space or recreational facility.	
<b>Contribution towards the achievement of sustainable development:</b>	
Contribute to community needs by protecting community facilities and spaces.	

## Policy HPE5 Protection of Landscape Setting

Summary of HPNDP policy	
The village landscape setting will be protected. Development proposals should not detract from key landscape features in the Hatfield Peverel Local Landscape Character Assessment and the identified views in the HPNDP. Development proposals in an area identified as an important view should demonstrate the impact of the development on the surrounding landscape.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 120 c)	Design should be sympathetic to landscape setting.
NPPF 127	Protect key landscape features identified in the HPNDP and its evidence base.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
LPP63	Protect and enhance the natural environment.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>• Protect landscape character and features.</li> <li>• Development proposals to include an assessment of their impact on the landscape.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements have regard to national planning policy and conform with local strategic planning policy. Non strategic local planning policy LPP67 Landscape Character and Features supports the protection of landscape character and features, and requires development proposals to include an assessment of their impact on the landscape.	
Contribution towards the achievement of sustainable development:	
Protect valued features of the natural environment.	

## Policy HPE6 Flooding and SuDS

Summary of HPNDP policy	
Development proposals should include mitigation measures against future risk to properties, residents and wildlife from flooding, and located away from areas prone to flooding. SuDS will be expected on all sites.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance

NPPF 159	Development proposals should avoid and reduce the risk of flooding.
NPPF 169	Development proposals to include SuDS.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
SuDS should be incorporated on all sites. NPPF paragraph 169 only refers to major development,	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP7	Development proposals to include flood mitigation measures and SuDS.
LPP63	Development proposals should tackle climate change.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
<p>The policy requirements have regard to national planning policy and conform with local strategic planning policy.</p> <p>The requirements go beyond national planning policy, expecting the provision of appropriate SuDS on all site.</p> <p>Non strategic local planning policies LPP74 Flooding Risk and Surface Water Drainage and LPP76 Sustainable Urban Drainage Systems support flood resilient development and the provision of SuDS.</p>	
Contribution towards the achievement of sustainable development:	
Mitigate the impacts of climate change by managing the risk of flooding on development.	

## Policy HPE7 Coalescence Safeguarding Zone

<b>Summary of Hatfield Peverel Neighbourhood Plan policy</b>	
Development proposals will be supported which would not detrimentally impact the character of Hatfield Peverel and Nounsley and result in coalescence.	
New development proposals within the Coalescence Safeguarding Zone (CSZ) must include an assessment of the impacts upon the character and appearance of the surrounding area and the potential for the development to result in the coalescence of settlements.	
Major new development proposals within the CSZ should include a visual impact assessment.	
<b>Have regard to national planning policy</b>	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 80	Planning policies and decisions should avoid the development of isolated homes in the countryside
NPPF 112, 130 c)	Planning applications should respond to local character
NPPF 174 b)	Planning policies and decisions should recognise the character of the countryside
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>• Avoid the coalescence of settlements.</li> <li>• Produce a visual impact assessment to support development proposals.</li> </ul>	
<b>Conformity with local strategic planning policy</b>	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP3	Future growth will be planned to ensure existing settlements maintain their distinctive character and role, and to avoid coalescence between them.
SP7, LPP47	All new development should respond positively to local character.
LPP1	New development should protect countryside character.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>• Protect local landscape character.</li> <li>• Avoid and mitigate coalescence.</li> <li>• Produce a visual impact assessment to support development proposals.</li> </ul>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
While the Policy goes beyond the requirements of national and local planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.	
Non strategic local planning policy LPP67 Landscape Character and Features requires development proposals to include an assessment of their impact on the landscape. The principal approach of identifying an area in order to prevent the coalescence of settlements is included within Local Plan Policy LP68 Green Buffer. While there are no buffers included within Hatfield Peverel, HPNDP Policy HPE7 provides a local extension to Local Plan Policy LPP68 for relevant areas of Hatfield Peverel.	
<b>Contribution towards the achievement of sustainable development:</b>	

Supporting the protection of the countryside, the character of existing settlements and seeking to achieve well-designed places.

### Policy F11 Transport & Access

Summary of HPNDP policy	
Development proposals must be supported by a Transport Statement/Assessment and Travel Plan. New development must provide pedestrian and cycle route to public transport and facilities, and local and national networks. Accessible routes are supported.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 92, 104, 106, 110, 112	Provide pedestrian and cycle access.
NPPF 110	Encourage sustainable transport modes.
NPPF 110	Support accessibility for people of all mobilities
NPPF 113	Produce a Transport Statement or Assessment and a Travel Plan.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>All development proposals to produce a Transport Statement or Assessment and a Travel Plan.</li> </ul>	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP6	Provide walking and cycling routes to key centres.
LPP42	Provide pedestrian and cycling routes integrated to wider networks. Support accessibility for people of all mobilities. Developers may be required to produce Travel Plans, Transport Assessments and Statements.
LPP78	Support the provision of infrastructure to meet need arising from new development, including transport.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>All development proposals to produce a Transport Statement or Assessment and a Travel Plan.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
While the Policy goes beyond the requirements of national and local planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Promoting sustainable transport and managing traffic levels.	

## Policy F12 Parking

Summary of HPNDP policy	
<p>Development should provide vehicle and cycle parking in line with relevant guidance. Off street parking should be provided for residential dwellings and garages should be sympathetic to the design of the dwelling.</p> <p>Development proposals should identify opportunities to provide public car parking near community services.</p> <p>New public parking should provide secure cycle parking.</p> <p>Retain existing public parking unless an equivalent or better facility is provided.</p> <p>Development proposals that improve parking facilities to the train station will be supported.</p>	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 104	Consider parking in the design of schemes
NPPF 106	Provide cycle parking facilities
NPPF 108	Development proposals should comply with local parking standards.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP7	Provide parking facilities.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>Retain existing public parking.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
<p>Non strategic local planning policy LPP43 Parking Provision supports the provision of vehicular and cycle parking in line with relevant guidance, and the protection of existing car parks. While the Policy goes beyond the requirements of national and local planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.</p>	
Contribution towards the achievement of sustainable development:	
Support high quality design through parking.	



## Policy F13 Education & Health Infrastructure

<b>Summary of HPNDP policy</b>	
New development will be supported which can demonstrate there is sufficient educational capacity or additional capacity can be delivered. Educational facilities, healthcare infrastructure and development proposals supporting improvements to healthcare infrastructure will be encouraged. Loss of healthcare or educational facilities will be resisted.	
<b>Have regard to national planning policy</b>	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF para 34, 54, 55, 56, 57	New development proposals should contribute towards education and health infrastructure.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
<b>Conformity with local strategic planning policy</b>	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP6	New development proposals should contribute towards education and health infrastructure.
LPP78	Support the provision of infrastructure to meet need arising from new development, including health and education.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
The policy requirements have regard to national planning policy and conform with local strategic planning policy.	
<b>Contribution towards the achievement of sustainable development:</b>	
Meet the needs of community by meeting infrastructure demand.	

## Policy FI4 Retention of Assets of Community Value

Summary of HPNDP policy	
Development proposals resulting in the loss or harm of an ACV will be resisted and only supported where there is no need for the facility or a replacement can be provided.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 84d), 93	Retain community facilities
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
n/a	
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>Retain assets of community value.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
Non strategic local planning policy LPP61 Local Community Services and Facilities supports the retention of community facilities. While the Policy goes beyond the requirements of national and local planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting the contribution of community facilities.	

## Policy F15 Developer Contributions

Summary of HPNDP policy	
Development proposals should provide infrastructure contributions (including Essex RAMS contributions) or demonstrate why they are unable to. Planning applications should demonstrate their impact on local infrastructure and identify mitigation measures.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF para 34, 54, 55, 56, 57	New development proposals should contribute towards infrastructure projects identified in the Neighbourhood Plan and associated with the allocated site.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
<ul style="list-style-type: none"> <li>Planning applications should demonstrate their impact on local infrastructure and mitigation measures.</li> </ul>	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP2	New development proposals should contribute towards mitigation measures in accordance with RAMS.
SP6	New development proposals should contribute towards infrastructure projects identified in the Neighbourhood Plan and associated with the allocated site.
LPP78	New development proposals should contribute to mitigation measures to meet need arising from new development. New development proposals to demonstrate there is sufficient infrastructure capacity to meet need or capacity can be provided by the new development.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
While the Policy goes beyond the requirements of national planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting the sustainable growth of communities with the provision of appropriate levels of infrastructure.	

## Policy H01 Housing Mix and Type

Summary of HPNDP policy	
Development proposals should provide a mix of housing types, and have regard to the surrounding density. Development proposals providing older peoples housing and dwellings meeting M4(2) and M4(3) standards will be supported. Retirement housing should be in a sustainable location, and have regard to character, amenity, landscape.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF Section 5	Meet housing needs by providing a mix of housing types.
NPPF 130	Design accessible dwellings.
NPPF 130	Design dwellings with regard to character, density and the surrounding built and landscape setting.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP4	Meet local housing needs.
SP7, LPP47	Design dwellings with regard to character, density and the surrounding built and landscape setting.
LPP16	Meet housing needs.
LPP47	Design new development to meet changing needs of future occupiers.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
<ul style="list-style-type: none"> <li>• Provide a mix of housing types</li> <li>• Have regard to the surrounding density.</li> </ul>	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
Non strategic local planning policy LPP33 Specialist Housing supports the provision of accessible dwellings and housing for elderly people. Policy LPP35 Housing Mix, Density and Accessibility supports the provision of a mix of housing types at appropriate densities. While the Policy goes beyond the requirements of national and local planning policy, the Policy has regard to national planning policy and is in general conformity with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Supporting high quality design and development that meets housing needs.	

## Policy DE1 Design

<b>Summary of HPNDP policy</b>	
<p>Development proposals should have regard to relevant design guidance.</p> <p>Development proposals should demonstrate design is in keeping with the surrounding area, sustainable design including a 'fabric first' approach, high quality surface materials, landscaping, space for waste and recycling, permeability, reduced fire risk, provision for charging EV.</p> <p>Development proposals should have a minimum garden size of 100m<sup>2</sup> with exceptions.</p> <p>Residential development proposals should design out crime, incorporating Secured by Design, and provide safe play spaces,</p>	
<b>Have regard to national planning policy</b>	
<b>Relevant section of national planning policy and guidance</b>	<b>How the Neighbourhood Plan policy has regard to national planning policy and guidance</b>
NPPF 104, 106, 111	Encourage sustainable transport modes.
NPPF 111	Support electric vehicle charging points.
NPPF 126	Incorporate sustainable design features.
NPPF 127-129, 133	Use relevant design guidance.
NPPF 111, 130	Support good design, sympathetic to local character and landscape setting.
<b>Relevant section of national planning policy and guidance</b>	<b>How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance</b>
<b>Topics within the policy which are not included within national planning policy and guidance</b>	
<ul style="list-style-type: none"> <li>• Garden size minimums.</li> <li>• Design to reduce fire risk.</li> <li>• Design for waste and recycling.</li> <li>• Incorporating Secured by Design principles.</li> </ul>	
<b>Conformity with local strategic planning policy</b>	
<b>Relevant local strategic planning policy</b>	<b>How the Neighbourhood Plan policy conforms with local strategic planning policy</b>
SP7, LPP67	Support sustainable design.
SP7, LPP47	Design dwellings with regard to character, density and the surrounding built and landscape setting.
LPP42	Encourage sustainable transport modes and provide charging infrastructure.
<b>Relevant section of local planning policy and guidance</b>	<b>How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy</b>
<b>Topics within the policy which are not included within local strategic planning policy</b>	
<ul style="list-style-type: none"> <li>• Garden size minimums.</li> <li>• Design to reduce fire risk.</li> <li>• Design for waste and recycling.</li> <li>• Incorporating Secured by Design principles.</li> </ul>	
<b>Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy</b>	
<p>The requirements within the policy go beyond national and local strategic planning policy. However, these requirements do not contradict national and local strategic planning policy, and build on existing national and local strategic policy to provide locally specific</p>	

requirements. Non strategic local planning policy LPP41 Garden Extensions sets out policy requirements for garden extensions.

The policy therefore does not contradict national and local strategic planning policy.

Contribution towards the achievement of sustainable development:

Meeting housing need with high-quality sustainable design.

## Policy HE1 Heritage

Summary of HPNDP policy	
Development proposals should protect and enhance designated and non-designated heritage assets and their setting. Development proposals which could impact a heritage asset or their setting should demonstrate the impact is not detrimental, or it can enhance an asset, increased use of the asset would not impact it, the benefits outweigh the harm, and the design is sympathetic to the asset.	
Have regard to national planning policy	
Relevant section of national planning policy and guidance	How the Neighbourhood Plan policy has regard to national planning policy and guidance
NPPF 192	Protect and enhance designated and non-designated heritage assets and their setting.
NPPF 199-203	Development proposals will be considered which enhance or do not harm the heritage asset.
Relevant section of national planning policy and guidance	How has the Neighbourhood Plan policy <u>not</u> had regard to national planning policy and guidance
Topics within the policy which are not included within national planning policy and guidance	
Conformity with local strategic planning policy	
Relevant local strategic planning policy	How the Neighbourhood Plan policy conforms with local strategic planning policy
SP7, LPP47	Mitigate the impact of development on the surrounding area with regard to character and materials. Protect and enhance heritage assets.
Relevant section of local planning policy and guidance	How does the Neighbourhood Plan policy <u>not</u> conform with local strategic planning policy
Topics within the policy which are not included within local strategic planning policy	
Conclusions on having regard to national planning policy and guidance and conforming with local strategic policy	
The policy requirements have regard to national planning policy and conform with local strategic planning policy.	
Contribution towards the achievement of sustainable development:	
Protecting key features of the historic environment.	

## 6. Compatibility with EU obligations and meeting prescribed conditions

Place Services produced a Strategic Environmental Assessment (SEA) and Habitat Regulations Assessment (HRA) Screening Report<sup>3</sup> to support the production of the Neighbourhood Plan.

Regarding the SEA, the report concluded that *'the Plan does not allocate any land for development purposes and seeks to strengthen the protection and enhancement of assets at the local level and in a local context'*. On this basis, an SEA was not required.

In relation to the HRA, the report concluded that the Plan *'is not predicted to have Likely Significant Effect on the designated features of a Habitats site, either alone or in combination with other plans and projects'*. The policies contained within the HPNDP update are therefore not likely to have significant effects on a European site (as defined in the Conservation of Habitats and Species Regulations 2012) or a European offshore marine site (as defined in the Offshore Marine Conservation (Natural Habitats, and c.) Regulations 2007) either alone or in combination with other plans or projects. On this basis, the production of a HRA was not required.

The HPNDP update therefore does not breach, and is otherwise compatible with, EU obligations. The HPNDP update meets all prescribed conditions for a Neighbourhood Plan outlined within the Neighbourhood Planning Regulations 2012 (as amended).

## 7. Conclusions

This Basic Conditions Statement demonstrates how the Hatfield Peverel Neighbourhood Development Plan update meets the requirements of the basic conditions. The objectives contained within the HPNDP update were assessed as meeting the neighbourhood plan basic conditions. All HPNDP update policies have been prepared with regard to national planning policy and are considered to be in general conformity with local strategic planning policy. All HPNDP update policies contribute towards the achievement of sustainable development. No issues have been identified regarding the compatibility of the policies with EU obligations or meeting the prescribed conditions.

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<sup>3</sup> Hatfield Peverel Neighbourhood Development Plan Strategic Environmental Assessment (SEA) and Habitat Regulations Assessment (HRA) Screening Report, Place Services, January 2023