



## Scopwick and Kirkby Green Neighbourhood Plan Publicity Stage Response Form

Scopwick and Kirkby Green Parish Council has submitted their draft Neighbourhood Plan to the District Council, and we would welcome your comments on its contents. The consultation runs from **Friday 17 June until Friday 29 July**.

In order for your comments to be taken into account at the Neighbourhood Plan examination, and to keep you informed of the future progress of the Neighbourhood Plan, your contact details are needed. All comments will be publicly available.

The Neighbourhood Plan and supporting documents can be viewed via the following link:

[Scopwick and Kirkby Green Neighbourhood Plan - Regulation 16 Consultation | North Kesteven District Council \(n-kesteven.gov.uk\)](https://www.n-kesteven.gov.uk/scopwick-and-kirkby-green-neighbourhood-plan-regulation-16-consultation)

Should you wish to view a hard copy of the documents, please contact Dr D Nelson in Scopwick on 01526 322292 or e-mail [dnelson1160@gmail.com](mailto:dnelson1160@gmail.com). Hard copies are also available at the District Council Offices in Sleaford, please contact the Partnerships Team on 01529 414155.

Please return this form by **5pm on Friday 29 July 2022**.

By e-mail to: [NeighbourhoodPlanning@n-kesteven.gov.uk](mailto:NeighbourhoodPlanning@n-kesteven.gov.uk)

Or by post to: Partnerships Team  
North Kesteven District Council  
District Council Offices  
Kesteven Street  
Sleaford  
Lincolnshire  
NG34 7EF.

**GDPR Statement:** Your responses will be processed in accordance with the Data Protection Act 2018. We treat your personal data with the utmost care and take appropriate steps to protect it. We do not sell your personal information to anyone and will never share your information for marketing purposes. The Council will hold the personal information provided by you for the purpose of the Scopwick and Kirkby Green Neighbourhood Plan Regulation 16 consultation and your data may be published at the end of the consultation and/or shared with third parties, but with personal details removed.

You have many rights regarding your personal data, which include seeing what personal information we hold about you. If you want to contact us with regards to your rights, please email [dataprotection@n-kesteven.gov.uk](mailto:dataprotection@n-kesteven.gov.uk)

For further information on how we process your data, please see our privacy notice <https://www.n-kesteven.gov.uk/privacy>

Please fill in the details below.

|                       |
|-----------------------|
| Full Name: [REDACTED] |
|-----------------------|

|                                                                    |
|--------------------------------------------------------------------|
| Organisation represented (where applicable):<br>Environment Agency |
|--------------------------------------------------------------------|

|                                                                                                                              |
|------------------------------------------------------------------------------------------------------------------------------|
| Address and postcode:<br><br>Nene House (Pytchley Lodge Industrial Estate),<br>Pytchley Lodge Road,<br>Kettering, Northants, |
|------------------------------------------------------------------------------------------------------------------------------|

|                                                      |
|------------------------------------------------------|
| E-Mail address: LNplanning@environment-agency.gov.uk |
|------------------------------------------------------|

|                                             |
|---------------------------------------------|
| Signature and date: [REDACTED] 27 July 2022 |
|---------------------------------------------|

***If you would like to be notified of the Council's decision on whether to accept the Examiner's recommendation and future progress with the plan, then please tick here***

Yes please

For each of your comments, can you please ensure that you specify the relevant chapter and section or policy number, and in each case, whether you support, support with recommendations, oppose, or have comments to make.

## Comment 1

To which part of the Plan does this comment relate?

Policy 1: Sustainable Development, Limited Infill and the Development Boundary

We support with modifications.

Do you support, oppose, or wish to comment on this part of the Plan? (Please tick one answer)

Support  Support with modifications  Oppose  Have Comments

Please give details of your reasons for support/opposition, or make other comments here:

The Infill Policy (Policy 1) should consider flood risk as any develop would be a 'new build' and as such will still need to follow NPPF, in particular the Sequential Test/ Exception Test (where appropriate) and National Standing Advice in relation to flood risk.

We did advise this in our response to the draft plan Regulation 14 and note that this remains the same.

In addition, we would note that climate change is not currently referenced as one of the principles of sustainable development in Policy 1. We suggest that Point b) related to the scale, density, layout and design could refer to adaptable design that is resilient to flood risk.

Point f) only refers to mitigating surface water flood risk. We suggest this is amended to recognise all flood risk, in particular to recognise fluvial flood risk.

The planning practice guidance (PPG) explains that a policy in a neighbourhood plan should be clear and unambiguous and provide sufficient clarity to ensure that a decision maker can apply it consistently. Importantly, it should reflect and respond to the unique characteristics and planning context of the specific neighbourhood plan area (Paragraph 041 of PPG). Whilst we recognise that supporting text for Policy 6 identifies the flood risk in the area, we consider our suggestions necessary to ensure Policy 1 is applied consistently and correctly in accordance with the NPPF and to ensure it does not conflict with Policy 6 of this Plan, recognising the current and future risk associated with the flood zones 2 and 3, as well as the additional risk and long-term implications posed by climate change.

Comment 1 continued...

We therefore suggest the following modifications to Policy 1 to improve clarity, remove any unambiguity and ensure it appropriately addresses both current and future flood risk:

- Make reference to adaptable, resilient design of new developments.
- Expand the scope of f) to recognise all types of flood risk.
- Refer to the approach to flood risk included in the NPPF within Policy 1, including the sequential test where appropriate and National Standing Advice for flood risk.

We consider the abovementioned suggested modifications necessary to ensure the Plan is deliverable (paragraph 005 of PPG), and in accordance with the NPPF, relevant guidance and the forthcoming Central Lincolnshire Local Plan, in particular Policy LP2: The Spatial Strategy and Settlement Hierarchy.

We would like to emphasise that without these modifications suggested we would be opposing Policy 1.

## Comment 2

To which part of the Plan does this comment relate?

Policy 6 Flood Risk and Drainage

Support with modifications

Do you support, oppose, or wish to comment on this part of the Plan? (Please tick one answer)

Support  Support with modifications  Oppose  Have Comments

Please give details of your reasons for support/opposition, or make other comments here:

Point 2 of Policy 1 states Outside the Development Boundaries, proposals that require planning permission will be considered against wider policies in the Development Plan.

Therefore Policy 6 needs to address that building in the flood zone should be avoided where possible in line with NPPF. Whilst we welcome the reference in the supporting text that development should always be located away from flood zones 2 and 3 where possible and that a sequential test may be required, we suggest Policy 6 is modified to provide more clarity. For example, although the allocated sites are not in flood zone 2 or 3, Policy 1 supports infill development, which could be within the flood risk areas.

The extent of the current flood zones are linear and narrow along the watercourse. There is an assumption that because there hasn't been much recorded historical flooding, future flooding is unlikely. This should not be used as the basis of the Flood Risk policy.

As noted in comment 1, we would welcome reference to climate change within Policy 6 to recognise the importance of this matter. The NPPF is clear that Plans should take a proactive approach to mitigating and adapting to climate change and therefore this would be positive addition to Policy 6. In addition, it would link to Policy 21 c) of the submission version Central Lincolnshire Local Plan that looks to ensure development is safe for its lifetime, taking account of climate change and resilience to flood risk.

We would like to emphasise that without these modifications suggested we would be opposing Policy 6

### **Comment 3**

To which part of the Plan does this comment relate?

Policy 6

Support with modifications

Do you support, oppose, or wish to comment on this part of the Plan? (Please tick one answer)

Support  Support with modifications  Oppose  Have Comments

Please give details of your reasons for support/opposition, or make other comments here:

Point 6 of Policy 6

The Environment Agency External Consultation Checklist clarifies which developments the Environment Agency should be consulted on when located on Source Protection Zones as defined [gov.uk](http://gov.uk), [Land contamination DoE industry Profiles](#). We do not need to be consulted on all development within Source Protection Zones.

**Comment 4**

To which part of the Plan does this comment relate?

Do you support, oppose, or wish to comment on this part of the Plan? (Please tick one answer)

Support  Support with modifications  Oppose  Have Comments

Please give details of your reasons for support/opposition, or make other comments here:

(Continue on separate sheet if necessary)

**Comment 5**

To which part of the Plan does this comment relate?

Do you support, oppose, or wish to comment on this part of the Plan? (Please tick one answer)

Support  Support with modifications  Oppose  Have Comments

Please give details of your reasons for support/opposition, or make other comments here:

(Continue on separate sheet if necessary)

If you have additional representations, please feel free to include additional pages. Please make sure any additional pages are clearly labelled, addressed or attached.