



# **STATEMENT OF COMPLIANCE WITH THE DUTY TO COOPERATE**

## **Evidence Report**

**April 2016**

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## PART 1

### 1. The Central Lincolnshire Local Plan

- 1.1 The Central Lincolnshire Joint Strategic Planning Committee (CLJSPC) is producing a joint Local Plan for the Central Lincolnshire area. The Local Plan sets out the framework for how development proposals will be considered across the districts of City of Lincoln, North Kesteven and West Lindsey to 2036 and, when adopted, will replace the current Local Plans of the three Local Authorities.
- 1.2 This evidence report (which is part of a suite of evidence documents) seeks to demonstrate how the CLJSPC has complied with the 'Duty to Cooperate' in preparing the Local Plan.

### 2. Introduction to the Duty to Cooperate

#### 2.1 Localism Act 2011 and Planning and Compulsory Purchase Act 2004

- 2.1.1 Section 110 of the Localism Act 2011 introduced Section 33A to the Planning and Compulsory Purchase Act 2004, namely the "Duty to Co-operate in relation to planning of sustainable development" (referred to here-after as the 'duty'). The duty requires planning authorities, county councils and prescribed bodies to co-operate effectively with each other when preparing:
  - Development plan documents;
  - Other local development documents;
  - Marine plans; and
  - When undertaking activities that prepare the way for the preparation of, or support the preparation of, the above documents.
- 2.1.2 The duty only applies where such activities relate to a 'strategic matter'. A 'strategic matter' is defined by the Act (Section 33A, part (4)) as:
  - a) "sustainable development or use of land that has or would have a significant impact on at least two planning areas, including (in particular) sustainable development or use of land for or in connection with infrastructure that is strategic and has or would have a significant impact on at least two planning areas, and
  - b) sustainable development or use of land in a two-tier area if the development or use—
    - (i) is a county matter, or
    - (ii) has or would have a significant impact on a county matter."

#### 2.2 National Planning Policy Framework 2012 (NPPF)

- 2.2.1 Paragraph 178 of the NPPF states that cooperation under the duty particularly applies to the 'strategic priorities' set out in paragraph 156 of the NPPF. The strategic priorities set out at paragraph 156 are:

- The homes and jobs needed in the area;
- The provision of retail, leisure and other commercial development;
- The provision of infrastructure for transport, telecommunications, waste management, water supply, wastewater, flood risk and coastal change management, and the provision of minerals and energy (including heat);
- The provision of health, security, community and cultural infrastructure and other local facilities; and
- Climate change mitigation and adaptation, conservation and enhancement of the natural and historic environment, including landscape.

2.2.2 Paragraphs 178 to 182 of the NPPF set out the national policy for planning strategically across local boundaries and the role of duty to cooperate in the examination of plans.

**Figure 1- Extract from NPPF: paragraphs 178- 182**

**Planning strategically across local boundaries**

178. Public bodies have a duty to cooperate on planning issues that cross administrative boundaries, particularly those which relate to the strategic priorities set out in paragraph 156. The Government expects joint working on areas of common interest to be diligently undertaken for the mutual benefit of neighbouring authorities.
179. Local planning authorities should work collaboratively with other bodies to ensure that strategic priorities across local boundaries are properly coordinated and clearly reflected in individual Local Plans. Joint working should enable local planning authorities to work together to meet development requirements which cannot wholly be met within their own areas – for instance, because of a lack of physical capacity or because to do so would cause significant harm to the principles and policies of this Framework. As part of this process, they should consider producing joint planning policies on strategic matters and informal strategies such as joint infrastructure and investment plans.
180. Local planning authorities should take account of different geographic areas, including travel-to-work areas. In two tier areas, county and district authorities should cooperate with each other on relevant issues. Local planning authorities should work collaboratively on strategic planning priorities to enable delivery of sustainable development in consultation with Local Enterprise Partnerships and Local Nature Partnerships. Local planning authorities should also work collaboratively with private sector bodies, utility and infrastructure providers.
181. Local planning authorities will be expected to demonstrate evidence of having effectively cooperated to plan for issues with cross-boundary impacts when their Local Plans are submitted for examination. This could be by way of plans or policies prepared as part of a joint committee, a memorandum of understanding or a jointly prepared strategy which is presented as evidence of an agreed position. Cooperation should be a continuous process of engagement from initial thinking through to implementation, resulting in a final position where plans are in place to provide the land and infrastructure necessary to support current and projected future levels of development.

**Examining Local Plans**

182. The Local Plan will be examined by an independent inspector whose role is to assess whether the plan has been prepared in accordance with the Duty to Cooperate, legal and procedural requirements, and whether it is sound. ...”

- 2.2.3 Furthermore, there are two tests of soundness in the NPPF (paragraph 182) which relate directly to the duty:
- *Positively prepared* – the plan should be prepared based on a strategy which seeks to meet objectively assessed development and infrastructure requirements including unmet requirements from neighbouring authorities where it is reasonable to do so and consistent with achieving sustainable development.
  - *Effective* – the plan should be deliverable over its period and based on effective joint working on cross-boundary strategic priorities.

## 2.3 National Planning Practice Guidance (NPPG)

- 2.3.1 The NPPG (Ref ID 9-006-20140306) makes it clear that Local Enterprise Partnerships (LEPs) and Local Nature Partnerships (LNPs) “are not subject to the requirements of the duty”, but the Act (at 33(A)(2)(b)) and the Town and Country Planning Regulations require a local planning authority to have ‘regard to activities’ which they undertake.
- 2.3.2 Therefore, in effect, a ‘duty to cooperate’ exists between a local planning authority and the LEP / LNP and therefore for the purposes of the Central Lincolnshire Local Plan, those two bodies will be treated as being a full duty to cooperate body. For Central Lincolnshire the two bodies are:
- LEP – Greater Lincolnshire Local Enterprise Partnership (GLLEP)
  - LNP – Greater Lincolnshire Nature Partnership (GLNP)
- 2.3.3 For the avoidance of doubt, no other bodies, organisations, utility providers or other companies have been treated as falling under the duty to cooperate requirements.
- 2.3.4 The NPPG also makes the following guidance provisions in relation to the duty:
- The duty to cooperate is not a duty to agree. (Ref ID 9-003-20140306)
  - Local planning authorities and other public bodies need to work together from the outset at the plan scoping and evidence gathering stages before options for the planning strategy are identified. That will help to identify and assess the implications of any strategic cross boundary issues on which they need to work together and maximise the effectiveness of Local Plans. After that they will need to continue working together to develop effective planning policies and delivery strategies. Cooperation should continue until plans are submitted for examination and beyond, into delivery and review. (Ref ID 9-012-20140306)

## 2.4 Prescribed Bodies for Central Lincolnshire

- 2.4.1 The full list of ‘prescribed bodies’ that fall under the duty are set out in the Act itself plus the subsequent Town and Country Planning (Local Planning) (England) Regulations 2012. For Central Lincolnshire, they are as follows.

### 2.4.2 Local Planning Authorities

The Central Lincolnshire Joint Strategic Planning Committee has taken this to mean all neighbouring authorities, namely:

- City of Lincoln Council\*

- North Kesteven District Council\*
- West Lindsey District Council\*
- Bassetlaw District Council
- Boston Borough Council
- East Lindsey District Council
- Newark and Sherwood District Council
- North Lincolnshire Council
- North East Lincolnshire Council
- South East Lincolnshire Joint Policy Unit
- South Holland District Council
- South Kesteven District Council

\*These three districts are not ‘neighbouring authorities’ as the Local Plan covers their areas, but they do retain local planning authority functions in their own right, and therefore have been included in the list above. See also further details on the CLJSPC in section 2.5.

#### 2.4.3 County Councils

The CLJSPC has taken this to mean the County Council that covers the planning area, as well as all County Council(s) which physically border Central Lincolnshire, namely:

- Lincolnshire County Council
- Nottinghamshire County Council

#### 2.4.4 Other prescribed bodies

- Environment Agency
- Historic England (formerly English Heritage)
- Natural England
- Civil Aviation Authority
- Homes and Communities Agency
- Lincolnshire West Clinical Commissioning Group
- Lincolnshire East Clinical Commissioning Group
- South West Lincolnshire Clinical Commissioning Group
- National Health Service England
- Office of Road and Rail
- Highways England
- Marine Management Organisation

2.4.5 The Greater Lincolnshire Local Enterprise Partnership (GLLEP) and Greater Lincolnshire Nature Partnership (GLNP) have also been treated as falling under the duty to cooperate requirements for the reasons outlined at 2.3.1.

2.4.6 Legally, the duty also applies to the bodies below. However, the CLJSPC has decided that, in order to meet the requirement in the Act to maximise the effectiveness of preparing the Local Plan it would be unnecessary, and indeed contrary to achieving ‘effectiveness’, to actively seek cooperation with the following prescribed bodies:

- Mayor of London
- Transport for London

- 2.4.7 Furthermore, the duty requires CLJSPC to consult the Integrated Transport Authority. At the time of preparing the Local Plan such an authority does not currently exist in the local area.

## 2.5 Clarification of 'Central Lincolnshire' for plan making purposes

- 2.5.1 The Central Lincolnshire Joint Strategic Planning Committee (CLJSPC) was established in October 2009, supported by a small Central Lincolnshire Local Plan Team. The legal basis for the CLJSPC is set out in the Central Lincolnshire Joint Strategic Planning Committee Order 2009. This Order establishes a joint committee to be the local planning authority for the City of Lincoln, the district of North Kesteven and the district of West Lindsey for the purposes of Part 2 of the Planning and Compulsory Purchase Act 2004 (the 2004 Act). The Order reflects an agreement made between the councils of those areas and Lincolnshire County Council. Full details here: <http://www.legislation.gov.uk/uksi/2009/2467/contents/made>.
- 2.5.2 The reasoning behind setting up the CLJSPC (and the subsequent production of a joint Local Plan) was the recognition of the significant amount of cross- boundary growth that will be needed on the edge of the Lincoln urban area. In order to facilitate this growth in an effective, cohesive and sustainable manner, the local planning authorities responsible for the Local Plan making that will accommodate and allocate growth in Central Lincolnshire are committed to working together to produce a Local Plan(s). To assist with the delivery of the required growth, the local planning authorities and Lincolnshire County Council therefore asked the Secretary of State to establish a joint committee.
- 2.5.3 Thus, whilst the Order (2009) pre-dates the Duty to Cooperate legislation (2011), it is in fact an excellent example of cooperation between four bodies subject to the Duty to Cooperate. There was no legal requirement to come together as a single Joint Committee, nor was the Order forced upon the four authorities – indeed, it was the opposite. The four authorities volunteered to come together (i.e. to cooperate), and to do so to the extent that each was willing to lose its own plan-making ability, and devolve this ability to the Joint Committee.
- 2.5.4 The Committee itself comprises of 12 councillors (3 each) from the City of Lincoln Council, North Kesteven District Council, West Lindsey District Council and Lincolnshire County Council. For accountability and administrative purposes, North Kesteven District Council is the responsible body.

## 3. Strategic Context

### 3.1 Strategic Geography

- 3.1.1 The Central Lincolnshire Local Plan will cover the geographical area of the City of Lincoln, North Kesteven and West Lindsey District Councils. For some issues, the strategic geography of the Local Plan extends wider than this physical geography. The strategic geographies are set out below.

**Table 1: Strategic Geographies**

Issue	Strategic geography
Housing	<p>The Central Lincolnshire Strategic Housing Market Assessment (July 2015) concluded that the local authority areas of Lincoln, North Kesteven and West Lindsey can be jointly considered as a single housing market area.</p> <p>The report highlights the strong relationship between the three authorities, with a high proportion of moves self-contained within this area (67.7%), common house price characteristics and limited overlap with prices in neighbouring areas.</p>
Economy	<p>Functional Economic Market Area (FEMA): Central Lincolnshire operates as a functional economic market area (FEMA), with high levels of labour force containment and similar economic characteristics across the three authorities.</p> <p>Greater Lincolnshire Local Enterprise Partnership (LEP) area: The LEP area comprises Central Lincolnshire authorities plus North Lincolnshire, North East Lincolnshire, East Lindsey, Boston, South Holland, South Kesteven.</p>
Highways	<p>The Lincolnshire Local Plan Tool Upper Tier Tool Report (Sept 2015) identified the geographical scope of the highway network as the whole of the administrative area covered by Lincolnshire County Council.</p> <p>The Report was commissioned jointly by all districts, and the county council, of Lincolnshire, which demonstrates a high level of cooperation on this important matter.</p> <p>In terms of the Report, in order to assess the impact of trips which start or end outside the county on Lincolnshire's highway network, planned growth in immediately neighbouring administrative areas was also taken into account.</p> <p>The report identified the following:</p> <ul style="list-style-type: none"> <li>• Most peak hour inter-zonal trips <i>generated within</i> Central Lincolnshire are <i>internal</i> to the Local Plan Area. Such trips account for around 69% of AM peak hour trips <i>to destinations in Central Lincolnshire</i> in the AM Peak, and around 71% of AM peak hour trips <i>starting in Central Lincolnshire</i>.</li> <li>• The total for <i>outgoing</i> peak hour trips is around 9% greater than the total for incoming peak hour trips, indicating that Central Lincolnshire is a net generator of peak hour journeys.</li> </ul>



	<ul style="list-style-type: none"> <li>Lincoln is by far the most significant origin and destination of peak hour trips, and is the origin for over half of all peak hour trips starting in Central Lincolnshire, and around two thirds of peak hour trips ending in Central Lincolnshire. Sleaford and Gainsborough are the next most significant centres.</li> <li>Outside of Central Lincolnshire, the most significant <i>origin</i> of AM peak hour trips to Central Lincolnshire in 2014 is Grantham, followed by Doncaster, Scunthorpe and Newark. Grimsby / Cleethorpes and Boston are also significant. More broadly, a clear hinterland can be seen, encompassing Nottinghamshire, Doncaster, North Lincolnshire and North East Lincolnshire and the adjacent fringes of the other districts within Lincolnshire.</li> <li>In 2014, <i>internally</i>, the most significant <i>destination</i> is Greater Lincoln, followed by Sleaford, Gainsborough and Market Rasen, while <i>externally</i>, Grantham, Doncaster and Scunthorpe are the most significant <i>destinations</i>, followed by Newark, Grimsby, Boston and Nottingham. Again, a clear hinterland is evident, including Nottinghamshire (in particular the more urban areas in the west), Doncaster, North Lincolnshire, North East Lincolnshire and the adjacent fringes of other districts within Lincolnshire.</li> </ul> <p>The report concluded that, for Central Lincolnshire:</p> <ul style="list-style-type: none"> <li>Most peak hour trips are expected to remain with Central Lincolnshire.</li> <li>Growth of trip volumes associated with the Greater Lincoln area.</li> <li>Significant capacity issues on Lincoln's Western and Northern Relief Roads.</li> <li>Capacity issues on arterial routes into Lincoln, especially on the A1434/A15 and B1188 to the south and B1398 to the north-west.</li> <li>Other possible capacity issues on the approaches to Gainsborough and Sleaford.</li> <li>Potential impacts on trips via the A1 near Newark resulting from increased volumes.</li> </ul>
Habitats	The geographical area considered in relation to habitats extends beyond the Central Lincolnshire area: the Habitats Regulations Assessment Methodology and Screening Report for the Proposed Submission Local Plan (April 2016) considers the impact of the Local Plan on European Sites within 30km of the Central Lincolnshire boundary.
Flood catchment areas	<p>The flood catchment areas of the rivers that run through the Central Lincolnshire area extend wider than the Central Lincolnshire boundary. The river Catchment Flood Management Plans (CFMPs) relevant to the Central Lincolnshire area are:</p> <ul style="list-style-type: none"> <li>River Witham CFMP</li> <li>River Trent CFMP</li> <li>Grimsby and Ancholme CFMP</li> <li>Louth Coastal CFMP</li> </ul>

## 3.2 Strategic Development Priorities

- 3.2.1 The priorities for Central Lincolnshire are set out in section 2.5 'Our Objectives' of the Local Plan. The strategic development priorities are:

### **Housing -**

To ensure that the housing stock meets the housing needs of the Central Lincolnshire area.

The Local Plan aims to achieve this by delivering 36,960 dwellings (policy LP3).

### **Employment and local economy -**

To create and improve access to high quality employment and training opportunities for everyone within the Central Lincolnshire area. To encourage and support a competitive, diverse and stable economy and to protect and enhance Central Lincolnshire's hierarchy of centres to meet the needs of residents and visitors.

The Local Plan allocation of 111.1 hectares of employment land across seven Strategic Employment Sites and provision of 42 hectares of employment land through the Sustainable Urban Extension (SUE) sites (policy LP5) will significantly contribute to the achievement of these priorities.

### **Transport and accessibility -**

To make efficient use of the existing transport infrastructure, reduce the need to travel by car, improve accessibility to jobs and services for all and to ensure that all journeys are undertaken by the most sustainable travel modes (particularly public transport, walking and cycling).

To achieve this the Local Plan sets out various general accessibility and transport criteria (policy LP13) as well as more detailed requirements in relation to the SUEs which are major growth sites (policies LP28, LP30, LP39 and LP44). The Local Plan also safeguards land for the future development of the Lincoln Eastern Bypass and Lincoln Southern Bypass (policy LP38).

## 3.3 Key Relationships and Bodies

- 3.3.1 The working relationships used to address the strategic priorities and the bodies involved are detailed in section 4 of this report.

## 4. Strategic Planning Issues

### 4.1 Summary of strategic planning issues, partners and evidence of joint working

4.1.1 Table 2 below shows how the strategic planning issues (as defined by the NPPF) of the Central Lincolnshire Local Plan have been addressed through joint working.

**Table 2: Summary of Strategic Planning Issues, Partners and Evidence of Joint Working**

Strategic Issue (NPPF para 156 and corresponding Local Plan objectives)	Strategic Planning Issue/s for Central Lincolnshire	Bodies worked with	Joint working: evidence / agreements /actions
<b>HOUSING</b>  <b>NPPF:</b> The homes needed in the area  <b>Local Plan Objective:</b> (a) Housing- To ensure that the housing stock meets the housing needs of the Central Lincolnshire area.	Total dwelling target of 36,960 dwellings over the 2012 – 2036 plan period (based on the objectively assessed need identified by the CLJSPC at its meeting of 7 September 2015, as informed by the 2015 Strategic Housing Market Assessment).  The Central Lincolnshire Local Plan proposes that this dwelling target is met within the Central Lincolnshire area in full.	All adjoining Local Planning Authorities: <ul style="list-style-type: none"> <li>• West Lindsey District Council</li> <li>• City of Lincoln Council</li> <li>• North Kesteven District Council</li> <li>• North Lincolnshire Council</li> <li>• North East Lincolnshire Council</li> <li>• East Lindsey District Council</li> <li>• Boston Borough Council</li> <li>• South Holland District Council</li> <li>• South Kesteven District Council</li> <li>• Newark and Sherwood District Council</li> </ul>	All adjoining Local Planning Authorities were contacted under the DTC and asked to confirm: <ul style="list-style-type: none"> <li>• In relation to housing, that the authority was content with the position that the CLJSPC has no intention to either accommodate any need arising from outside its area, nor seek to offload any of its own need into any other local authority or housing market area.</li> <li>• And more generally, that they agreed that there was nothing in the emerging Further Draft Central Lincolnshire Local Plan that amounted to a cross border “strategic matter” as defined in section 33A of the Act and as a result, there was no requirement for any joint plan preparation or associated activities between the CLJSPC and the authority in question.</li> </ul> <p><b>A copy of the email sent to the authorities and copies of their responses can be found in Appendix 1 and Appendix 2, respectively. Where necessary, further action also took place – see Appendix 3 for details.</b> In summary, the responses received/actions were:</p> <p><b>North Lincolnshire Council</b>  Confirmed that it had no intention to either accommodate any need arising from the Central Lincolnshire area, nor to offload any of its own need to</p>

		<ul style="list-style-type: none"> <li>• Bassettlaw District Council</li> <li>• South East Lincolnshire Joint Policy Unit (which covers Boston Borough and South Holland areas, for plan making purposes)</li> </ul>	<p>the constituent authorities covered by the CLJSPC.</p> <p>Raised the issue that the dualling scheme of the A15 from the A46 Lincoln bypass running northwards to the terminating junction with the M180 motorway is classed as a cross border “strategic matter” and there may be a requirement under the Act for an element of joint plan preparation or associated activities between the CLJSPC and North Lincolnshire Council.</p> <p>In response, the Local Plan is not proposing such a dualling, and has no evidence of its need to deliver the CL Local Plan objectives. As such, it agrees that consideration of this matter can be taken forward as part of ‘associated activities’, as stated by North Lincolnshire Council. The County Council has also liaised with North Lincolnshire Council on a regular basis.</p> <p><b>North East Lincolnshire Council</b>  Noted that the Central Lincolnshire Local Plan sets out to accommodate all the objectively assessed need derived within its area, and that the Plan sets out no intention to accommodate need arising from outside the area. Confirmed that North East Lincolnshire in a similar vein has no intention to either accommodate need arising from outside its area, nor to offload any of its own need to any other local authority area.</p> <p>Confirmed that there was no requirement for joint plan preparation, nor for specific associated joint working beyond existing activities.</p> <p>Stated that it is important to recognise that the Grimsby Travel to Work Area extends into the Central Lincolnshire area and that it will be important to clarify that the growth of settlements within this area of Central Lincolnshire is not based upon expectations of changes to commuter ratios or any expectations that the growth proposed is derived from meeting need from the North East Lincolnshire area.</p> <p><b>East Lindsey District Council</b>  Confirmed that there were no cross boundary issues requiring preparation of a joint plan between Central Lincolnshire and East Lindsey.  Acknowledged that the CLJSPC is not seeking to accommodate any unmet</p>
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			<p>need from neighbouring districts; nor is it requesting that neighbouring districts accommodate any of its need.</p> <p><b>South East Lincolnshire Joint Policy Unit (Boston Borough Council and South Holland District Council)</b>  Raised concerns, as part of the formal Oct 2015 consultation stage, in relation to:</p> <ul style="list-style-type: none"> <li>• The overall housing growth target of 36,960 dwellings.</li> <li>• The Sleaford target of 4,435 dwellings.</li> <li>• The implications that the growth in Central Lincolnshire will have on the delivery of housing growth in South East Lincolnshire.</li> <li>• The implications that the growth in Central Lincolnshire will have for the delivery of infrastructure in South East Lincolnshire, given that both areas rely on the same infrastructure providers.</li> </ul> <p>However, subsequently, correspondence took place between officers to consider the issues raised, and the conclusion to those discussions were that SELJPU confirmed (February 2016) that they no longer wished to pursue their original concerns in relation to the duty. Further details on those discussions can be found in Appendix 3.</p> <p><b>South Kesteven District Council</b>  Had no comments to make under the duty to cooperate.</p> <p><b>Newark and Sherwood District Council</b>  Confirmed that they did not consider anything in the Further Draft Local Plan to constitute a cross border ‘strategic matter’; noted Central Lincolnshire’s position with regard to meeting its objectively assessed need (OAN); and confirmed that it would not be seeking assistance from Central Lincolnshire to meet its own OAN.</p> <p><b>Bassetlaw District Council</b>  Broadly supportive of the plan’s content and did not wish to make any objections at the time.</p>
<b>EMPLOYMENT</b>	To deliver an appropriate	All adjoining Local Planning	All adjoining Local Planning Authorities were contacted under the DTC and

<p><b>NPPF:</b> The jobs needed in the area</p> <p><b>Local Plan Objective:</b> (b) Employment- To create and improve access to high quality employment and training opportunities for everyone within the Central Lincolnshire area.</p>	<p>amount of employment land over the plan period, including 111.1 ha across seven Strategic Employment Sites and 42ha on the various sustainable urban extensions.</p>	<p>Authorities (see list as per housing)</p> <p>The Lincolnshire LEP</p>	<p>asked to confirm that they agreed that there was nothing in the emerging Further Draft Central Lincolnshire Local Plan that amounted to a cross border “strategic matter” as defined in section 33A of the Act and as a result, there was no requirement for any joint plan preparation or associated activities between the CLJSPC and the authority in question.</p> <p>A copy of the email sent to the authorities and copies of their responses can be found in the appendices. As summarised above, no duty to cooperate objections were received.</p> <p>The LEP made no representations on the Local Plan.</p>
<p><b>ECONOMY</b></p> <p><b>NPPF:</b> The provision of retail, leisure and other commercial development</p> <p><b>Local Plan Objective:</b> (c) Local Economy- To encourage and support a competitive, diverse and stable economy and to protect and enhance Central Lincolnshire’s hierarchy of centres to meet the needs of residents and visitors.</p>	<p>To deliver an appropriate amount of employment land over the plan period, including 111.1 ha across seven Strategic Employment Sites and 42ha on the various sustainable urban extensions.</p>	<p>All adjoining Local Planning Authorities (see list as per housing)</p> <p>The Lincolnshire LEP</p>	<p>All adjoining Local Planning Authorities were contacted under the DTC and asked to confirm that they agreed that there was nothing in the emerging Further Draft Central Lincolnshire Local Plan that amounted to a cross border “strategic matter” as defined in section 33A of the Act and as a result, there was no requirement for any joint plan preparation or associated activities between the CLJSPC and the authority in question.</p> <p>A copy of the email sent to the authorities and copies of their responses can be found in the appendices. As summarised above, no duty to cooperate objections were received.</p> <p>The LEP made no representations on the Local Plan.</p>
<p><b>INFRASTRUCTURE</b></p>	<p>To deliver appropriate</p>	<p>All adjoining Local Planning</p>	<p>All adjoining Local Planning Authorities were contacted under the DTC and</p>

<p><b>NPPF:</b> The provision of infrastructure for transport, telecommunications, waste management, water supply, wastewater, flood risk and coastal change management, and the provision of minerals and energy (including heat)</p> <p><b>Local Plan Objectives:</b> <b>(d) Transport and accessibility:</b> To make efficient use of the existing transport infrastructure, reduce the need to travel by car, improve accessibility to jobs and services for all and to ensure that all journeys are undertaken by the most sustainable travel modes (particularly public transport, walking and cycling). <b>(o) Climate Change Adaptation and Flood Risk:</b> To ensure Central Lincolnshire adapts to the effects of climate</p>	<p>infrastructure to accommodate the growth proposals</p>	<p>Authorities (see list as per housing)</p> <p>The Lincolnshire LEP</p> <p>Highways England</p> <p>Office of Road and Rail</p> <p>Civil Aviation Authority</p> <p>Environment Agency (EA)</p>	<p>asked to confirm that they agreed that there was nothing in the emerging Further Draft Central Lincolnshire Local Plan that amounted to a cross border “strategic matter” as defined in section 33A of the Act and as a result, there was no requirement for any joint plan preparation or associated activities between the CLJSPC and the authority in question.</p> <p>A copy of the email sent to the authorities and copies of their responses can be found in the appendices. As summarised above, no duty to cooperate objections were received.</p> <p>Discussions with Highways England took place, mostly led by the County Council. A late representation was received to the Local Plan consultation, which raised no specific concerns in respect of the Duty to Cooperate.</p> <p>A general meeting was held with HE on 17<sup>th</sup> Feb 2016, and again no issues raised. Following the completion of the Upper Tier and Lower Tier transport modelling, an attempt has been made (March and again in April 2016), for the avoidance of doubt, to establish whether HE has any outstanding issues or concerns. No reply has been forthcoming from HE, though no concerns are expected.</p> <p>More widely, no DtC concerns have been raised on infrastructure matters by the applicable bodies.</p> <p>Whilst not strictly relevant to this statement and the DtC, it should be noted that an officer ‘Task Group’ dealing specifically with infrastructure matters has been running for the past two years, involving external infrastructure providers as appropriate. This has not raised any specific strategic issue, and has helped in the formulation of an Infrastructure Delivery Plan (IDP) as found in the planning library.</p> <p>The EA has been fully involved in a variety of pieces of work, and have made representations at the consultation stages. No specific DtC were raised, though matters of detailed policy wording have been raised and discussed.</p> <p>The LEP made no representations on the Local Plan</p>
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change, both now and in the future through careful planning and design of development, including reducing and managing the risk of flooding from all sources.			
<p><b>COMMUNITY FACILITIES</b></p> <p><b>NPPF:</b> The provision of health, security, community and cultural infrastructure and other local facilities.</p> <p><b>Local Plan Objectives:</b> <b>(e) Health-</b> To reduce health inequalities, promote healthy lifestyles and maximise health and well being.</p> <p><b>(f) Social Equality and Community-</b> To stimulate regeneration that maximises benefits for the most deprived areas and communities in Central Lincolnshire. To also ensure equitable outcomes for all, particularly those</p>	To provide and protect community facilities	All adjoining Local Planning Authorities (see list as per housing)	<p>All adjoining Local Planning Authorities were contacted under the DTC and asked to confirm that they agreed that there was nothing in the emerging Further Draft Central Lincolnshire Local Plan that amounted to a cross border “strategic matter” as defined in section 33A of the Act and as a result, there was no requirement for any joint plan preparation or associated activities between the CLJSPC and the authority in question.</p> <p>A copy of the email sent to the authorities and copies of their responses can be found in the appendices. As summarised above, no duty to cooperate objections were received.</p>



most at risk of experiencing discrimination, poverty and social exclusion.			
<p><b>CLIMATE CHANGE</b></p> <p><b>NPPF:</b> Climate change mitigation and adaptation</p> <p><b>Local Plan Objectives:</b>  <b>(n) Climate Change Effects and Energy:</b> To minimise the effects of climate change by developing the area's renewable energy resources, reducing dependency on fossil fuels, minimise energy usage, and to reduce greenhouse gas emissions from the area.  <b>(o) Climate Change Adaptation and Flood Risk:</b> To ensure Central Lincolnshire adapts to the effects of climate change, both now and in the future through careful planning and design of development, including reducing and</p>	To allocate sites away from risk of flooding	Environment Agency	The EA has been fully involved in a variety of pieces of work, and have made representations at the consultation stages. No specific DtC were raised, though matters of detailed policy wording have been raised and discussed.

managing the risk of flooding from all sources.			
<p><b>THE ENVIRONMENT</b></p> <p><b>NPPF:</b> Conservation and enhancement of the natural and historic environment, including landscape</p> <p><b>Local Plan Objectives:</b> <b>(g) Biodiversity and Green Infrastructure:</b> To conserve and enhance biodiversity across Central Lincolnshire and provide opportunities for people to access and appreciate wildlife and the natural environment. To create and improve high quality green and blue spaces that are multifunctional, (including opportunities for sport, recreation and play), accessible to all and which form part of and are connected to the green infrastructure network.</p>	To protect the highly valued landscape, nature conservation and historic environment	<p>Environment Agency</p> <p>Historic England (formerly English Heritage)</p> <p>Natural England</p> <p>Cambridgeshire County Council</p>	<p>The prescribed bodies, left, have all made representations at the various stages of plan making. None have expressed any DtC issues, though each has raised more detailed comments on specific policy wording (though these are not considered to be DtC matters).</p> <p>More generally, each of these bodies, as appropriate, have contributed to a variety of pieces of evidence, such as Green Infrastructure Strategy and Biodiversity Action Planning.</p> <p>Natural England supported the HRA work done at the Further Draft stage.</p>

<p><b>(h) Landscape and Townscape:</b> To protect and enhance the rich diversity of the character and appearance of Central Lincolnshire's landscape and townscape, maintaining and strengthening local distinctiveness and sense of place.</p> <p><b>(i) Built and Historic Environment:</b> To protect and enhance the significance of the buildings, sites and features of archaeological, historic or architectural and artistic interest and their settings, and ensure new buildings, spaces and places are designed to a high quality.</p>			
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## 5. Conclusion

- 5.1 In preparing the Central Lincolnshire Local Plan, considerable efforts to cooperate with the various Duty to Cooperate bodies and organisations has taken place.
- 5.2 As detailed in Section 4 of this report, no prescribed body has, at the point of writing (April 2016), made any representation, either during or outside of a formal consultation stage, which states that they have a specific concern under the Duty to Cooperate. However, a number of those bodies have, appropriately, raised detailed matters on, for example, policy wording and/or have contributed to various elements of the evidence base. We have worked closely with each to address these concerns, as far as possible.
- 5.3 Overall, therefore, the Central Lincolnshire Joint Strategic Planning Committee is not aware of any Duty to Cooperate issues, and is not expecting any Duty to Cooperate issue to be raised at the forthcoming Proposed Submission consultation stage. If this position changes as a result of representations received at the consultation stage, either this Statement will be revised accordingly, or a supplementary note prepared.

## **PART 2: APPENDICES- Evidence of Cooperation**

### **Appendix 1**

Emails sent to all adjoining local planning authorities regarding the housing growth target proposed in the Local Plan and general duty to cooperate matters.

### **Appendix 2**

Responses from adjoining local planning authorities to duty to cooperate emails

### **Appendix 3**

Actions arising and resolution of issues

## Appendix 1: Email to adjoining local planning authorities (16 October 2015)

Fri 16/10/2015 13:00

Deborah Priestley

RE: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)

To

Bcc ☐ 'customer.services@e-lindsey.gov.uk'; ☐ 'info@sholland.gov.uk'; ☐ 'customerrequests@nelincs.gov.uk'; ☐ 'customer.services@bassetlaw.gov.uk'; ☐ 'planning@southkesteven.gov.uk'; ☐ 'customerservice@northlincs.gov.uk'; ☐ 'customerservice@nsdc.info'; ☐ 'michelle.king@boston.gov.uk'

 This message was sent with High importance.

Dear Sir/Madam,

**RE: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)**

I am writing to you to seek your views under the Duty to Cooperate (section 33A of the Planning Compulsory Purchase Act).

By way of context, separately you should have received notification that the Central Lincolnshire Joint Strategic Planning Committee (CLJSPC) is consulting on a new Local Plan for the Central Lincolnshire area, which covers the local authority areas of West Lindsey, City of Lincoln and North Kesteven. The Further Draft (October 2015) consultation version of the Local Plan sets out the CLJSPC long-term vision and objectives for the area, and the policies and proposals that will help direct how new development and regeneration will be achieved, including site allocations for housing and employment development.

The Further Draft Consultation Local Plan proposes a total dwelling target of 36,960 dwellings over the 2012 – 2036 plan period. This amount is based on the objectively assessed need (OAN) identified by the CLJSPC at its meeting of 7 September 2015, as informed by the 2015 Strategic Housing Market Assessment (SHMA), which is available on our website. For the avoidance of doubt, therefore, the Further Draft Local Plan (October 2015) proposes to meet the Central Lincolnshire dwelling OAN in full, and the CLJSPC is not requesting that any adjoining local authority or wider housing market area 'take' any of its 36,960 housing need.

In this context, I can also confirm that we have not, to date, received any requests from any local authority to take any of our OAN. Similarly, the CLJSPC is not seeking to accommodate any housing need arising in any adjoining authority or wider housing market area.

Consultation on the Central Lincolnshire Local Plan will take place between **15 October and 23:59 hours on 25 November 2015**. Full details are available at: <http://www.lincolnshire.gov.uk/central-lincolnshire/local-plan>, where you can view the plan and all supporting documents.

In addition to comments on the plan itself, I would be most grateful for your comments in relation to the Duty to Cooperate, particularly on two matters:

First, I would be grateful if you confirm that you agree that there is nothing in the emerging Central Lincolnshire Local Plan that amounts to a cross border "strategic matter" as defined in section 33A of the Act and as a result, there is no requirement for any joint plan preparation or associated activities between the CLJSPC and yourself.

Second, I would be grateful if you would confirm that your authority is content with the position set out in this letter in relation to meeting OAN, namely that the CLJSPC has no intention to either accommodate any need arising from outside its area, nor seek to offload any of its own need into any other local authority or housing market area.

If you disagree with either of the above, or any other matter in relation to the Duty to Cooperate legislation, we would be grateful if you would let us know, with your reasoning.

If no reply is received by 23:59 hours on 25 November 2015, then it will be assumed that you have no objections at this stage in relation to Duty to Cooperate matters.

Comments on the Central Lincolnshire Local Plan, or the Duty to Cooperate, can be made:

- online through our online consultation portal: <http://central-lincs.objective.co.uk/portal/>
- by email to [talkplanning@central-lincs.org.uk](mailto:talkplanning@central-lincs.org.uk)
- or by post to the above address

Yours

Richard Kay

Central Lincolnshire Local Plans Manager

## Appendix 1: Reminder email to adjoining local planning authorities (20 November 2015)

### Emma Naylor

**From:** Emma Naylor  
**Sent:** 20 November 2015 15:15  
**To:** Emma Naylor  
**Subject:** Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)  
**Attachments:** 15.10.16\_Duty to Cooperate Email.pdf

**Importance:** High

Tracking:	Recipient	Delivery
	Emma Naylor	Delivered: 20/11/2015 15:15
	'customer.services@e-lindsey.gov.uk'	
	'customerrequests@nelincs.gov.uk'	
	'customerservice@northlincs.gov.uk'	
	'planning@southkesteven.gov.uk'	
	'customerservices@e-lindsey.gov.uk'	
	'spatialplanning@northlincs.gov.uk'	
	'newlocalplan@nelincs.gov.uk'	
	'local.plan@e-lindsey.gov.uk'	

- online through our online consultation portal: <http://central-lincs.objective.co.uk/portal/>
- by email to [talkplanning@central-lincs.org.uk](mailto:talkplanning@central-lincs.org.uk)
- or by post to: Central Lincolnshire Local Plan Team, c/o North Kesteven District Council, District Council Offices, Kesteven Street, Sleaford NG34 7EF

Kind regards,

**Emma Naylor**  
Planning Policy Officer

Central Lincolnshire Local Plan Team,  
C/O North Kesteven District Council,  
District Council Offices,  
Kesteven Street,  
Sleaford  
NG34 7EF

[www.central-lincs.org.uk](http://www.central-lincs.org.uk)

Dear Sir / Madam,

### RE: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)

We recently wrote to you in relation to the Further Draft Central Lincolnshire Local Plan seeking your views under the Duty to Cooperate (section 33A of the Planning and Compulsory Purchase Act).

I attach our original email of the 16 October for your information.

If you have already responded to the Further Draft Local Plan Consultation, thank you, and please ignore this email.

If you have yet to respond to the Central Lincolnshire Further Draft Local Plan consultation, in addition to comments on the plan itself, we would be most grateful for your comments in relation to the Duty to Cooperate, particularly on two matters:

First, we would be grateful if you confirm that you agree that there is nothing in the emerging Central Lincolnshire Local Plan that amounts to a cross border "strategic matter" as defined in section 33A of the Act and as a result, there is no requirement for any joint plan preparation or associated activities between the CLJSPC and yourself.

Second, we would be grateful if you would confirm that your authority is content with the position set out in our original email (attached) in relation to meeting OAN, namely that the CLJSPC has no intention to either accommodate any need arising from outside its area, nor seek to offload any of its own need into any other local authority or housing market area.

If you disagree with either of the above, or any other matter in relation to the Duty to Cooperate legislation, we would be grateful if you would let us know, with your reasoning.

**If no reply is received by 23:59 hours on 25 November 2015, then it will be assumed that you have no objections at this stage in relation to Duty to Cooperate matters.**

Comments on the Central Lincolnshire Local Plan, and the Duty to Cooperate, can be made:

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

Newark and Sherwood District Council (21 October 2015)



**NEWARK &  
SHERWOOD**  
DISTRICT COUNCIL

Kelham Hall  
Kelham  
Newark  
Nottinghamshire  
NG23 5QX

[www.newark-sherwooddc.gov.uk](http://www.newark-sherwooddc.gov.uk)

FAO Mr Richard Kay  
Central Lincolnshire Local Plans Manager  
Central Lincolnshire Joint Planning Unit  
Via email to [talkplanning@central-lincs.org.uk](mailto:talkplanning@central-lincs.org.uk)

Telephone: 01636 655852  
Email: [matthew.norton@nsdc.info](mailto:matthew.norton@nsdc.info)  
Your ref: Duty to Cooperate-CLFDLP-Oct2015  
Our ref:21-10-15-CLFurtherDraftLP-ltr

21 October 2015

Dear Mr Kay

### Central Lincolnshire Further Draft Local Plan Consultation

Thank you for your email of the 16<sup>th</sup> October 2015 regarding your Local Plan consultation. With regard to the Duty to Cooperate I have reviewed the Further Draft Local Plan and can confirm the following;

- That in the view of the District Council there is nothing in the Further Draft Local Plan that amounts to a cross border 'strategic matter' as defined in Section 33A of the Planning & Compulsory Purchase Act: and
- With regard to the requirement to meet our Objectively Identified Need (OAN) for housing the District Council is not seeking assistance from any other Local Planning Authority to do so and we note that this is also the position of the Central Lincolnshire Local Planning Authorities. As you will be aware the Nottingham Outer Housing Marker Area Strategic Housing Market Assessment has been finalised and was published earlier in October confirming that the OAN for Newark & Sherwood is 454 dwellings per annum. We are currently consulting on our Plan Review Issues Paper seeking views on the position that the OAN will be our Housing Target.

If you have any questions regarding the District Council's position or wish to discuss the matter further please do not hesitate in contacting me.

Yours Sincerely

Matthew Norton MA (Hons) MRTPI  
Business Manager – Planning Policy



## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

**Bassetlaw District Council** (20 November 2015)



Richard Kay  
Local Plan Manager  
Central Lincolnshire Local Plan Team  
c/o North Kesteven District Council  
District Council Offices  
Kesteven Street  
Sleaford  
NG34 7EF

Please ask for: Tom Bannister  
Direct dialling: 01909 533495  
Email: [tom.bannister@bassetlaw.gov.uk](mailto:tom.bannister@bassetlaw.gov.uk)

Friday 20<sup>th</sup> November 2015

Dear Richard,

**Re: Central Lincolnshire Consultation Event: Local Plan, CIL and Other Documents**

Thank you for your invitation to respond to the consultation on the Draft Local Plan for Central Lincolnshire and associated documents. On behalf of Bassetlaw District Council I am writing to let you know that Bassetlaw is broadly supportive of the plan's content and do not wish to make any objections at this time.

The Draft Local Plan and associated documents also include a number of items that we would like to express our strong support for:

1. The role of Gainsborough as a service centre for settlements in the eastern part of Bassetlaw district is acknowledged by our own Core Strategy (Adopted December 2011). As such Bassetlaw welcomes the proposed strengthening of the town's offer, particularly the range of services and attractions offered by the town centre and we look forward to reviewing the Strategic Town Centre Investment Plan when it becomes available. Consequently we would welcome the acknowledgement in the supporting text of Gainsborough's role as a service centre for villages in eastern parts of Bassetlaw.
2. The Infrastructure Plan acknowledges that secondary schools in Gainsborough are close to capacity but that no new secondary provision is currently planned in the first stages of the planned Sustainable Urban Extensions. Gainsborough's schools currently attract a number of pupils from Bassetlaw and we would not wish to see this choice reduced. To this end we strongly support the ambition that new secondary provision should be part of the development of these extensions.
3. We welcome the acknowledgement of Bassetlaw as a key stakeholder in relation to economic development along the A1 corridor and would be very happy to engage in discussions around any ideas about how this might be taken forward.

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

4. Following our previous meetings to address the Duty to Cooperate we support the inclusion in both the Draft Local Plan and Draft Infrastructure Delivery Plan of train services between Lincoln, Gainsborough and Sheffield as a priority for improvement, not least through the next Northern Rail franchise. This is something where we, as an Authority, can see the intrinsic economic prosperity potential this could have. As such we intend to liaise with the County Council to further promote its benefit.
5. Further to meetings to address the Duty to Cooperate we would welcome the inclusion of the ambition to improve road connectivity across the River Trent, as a shared ambition for both Central Lincolnshire and Bassetlaw.

We hope that these observations are helpful but please do not hesitate to get in touch if you would like to discuss them in further detail.

Yours Sincerely,



**Beverley Alderton-Sambrook**

(Interim) Head of Regeneration Service

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

### East Lindsey District Council (20 November 2015)


Submitted via Objective, our online consultation portal

Comment	
Consultee	Miss Kay Turton (952191)
Email Address	kay.turton@e-lindsey.gov.uk
Company / Organisation	East Lindsey District Council
Address	East Lindsey District Council Tedder Hall Louth LN11 8UP
Event Name	Further Draft Local Plan - October 2015
Comment by	East Lindsey District Council (Miss Kay Turton)
Comment ID	FD353
Response Date	20/11/15 14:22
Consultation Point	Further Draft Local Plan - October 2015 ( <a href="#">View</a> )
Status	Processed
Submission Type	Web
Version	0.2
Please indicate whether your support or object to the policy/section or if your comment is neither in support or an objection, please use the NA (not applicable) button	
General Comment	
Representation	
Please enter your representation or comments	
<p>East Lindsey District Council has no comments to make at this time in respect of the Central Lincolnshire Local Plan Further Draft. With reference to correspondence received by email on 16th October 2015, I can confirm that there are currently no cross boundary issues requiring preparation of a joint plan between Central Lincolnshire and East Lindsey. It is also acknowledged that the CLJSPC is not seeking to accommodate any unmet need from neighbouring districts; nor is it requesting that neighbouring districts accommodate any of its need.</p>	

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

North East Lincolnshire Council (23 November 2015)

North East Lincolnshire Spatial Planning  
Origin Two, Origin Way,  
Europarc, Grimsby,  
North East Lincolnshire,  
DN37 9TZ.  
Telephone: 01472 323579



Mr Richard Kay  
Central Lincs Local Plan Manager

Our Ref:  
Your Ref:  
If telephoning or calling please ask for:  
Ian King  
Direct dial: (01472) 323370  
Email: [ian.king@nelincs.gov.uk](mailto:ian.king@nelincs.gov.uk)

19<sup>th</sup> November 2015

Dear Mr Kay,

**Duty to Cooperate – Central Lincolnshire Further Draft Local Plan**

I refer to your correspondence of 16<sup>th</sup> October 2015 seeking views under the Duty to Cooperate (Section 33A of the Planning Compulsory Purchase Act).

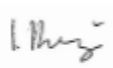
I note your correspondence confirms that the Central Lincs Further Draft Local Plan sets out to accommodate all the Objectively Assessed Need (OAN) derived within its area, and that the Plan sets out no intention to accommodate need arising from outside the area. I can confirm that North East Lincolnshire in a similar vein has no intention to either accommodate need arising from outside its area, nor seeking to offload any of its own need to any other local authority area. Our assumptions are based upon existing commuter ratios with neighbouring authorities being maintained; but increased migration into North East Lincolnshire occurring to support the increased employment growth.

It is important to recognise that the Grimsby Travel to Work Area extends into the Central Lincs area, a point which is reflected in the Central Lincs SHMA. It will be important to clarify that the growth of settlements within this area of Central Lincs is not based upon expectations of changes to commuter ratios or any expectations that the growth proposed is derived from meeting need from the North East Lincolnshire area

With regard to other cross boundary strategic matters I do not see the requirement for joint plan preparation; nor do I see the requirement for specific associated joint working beyond existing activities.

If you have any queries regarding this or require any further information please do not hesitate to contact me.

Yours sincerely,



Ian King  
Spatial Planning Manager

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

North Lincolnshire Council (23 November 2015)

**Emma Naylor**

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**From:** Craig Fotheringham <Craig.Fotheringham@northlincs.gov.uk>  
**Sent:** 23 November 2015 15:14  
**To:** Talk Planning  
**Cc:** Chris Barwell; Emma Naylor  
**Subject:** Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)

Dear Sir/Madam,

**RE: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)**

Thank you for seeking this council's view under the Duty to Cooperate (section 33A of the Planning Compulsory Purchase Act) and consultation on the Further Draft Local Plan which covers the local authority areas of West Lindsey, City of Lincoln and North Kesteven.

It is noted that the consultation version of the Local Plan sets out the Central Lincolnshire Joint Strategic Planning Committee's (CLJSPC) long-term vision and objectives for the area, and the policies and proposals that will help direct how new development and regeneration will be achieved, including site allocations for housing and employment development. It is further noted that the Further Draft Consultation Local Plan proposes a total dwelling target of 36,960 dwellings over the 2012 – 2036 plan period, based on the objectively assessed need (OAN), and that the Plan proposes to meet this need in full.

This council, as one its priorities, is currently working with the Greater Lincolnshire LEP to find ways of delivering the dualling of the A15 from the A46 Lincoln bypass running northwards to the terminating junction with the M180 motorway and would consider that this scheme is classed as a cross border "strategic matter" as defined in section 33A of the Act. Consequently, there may be a requirement under the Act for an element of joint plan preparation or associated activities between the CLJSPC and this council.

The proposed dualling of the A15 has been identified in this council's Local Transport Plan 3 (2011 to 2026) and in the Local Development Framework Core Strategy DPD (June 2011) (policy CS26) as a key infrastructure priority in order provide an alternative link between the South Humber Gateway and southern England. The dualling will facilitate improved access from and to Central Lincolnshire from North Lincolnshire and the Humber as an entirety. It will improve business links across the sub-region and will improve road safety on a roadway that is often congested, perceived as dangerous and slow moving.

I can also confirm that this council has no intention to either accommodate any need (OAN), arising from the Central Lincolnshire area, nor seek to offload any of its own need to the constituent authorities covered by the CLJSPC. However, this position statement will be subject to review and will be reassessed at subsequent consultation versions of the Central Lincolnshire Local Plan and emerging work on the replacement North Lincolnshire Local Plan.

If you require any further assistance regarding the issues raised above please do not hesitate to get back to me.

Regards

Craig Fotheringham  
Spatial Planning Officer  
01724 297570

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

South Kesteven District Council (23 November 2015)

**Emma Naylor**

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**From:** Roger Ranson <R.Ranson@southkesteven.gov.uk>  
**Sent:** 23 November 2015 13:39  
**To:** Emma Naylor  
**Subject:** FW: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)  
**Attachments:** 15.10.16\_Duty to Cooperate Email.pdf  
**Importance:** High

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**From:** Roger Ranson  
**Sent:** 23 November 2015 13:38  
**To:** 'Emma Naylor '  
**Cc:** Steve Ingram; Paul Thomas; Sylvia Bland; JUSTIN JOHNSON; Samantha Brooman  
**Subject:** FW: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)  
**Importance:** High

Emma

Thank you for seeking our views on your local plan under the Duty to cooperate.

Having reviewed your plan, we have no comments to make under the DtC.

I realise that you will be extremely busy through your consultation, however, we would welcome the opportunity to meet and share experiences at some time!

Roger



## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

### South East Lincolnshire Joint Policy Unit (19 November 2015)

**From:** Christopher Holliday [<mailto:Christopher.Holliday@boston.gov.uk>]  
**Sent:** 19 November 2015 10:19  
**To:** Talk Planning <[TalkPlanning@n-kesteven.gov.uk](mailto:TalkPlanning@n-kesteven.gov.uk)>  
**Cc:** Gary Alexander <[galexander@sholland.gov.uk](mailto:galexander@sholland.gov.uk)>; 'duncan.mccorquodale@urbanvision.org.uk' <[duncan.mccorquodale@urbanvision.org.uk](mailto:duncan.mccorquodale@urbanvision.org.uk)>  
**Subject:** RE: Duty to Cooperate- Central Lincolnshire Further Draft Local Plan (October 2015)

This is a response to the Central Lincolnshire Further Draft Local Plan (October 2015) sent on behalf of the South East Lincolnshire Joint Planning Unit.

As you will know the South East Lincolnshire Joint Planning Unit, through the Joint Committee, is responsible for preparing the South East Lincolnshire Local Plan on behalf of Boston Borough Council and South Holland District Council. Further to contrary advice this email response can be assumed to represent the views of Boston Borough Council and South Holland District Council from a statutory plan making perspective.

Firstly, as a matter of procedure, it would seem somewhat at odds with the purpose of the Duty to Cooperate process not to consult the South East Lincolnshire Joint Planning Unit itself but merely to consult the individual Councils separately. Notwithstanding the possibility that both Boston Borough Council and South Holland District Council may wish to respond as statutory bodies in their own right the South East Lincolnshire Joint Planning Unit is also a statutory body.

With regard to the main proposals in the Central Lincolnshire Further Draft Local Plan the South East Lincolnshire Joint Planning Unit have the following concerns.

#### Level of Housing Growth

The proposed provision of 36,960 new dwellings would seem to represent a 60% increase on the household projection figures released by the DCLG in 2012.

It is accepted that assessing the Objectively Assessed Need for Housing starts with considering the DCLG household projections and also takes into account local evidence in extrapolating projections. The evidence given in the Central Lincolnshire SHMA does not appear cohesive or well justified in concluding that the housing needs for the Central Lincolnshire plan area should be 60% above the DCLG 2012 projections. The SHMA evidence seems to rely upon a mixture of factors; periods when housing completion rates were much higher and also extrapolating much higher immigration rates. Also leading the argument for a much higher level of housing growth, is that, it is necessary to meet economic investment and a substantial growth in jobs.

The email circulated by Central Lincolnshire in launching the latest consultation and Duty to Cooperate assumes that the levels of housing growth proposed in Central Lincolnshire will not have an impact upon other plan areas or housing growth in those areas. However it is generally accepted at the plan making level and, indeed, specified in the Boston SHMA and Peterborough Sub-Region SHMA that significantly different projections from the DCLG household projections do constitute a Duty to Cooperate issue for affected authorities.

#### Distribution of Housing Growth

In particular the levels of housing growth for Sleaford would seem to be both disproportionate to the current town and also a significant threat to levels of housing growth being achieved for Boston.

An increase of 4,435 homes for Sleaford represents a growth in population of over 10,000 people in a town where the current population is about 17,500.

Boston Borough and North Kesteven (Sleaford) have a, more or less, balanced place of work/place of residence relationship; generally self contained housing market/travel to work areas. In proposing a substantial increase in housing for Sleaford this equilibrium would be significantly skewed and at present the impacts of this are difficult to determine as the growth may be driven by job creation in Sleaford itself or elsewhere.

## Appendix 2: Responses from adjoining local planning authorities to Duty to Cooperate emails

### Delivery of Housing Growth

The background paper Housing Growth Delivery Plan that accompanies the CL Further Draft Local Plan states that attracting more developers to deliver housing in Central Lincolnshire is a key challenge. This is a key challenge for most Local Planning Authorities and clearly a specific strategy to attract developers must impact upon neighbouring authorities especially where the housing growth proposed is significantly higher than DCLG projections. Even if housing need targets are not met in Central Lincolnshire, a much greater choice of opportunity for developers, driven by disproportionately greater levels of growth, will result.

Boston Borough and the northern part of South Holland (including Spalding) have Housing Market Areas that can only meet housing needs generated to the north, south and west as the North Sea lies to the east. Therefore the influence of housing growth opportunities immediately to the west are significant.

### Provision of Infrastructure

South East Lincolnshire and Central Lincolnshire rely upon the same infrastructure providers to support future development. In particular the provision of roads, healthcare, education and social services are effectively a shared resource and Countywide commitment. All new development will require a commitment and prioritisation of resources. A substantially different approach to growth in Central Lincolnshire might compromise what infrastructure can be committed to support the growth proposed in South East Lincolnshire.

Regards

Chris Holliday

Deputy Manager of the South East Lincolnshire Joint Planning Unit



## Appendix 3: Actions arising and resolution of issues

### **South East Lincolnshire Joint Policy Unit**

Following the South East Lincolnshire Joint Policy Unit's (SELJPU) response to our email regarding the duty to cooperate, the Central Lincolnshire Local Plan Team took the following action to address the matters raised.

**Strategic Planning Issue:**

Response received from SELJPU (19 November 2015) raising various concerns in relation to:

- The overall housing growth target of 36,960 dwellings.
- The Sleaford target of 4,435 dwellings.
- The implications that the growth in Central Lincolnshire will have on the delivery of housing growth in South East Lincolnshire.
- The implications that the growth in Central Lincolnshire will have for the delivery of infrastructure in South East Lincolnshire, given that both areas rely on the same infrastructure providers.

**Actions:**

The Central Lincolnshire Local Plan Team replied to the SELJPU (22 February 2016) asking for clarification as to whether, under the duty to cooperate obligations and assuming the growth levels remained unchanged, the South East Lincolnshire Joint Policy Unit would be (or indeed were at that present time) raising a duty to cooperate objection regarding the level of growth in Central Lincolnshire and / or Sleaford, given that their representation expressed concern rather than an outright objection.

Discussions took place between the SELJPU and the Central Lincolnshire Local Plan Team, and the SELJPU confirmed that they no longer wished to pursue their concerns, but would continue to follow progress on the emerging Central Lincolnshire Local Plan.

**Outcome:**

SELJPU confirmed (February 2016) that they no longer wished to pursue their original concerns in relation to the duty.

**Ongoing cooperation:**

SELJPU reserve the right to make further / additional comments under the duty during the consultation on the Proposed Submission Local Plan. If any comments/ objections are raised during this consultation, the Central Lincolnshire Local Plan Team will work with the SELJPU to address the issues raised and hopefully achieve a satisfactory outcome for both parties.

*Please note that the above wording was agreed with the SELJPU by exchange of email on 7 April 2016.*