

	<p>Local Plan Publication Stage Representation Form</p>	<p>Ref:</p> <p>(For official use only)</p>
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Name of the Local Plan to which this representation relates:

**South Staffordshire Council
Local Plan 2023 - 2041**

Please return to South Staffordshire Council by 12 noon Friday 31 May 2024

This form has two parts –
 Part A – Personal Details: need only be completed once.
 Part B – Your representation(s). Please fill in a separate sheet for each representation you wish to make.

Part A

1. Personal Details*

**If an agent is appointed, please complete only the Title, Name and Organisation (if applicable) boxes below but complete the full contact details of the agent in 2.*

2. Agent's Details (if applicable)

Title	<input type="text"/>	<input type="text" value="Miss"/>
First Name	<input type="text"/>	<input type="text" value="Jessica"/>
Last Name	<input type="text"/>	<input type="text" value="Graham"/>
Job Title (where relevant)	<input type="text" value="Barratt West Midlands"/>	<input type="text" value="Associate Director"/>
Organisation (where relevant)	<input type="text"/>	<input type="text" value="Savills (UK) Limited"/>
Address Line 1	<input type="text"/>	<input type="text" value="55 Colmore Row"/>
Line 2	<input type="text"/>	<input type="text" value="Birmingham"/>
Line 3	<input type="text"/>	<input type="text"/>
Line 4	<input type="text"/>	<input type="text"/>
Post Code	<input type="text"/>	<input type="text" value="B3 2AA"/>
Telephone Number	<input type="text"/>	<input type="text" value="0121 634 8494"/>
E-mail Address (where relevant)	<input type="text"/>	<input type="text" value="jgraham@savills.com"/>



Part B – Please use a separate sheet for each representation

Name or Organisation:

3. To which part of the Local Plan does this representation relate?

Paragraph Policy Policies Map

4. Do you consider the Local Plan is :

(1) Legally compliant	Yes	<input type="text"/>	No	<input type="text"/>
(2) Sound	Yes	<input type="text"/>	No	<input checked="" type="text" value="x"/>
(3) Complies with the Duty to co-operate	Yes	<input type="text"/>	No	<input type="text"/>

Please tick as appropriate

5. Please give details of why you consider the Local Plan is not legally compliant or is unsound or fails to comply with the duty to co-operate. Please be as precise as possible.

If you wish to support the legal compliance or soundness of the Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

We **object** to Draft Policy DS5.

Spatial Strategy for Housing

Draft Policy DS5 states that “an integral part of the Strategy will be to ensure that growth is distributed to the district’s most sustainable locations, avoiding a disproportionate level of growth in the district’s less sustainable settlements, whilst also recognising that very limited growth in less sustainable areas may be appropriate in limited circumstances” [Savills emphasis]. Paragraph 5.13 of the draft plan states that as a result of the changes to the National Planning Policy Framework (‘NPPF’) (discussed further in our separate response to Draft Policy DS4), South Staffordshire District Council (‘SSDC’) has tested further spatial strategy options for the distribution of housing growth across the District. The chosen strategy is Option I which is “a capacity-led approach focusing growth to sustainable non-Green Belt sites and limited Green Belt development in Tier 1 settlements well served by public transport”.

Option I is a new growth option which was not previously consulted or identified as a preferred option in the 2022 Publication Plan. The 2022 plan proposed a strategy based on Option G which is described in paragraph 5.4.16 of the Sustainability Appraisal (2024) as “Infrastructure-led development with a garden village area of search beyond the Plan period”. The Planning Practice Guidance requires a Sustainability Appraisal to “provide conclusions on the reasons the rejected options are not being taken forward and the reasons for selecting the preferred approach in light of alternatives” (Reference ID: 11-018-20140306). We do not consider that sufficient justification has been provided for not pursuing Option G (or a hybrid of Option G and I) when it was previously assessed by SSDC in 2022 as being the most suitable option. From our review, it appears that Option I has been ‘created’ by the Council in order to achieve their interpretation of the amended NPPF 2023 and support the reduction in housing to meet local



and wider housing market area needs, which we have objected to in our separate response to Draft Policy DS4.

Table 5.7 of the Sustainability Appraisal (2024) compares all the spatial options assessed. Despite Options G and I scoring the same overall, SSDC have now decided to pursue Option I as it proposes a significantly lower quantum of growth. The Sustainability Appraisal (2024) does not state why Option G is no longer the preferred spatial strategy and the only justification provided to support Option I is that it delivers less housing growth. The NPPF requires plans to be prepared positively (paragraph 16) supported by evidence (paragraph 31). SSDC has produced evidence in order to support their unjustified desire to deliver less housing in the 2024 plan, rather than the evidence informing the strategy and approach to growth as they did for the 2022 plan. The approach to the spatial strategy is not justified and is therefore unsound (NPPF paragraph 35b).

Option I does not consider the impact of directing all growth to Tier 1 settlements on the remaining settlements within the hierarchy. In the adopted Core Strategy and Site Allocations Document, the settlements of Kinver, Perton, Wombourne and Brewood are identified as 'Main Service Villages'. These villages have been re-categorised through the previous stages of the Local Plan Review as Tier 2 Settlements where growth and the release of Green Belt is restricted in this draft plan. This approach however will lead to limiting the growth of these villages and constraining their potential to deliver more services despite being in sustainable locations, especially growth in the southern part of the District where there are no Tier 1 settlements. Barratt continue to strongly object to the assessment of Kinver as a Tier 2 settlement and the limited growth being directed to Kinver in particular.

Capacity-led approach

As discussed in our response to Draft Policy DS4, the housing requirement of the draft plan has been reduced from the 2022 plan and the number of homes proposed to contribute towards the needs of the Greater Birmingham and Black Country Housing Market Area ('GBBCHMA') has gone from 4,000 homes to 640 homes which we consider is unjustified.

Paragraph 2.7 of the Spatial Housing Strategy Topic Paper (2024) states that a 'capacity-led' approach has been taken to the spatial strategy and "the overall level of growth is determined by the capacity of the suitable sites that align with the strategic approaches outlined". This is in reference to Spatial Options H and I which have been added to the draft plan and were not previously considered or consulted on in 2022.

SSDC claim that the chosen Spatial Strategy (Option I) directs growth towards sustainable non-Green Belt development sites and limited Green Belt development in Tier 1 settlements that are well-served by public transport. The 640 dwellings towards the HMA shortfall seems to have been calculated by the number of dwellings SSDC considers are deliverable on sites around Tier 1 settlements but the Council has not provided justification on the reasonable alternatives assessed around these settlements and why the proposed capacity is limited to 640 dwellings. There are dismissed sites which perform comparatively to the sites proposed to be allocated Tier 1 settlements which have not been allocated for residential development. For example, site reference 222 (Land north of Sandy Lane) which is adjacent to the north of Codsall, a Tier 1 settlement. This site is in the Green Belt and assessed as having moderate-high harm to the Green Belt but performs equally as well when compared against site reference 224 (Land adjacent to Station Road), which is proposed to be allocated (Policy SA3), in Table H.4.1. of the Sustainability Appraisal.

Furthermore, there are sites allocated for residential development which are in the Green Belt and not in Tier 1 settlements including site reference number 617 (Land off Four Ashes Road) which is allocated in Brewood a Tier 2 settlement, and 082 (Land between A449 Stafford Road and School Lane) in Coven a Tier 3 settlement.

There is therefore an inconsistency with how the Spatial Strategy Option I has been applied to Green Belt sites, and a lack of justification of how the figure of a 640 home contribution to the



unmet needs of the GBBCHMA has been derived. The plan is therefore not justified (NPPF 35).

Kinver

Barratt continue to object to the assessment of Kinver as a Tier 2 settlement and the limited growth being proposed in Kinver within the draft plan. Barratt does not consider that the approach being taken to amending the adopted hierarchy is justified (NPPF paragraph 35). Barratt continue to object to the proposed Rural Settlement Hierarchy and the categorization of the village of Kinver as a proposed Tier 2 settlement. It is considered that the modified Main Service Village settlements, which currently includes the settlement of Kinver, should remain as Main Service Villages as they are sustainable settlements which are capable of supporting significant residential growth. The approach being taken has the risk of constraining the growth of some Main Service Villages by not supporting growth, thereby constraining their potential to deliver more services.

Only 2.8% of housing growth is being directed to Kinver within Table 8 of the draft plan. However, Wombourne and Perton, which are also Tier 2 settlements, are proposed to deliver 5.7% and 7.1% of growth respectively. Tier 3 settlements combined are delivering 4.4% of housing growth which is more than the proposed growth in Kinver. Kinver scores better than Perton (Appendix 5 of the Rural Services and Facilities Audit ('RSFA') RSFA 2021) however Perton is being allocated significantly more housing growth in the plan period. The proportion of growth proposed across the settlement hierarchy is not consistent with the chosen spatial strategy or the aim to "ensure growth is distributed to the district's most sustainable locations". [Savills emphasis]. Kinver is the most sustainable settlement in the southern part of the district with good access to the Black Country and therefore additional housing growth should be directed to this settlement. This approach is not considered to be justified (NPPF paragraph 35).

Table 8 of the draft plan shows that 60.6% of housing growth is directed to Tier 1 villages in line with the chosen spatial strategy, however all of these villages are in the northern part of the district. The Plan showing 'Housing Growth in Locality 5', clearly demonstrates the limited amount of growth being directed to Kinver and the southern part of the District. SSDC's approach to directing growth to the northern part of the district and Tier 1 villages will lead to larger disparities between settlements and restrict the development of settlements within the south of the district such as Kinver.

When identifying potential suitable sites for development, Barratt is promoting land immediately adjacent to the settlement (site references 549 and 550) which have been positively assessed by the Council and are available for development immediately. A Vision Document has been submitted with these representations setting out further information on the sites and their suitability for residential development.

6. Please set out the modification(s) you consider necessary to make the Local Plan legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the duty to co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.



The spatial strategy should direct housing growth beyond Tier 1 settlements, in order to ensure the growth of other settlements is not constrained. More growth should be directed to Kinver as one of the most sustainable settlements in the District which is currently only being the focus of very limited growth. Land off Dunsley Road, Kinver (referenced 549 and 550) are considered to be in a sustainable location and should be released from the Green Belt and allocated for development.

Please note: In your representation you should provide succinctly all the evidence and supporting information necessary to support your representation and your suggested modification(s). You should not assume that you will have a further opportunity to make submissions.

After this stage, further submissions may only be made if invited by the Inspector, based on the matters and issues he or she identifies for examination.

7. If your representation is seeking a modification to the plan, do you consider it necessary to participate in examination hearing session(s)?

No, I do not wish to participate in hearing session(s)

Yes, I wish to participate in hearing session(s)

Please note that while this will provide an initial indication of your wish to participate in hearing session(s), you may be asked at a later point to confirm your request to participate.

8. If you wish to participate in the hearing session(s), please outline why you consider this to be necessary:

To provide oral evidence and engage in the Examination discussions on this matter.

Please note the Inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate in hearing session(s). You may be asked to confirm your wish to participate when the Inspector has identified the matters and issues for examination.

Representations cannot be kept confidential and will be available for public scrutiny, including your name and/or organisation (if applicable). However, your contact details will not be published.

Data Protection

Your details will be added to our Local Plans Consultation database so that we can contact you as the review progresses. South Staffordshire Council will process your personal data in accordance with the Data Protection Act 2018 and the General Data Protection Regulations (GDPR). Our Privacy Notice can be viewed at [Data Protection \(Strategic Planning\) | South Staffordshire District Council \(sstaffs.gov.uk\)](#)



South Staffordshire Council

Please return the form via email to localplans@sstaffs.gov.uk or by post to South Staffordshire Council, Community Hub, Wolverhampton Road, Codsall, South Staffordshire WV8 1PX