

PART B – YOUR REPRESENTATION - Please use a separate sheet for each representation.

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

Section	5.4	Paragraph	C	Policy	EN1
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4. Do you consider the Plan is:

4 (1). Legally compliant	Yes		No	
4 (2). Sound	Yes		No	X
4 (3). Complies with the Duty to co-operate	Yes		No	

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

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

The policy states that “When identifying land for development involves the release of greenfield or green belt land, identified deficiencies in recreational open space (which includes allotments by definition) within the local area will need to be addressed, in addition to meeting the needs of future residents.”

It must be noted that at present there is no provision whatsoever within the Menston boundary for allotments which is contrary to Appendix 9. Menston has a provision of playing pitches which fails to meet current standards and has at present only 3.5 ha of playing fields when the requirement is 8.0 ha. The area of open space is also below the standard with it having 3.5ha rather than 4.0ha as required. It is appreciated the policy states that housing developments will be required to provide new open space or enhance existing open space “in the local area”. We note however that the relevant provision on recent planning approvals at Derry Hill and Bingley Road through S 106 agreements was translated into financial contributions that have been allocated for elsewhere in the district, with no benefit to Menston.

6. Please set out what modification(s) you consider necessary to make the Plan legally compliant or sound, having regard to the test you have identified at question 5 above where this relates to the soundness. (N.B Please note that any non-compliance with the duty to co-operate is incapable of modification at examination).

You will need to say why this modification will make the 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.

It must therefore be written into the policy (EN1) para C that **unless land is made available within the settlement of the development site to satisfy the standards of provision for Open space, Sports and Recreation (Appendix 9) then development cannot be considered.**

We consider the definition of “local” is inadequate from Menston’s recent experience.

Please note your representation should cover succinctly all the information, evidence and supporting information necessary to support/justify the representation and the suggested change, as there will not normally be a subsequent opportunity to make further representations based on the original representation at publication stage. Please be as precise as possible.

After this stage, further submissions will be only at the request of the Inspector, based on the matters and issues he/she identifies for examination.

7. If your representation is seeking a modification to the Plan, do you consider it necessary to participate at the oral part of the examination?

	No, I do not wish to participate at the oral examination
Yes	Yes, I wish to participate at the oral examination

8. If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:

We can bring local knowledge to support our arguments

Please note the Inspector will determine the most appropriate procedure to adopt when considering to hear those who have indicated that they wish to participate at the oral part of the examination.

9. Signature:	Catriona Hanson	Date:	26 March 2014
	Parish Clerk		