



Babergh Local Plan Alteration No. 2

Public Inquiry

Topic Paper: Planning Reform

September 2004

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Topic Paper

Planning Reform

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Appendices:

- 1) Indicative list of Structure Plan policies to be saved beyond publication of RSS
- 2) Ways in which Alteration 1 policies have been deemed not to be in general conformity with the adopted Structure Plan
- 3) Existing Supplementary Guidance, intentions for use following commencement of the new Act

1. Introduction

- 1.1 This Topic Paper examines the background to the production of Alteration No 2 of the Babergh Local Plan (the emerging Plan) and the implications of the Planning and Compulsory Purchase Act 2004 (the new Act).
- 1.2 It describes the process of how the emerging Plan was produced and the extent to which this reflects existing government guidance. It goes on to examine how it is intended to complete the preparation of the Plan under transitional arrangements and the implications of this for intentions regarding the production of Supplementary Planning Guidance and the saving of existing Development Plan policies. It also addresses the implications of the new Act for the review of the emerging Local Plan and the weight that should be afforded to other documents being prepared currently for future adoption under the new Act in the preparation of the emerging Plan.
- 1.3 As this topic paper is not prepared specifically in response to a large number of objections its format is rather different to the other topic papers prepared to inform the inquiry. Section 7 of this paper which deals with the status and content of the emerging Regional Planning Guidance has been prepared with the assistance of the East of England Regional Assembly (EERA). This help is appreciated.

2. Production of the Emerging Plan

- 2.1 Following extensive pre-deposit consultation the First Deposit Draft Version of the emerging Plan was published in September 2001. The Plan was an Alteration to the existing adopted Local Plan (Babergh Local Plan Alteration No 1, June 1995). Appendix 1 to the Plan provided details of the policies in the Plan and whether they were carried forward from the previous alteration. Of the 258 policies that were included in the First Deposit Draft, 76 were carried forward unchanged from the previous alteration, 89 were carried forward but were amended, and 93 were new policies introduced for the first time. 82 of the policies in Alteration 1 were either proposed to be deleted or demoted to supporting text.
- 2.2 Following receipt of the responses to the First Deposit Draft Version of the emerging Plan a Revised Deposit Draft Version was prepared. It was published in May 2003. Due to the

nature of representations received, the scale and nature of the changes proposed to the emerging Plan were significant. In particular the end date of the Plan was proposed to be changed from 2011 to 2016 and the village maps providing details of the Built Up Area Boundaries and Areas of Visual and/or Recreational Amenity were introduced into the Plan. Previously this material had been contained within adopted Supplementary Planning Guidance (further explanation on this issue is given in CD95).

- 2.3 In addition to these significant changes made at the Revised Deposit Stage a large number of other changes were made to the Plan policies. The number of policies in the emerging Plan was reduced by the proposed deletion of 48 policies. 192 of the 210 remaining policies were also amended. Only 18 of the policies contained within the First Deposit Draft version were carried forward unaltered into the Revised Deposit Draft version.
- 2.4 In the light of the representations made on the Revised Deposit Draft the Council proposed further changes to the Plan in advance of the Inquiry. 36 policies were proposed to be changed in the Pre-Inquiry Changes, including 6 policies proposed for deletion.
- 2.5 Incorporating the changes proposed in the Pre-Inquiry Changes a total of 204 policies remain in the emerging Plan. Of these only eight have been carried forward without change from Alteration 1 to the Plan.
- 2.6 Notwithstanding that only a very small proportion of policies within the Plan have not been changed at any point during the preparation of the alteration, at each stage of preparation the intention has only been to review a proportion of the Plan's content. Therefore at no point has a systematic and comprehensive review of the policy content been undertaken. This has meant that the structure of the Plan and the style of policy have been carried forward broadly unchanged. This has created a number of problems in terms of the consistency of the Plan with Government Guidance and good practice and given rise to various objections that remain to be addressed, not least from the Government Office for the East of England (GO-East).
- 2.7 GO-East have submitted a number of objections at both Deposit Draft stages in Plan preparation. At the end of July 2004 GO-East had 168 outstanding objections to the emerging Plan which related to 135 out of the 204 policies in the Plan. However, 16 of these were conditionally withdrawn in response to the Pre-Inquiry Changes and a further 35

have subsequently been unconditionally withdrawn. At the time of writing 117 objections were being maintained.

2.8 Of the remaining GO-East objections the majority relate to policies being regarded as inconsistent with government guidance in at least one of the following respects:

- apparent delegation of decisions to supplementary planning guidance;
- inclusion of non land use matters and statements of intent within the policy;
- inclusion of cross reference to government guidance or legal requirements within the policy;
- level of detail too great within policy and would be more appropriate to Supplementary Planning Guidance; and
- overlapping or repeating the content of other policies within the Plan.

2.9 It is accepted that in some respects the emerging Plan does not conform with advice regarding best practice on Local Plans. However, it is considered that the public interest is not best served by proposing further wholesale changes in response to these partial representations. To do so at this stage would run the risk of introducing inconsistencies into the Plan (particularly as the outstanding objections only are made to a proportion of the policies to which similar criticisms could also be made).

2.10 The scale of change needed to meet all these outstanding objections would be such that the Council would view it as inappropriate to make it via Pre-Inquiry Changes. It would not favour making fundamental changes to the structure and policy content of the Plan at this stage due to the risk of further delaying plan preparation and the possibility of having to reopen the inquiry to consider any objections to changes following the post inquiry deposit stage. It also considers such change unnecessary due to the likely timetable for comprehensive review of the emerging Plan under the new Act (see section 4 for further details). Furthermore it maintains that, in view of the length of the Plan, the current format of many of the policies aids their use.

2.11 The Council therefore is not proposing further changes in response to many of these objections and will provide a robust response to each one by written representations or otherwise. Where straightforward changes can be made to address individual concerns it will deal with them positively in evidence.

3. Main Features of the New Act

3.1 The Planning and Compulsory Purchase Act 2004 received Royal Assent on 13 May 2004 and will come into force via a commencement order expected in September. Full implementation of the Act is expected to be gradually brought about over the next year by the introduction of the necessary regulations and development orders.

3.2 The key features of the new Act may be described as follows:

- A significant review of the plan making process at regional and local level;
- Provisions for an increased level of community involvement in the planning system;
- Provisions to speed up the handling of major infrastructure projects;
- Removal of crown immunity from the planning process; and
- Simplification of the compulsory purchase regime.

3.3 With regard to the new plan making regime the new Act requires each region to have a Regional Spatial Strategy (RSS) which will include strategic policies on the level of housing allocations to be made (see section 7 for details of progress on this) and replace Structure Plans. Local Planning Authorities will prepare a Local Development Framework (LDF) which will replace Local Plans. The LDF must conform with the RSS and will consist of various Local Development Documents (LDDs) setting out key policies supported by development briefs and additional guidance contained within Supplementary Planning Documents (SPDs). LDDs will be reviewed regularly (at least five yearly) and the preparation process will include a public examination, the outcome of which will be binding.

3.4 Local Planning Authorities will also have to publish and regularly review a Local Development Scheme (LDS), looking ahead over three years, setting out intentions regarding the production of planning documents. The first LDS must be produced within six months of commencement of the new Act. Intentions regarding the production of documents under the new system are outlined in section 4 of this paper.

3.5 When preparing planning documents Local Planning Authorities must take steps to secure community involvement. How it will approach this is to be set down within a Statement of

Community Involvement (SCI). Also emerging planning documents will need to be subject to a Strategic Environmental Assessment and Sustainability Appraisal (SEA/SA).

3.6 There are transitional arrangements in place to enable the smooth transition from the existing system with Structure and Local Plans and the new system of RSS and LDFs. This enables emerging plans that have gone beyond revised deposit draft stage to be completed under existing legislation and allows for policies contained within the existing and emerging development plan to be saved and to be continued to be used for development control purposes until they are replaced by policies brought forward under the new system. Intentions regarding the saving of existing and emerging policies are outlined in section 5 of this paper.

4. Review of the emerging Plan

4.1 The Public Inquiry into the emerging Plan is expected to close in early 2005. Beyond this the timetable is uncertain and to a large extent outside the control of the Council. It is hoped that the Inspector's Report into the objections to the Plan will be received before the end of 2005 enabling the deposit of post inquiry modifications to the Plan to take place in early 2006, with final adoption taking place before summer 2006.

4.2 In view of the above timetable and the timetable for production of the RSS (see section 7) the Council is considering its options regarding the production of documents to review the emerging Plan. Pending the receipt of the Inspector's report, there will remain uncertainty about the content of the Plan that will eventually be adopted. It is therefore likely that the LDS to be produced (in early 2005) will be based on the following broad intentions for work regarding the preparation of documents under the new planning system:

- Work in 2005 is to concentrate on establishing future approaches to community involvement (production of SCI) and establishing the baseline for production of future SEA/SA and monitoring arrangements;
- Work in 2006 is to concentrate on preparing supplementary planning documents pursuant to the emerging plan (see section 6 for further details) and commencing the process of preparing a LDD setting out key policies for development control;
- Work in 2007 is to concentrate on commencing the process of reviewing existing housing and employment allocations and considering the appropriate levels and locations for growth in the period up to 2021 in the light of the RSS.

4.3 It is expected that the process of preparing a Local Development Framework to completely replace the emerging Plan will be completed by 2009 (within three years of the anticipated date of adoption). It should be noted that the content of the LDS will be dependent on the decisions of elected members.

4.4 The first LDDs to be prepared under the new planning system will be informed by the Regional Spatial Strategy (which should be then be adopted) and are likely to look ahead over the period to 2021. It will not be possible to carry forward allocations from the emerging Local Plan (once adopted) into the new LDDs. The merits of all allocations that have not been granted planning permission will need to be considered afresh in the preparation of the new LDDs.

5. Saving of existing and emerging Plan Policies

5.1 The Suffolk Structure Plan (CD2) was adopted in June 2001 and post-dates the adoption of RPG6 for East Anglia (CD65) in November 2000. Following commencement of the new Act RPG6 will take on the status of RSS but the Structure Plan will retain full development plan status for a period of three years or until a new RSS is issued in final form, whichever is earlier (see page 193 of CD65a for details).

5.2 Draft RPG14 (CD65a – Appendix E, pg 213) contains an indicative list of Suffolk Structure Plan policies which it is expected will be saved beyond final publication of the RSS. Existing Structure Plan policies which are relevant to Babergh which are expected to be saved until they are replaced by the emerging Local Plan or a LDD are listed in Appendix 1.

5.3 Following commencement of the new Act, Babergh District Council will seek to save all the policies within Babergh Local Plan Alteration 1 except insofar as they have deemed to be out of general conformity existing Structure Plan. These policies will be saved until the adoption of the emerging Plan. Appendix 2 details the ways in which these policies have been deemed to be not in general conformity with the Structure Plan.

5.4 On adoption of the emerging Local Plan Babergh District Council will save all policies within it for three years or until they are replaced by documents brought forward under the new Act, whichever is earlier.

6. Future of Supplementary Planning Guidance

- 6.1 Babergh District Council has formally adopted significant numbers of documents as Supplementary Planning Guidance. One of the implications of the new Act has been to create uncertainty about the weight that will be accorded to these documents and how existing guidance can be carried forward into the new system.
- 6.2 The new Act provides for Supplementary Planning Documents to be prepared, be included within the local development framework and form part of the planning framework for the area. These documents are not subject to independent examination and will not form part of the statutory development plan. However, they will be subject to rigorous procedures of community involvement.
- 6.3 Following the commencement of the new Act the ability to adopt further supplementary planning guidance will be lost so any supplementary material pursuant to the emerging Plan and not yet adopted must be brought forward as a Supplementary Planning Document.
- 6.4 Para 4.7.2 of draft PPS12 makes clear that matters to be covered in Supplementary Planning Documents must relate to policies or proposals contained in a development plan document or a policy from a saved plan. However, plans cannot be saved until adoption. Therefore it will not be possible to adopt Supplementary Planning Documents pursuant to the emerging Plan until after its adoption. After the adoption of the emerging Plan it is unlikely that the Council will have the resources to prepare large numbers of new Supplementary Planning Documents as it will be working on preparing the new Local Development Framework. The Council will be able to prepare Supplementary Planning Documents pursuant to a saved policy from Local Plan Alteration 1 or the County Structure Plan, although in practice it is unlikely to do this owing to the age of the saved local plan and strategic nature of the structure plan.
- 6.5 The result of this is that, following the commencement of the new Act, the Council is unlikely to actively prepare new Supplementary Planning Documents except where they are considered crucial to the implementation of the emerging Local Plan. The three documents referred to in the emerging Local Plan where this is likely to take place are:
- the Chilton Development Brief (pursuant to emerging policy CP01);

- guidance on affordable housing provision (pursuant to emerging policies HS08 and HS08a); and
- guidance on the retention of employment sites (pursuant to emerging policy EM15).

6.6 The likely timescale for the preparation of these documents is that drafting, appraisal and consultation will commence shortly after receipt of the Local Plan Inspector's report with a view to adoption of the Supplementary Planning Documents shortly after adoption of the Plan.

6.7 The emerging Local Plan refers to a number of other subjects where supplementary material is to be prepared. These include:

- Guidance on light pollution (pursuant to emerging policy EN22);
- Development Brief for the IFF site (pursuant to emerging policy EM02a);
- Development Brief for the Lady Lane site (pursuant to emerging policy EM02b and HS09h although not referred to in the plan in error);
- Development Brief for the British Sugar site (pursuant to emerging policy EM02c);
- Development Brief for the TXU site, Wherstead (pursuant to emerging policy EM02d);
- Development Brief for the ICI Imagedata site, Brantham (pursuant to emerging policy EM02e);
- Updated Development Brief for the land around Sudbury Bus Station (pursuant to emerging para 10.25); and
- Landscape Character Assessment and Action programme (pursuant to emerging policies CR05, CR10 and CR21).

6.8 The above documents are unlikely to be adopted as Supplementary Planning Documents. However, this does not mean that the documents will not be produced. The Council will still work with developers to produce agreed development briefs for major development and consult on them before implementation.

6.9 Further documents dealing with land-use related matters that may or may not be listed above will still be produced (possible examples include such things as conservation area appraisals). The weight that will be attached to any such documents when reaching planning decisions will vary depending on the circumstances of each application. Such

documents may still be considered to be material to the grant of planning permission even where they are not formally adopted as Supplementary Planning Documents.

- 6.10 Draft Government Guidance (para 8.31 of Creating LDFs, consultation draft Nov 03) makes clear there is no process for the saving or cancellation of existing Supplementary Planning Guidance. However, where existing Supplementary Planning Guidance is linked to a saved policy in the new system and has gone through processes equivalent to those for Supplementary Planning Documents, advice is that it may have the status of a material consideration although the weight that will be attached to it will be less than afforded to Supplementary Planning Documents.
- 6.11 Informal advice from the Government Office for the East of England is that existing Supplementary Planning Guidance that is linked to a saved or emerging Local Plan policy could also remain a material planning consideration in certain circumstances although the weight that can be attached to it may be limited.
- 6.12 In view of the changed status of Supplementary Planning Documents linked to saved policies and the resources that would be needed to appraise and consult on these, it is not intended to undertake a wholesale review of existing Supplementary Planning Guidance following the commencement of the new Act. There may be instances where it is considered urgent for Supplementary Planning Guidance to be updated following commencement although these are likely to be limited.
- 6.13 In general it is anticipated that existing Supplementary Planning Guidance will fall into one of three categories:
- 1) Existing Supplementary Planning Guidance pursuant to an emerging policy (and in some instances a saved Alteration 1 policy as well) which may still be material to the determination of planning applications until three years after the adoption of the emerging local plan or until superseded by a document brought forward as part of the Local Development Framework.
 - 2) Existing Supplementary Planning Guidance pursuant to a saved policy in Local Plan Alteration 1 only which may still be material to the determination of planning applications until the adoption of the emerging Local Plan. These documents will cease to be a material consideration on adoption of the emerging Local Plan.

- 3) Existing material that has been adopted as Supplementary Planning Guidance but is either out of date or is general guidance not supplementary to local or structure plan policies and will no longer be considered to be Supplementary Planning Guidance following commencement of the new Act. (Note: in certain instances this material has been prepared by other bodies pursuant to other legislation and may remain material to planning decisions.)

6.14 A summary of list of all existing Supplementary Planning Guidance indicating in which of the above categories it lies is attached as Appendix 3.

7. Status and Content of the Emerging Regional Spatial Strategy

7.1 The draft Regional Planning Guidance (RPG) 14 (CD65a) was approved by the East of England Regional Assembly (EERA) on 5th Feb 2004. This document has now been sent to the Office of the Deputy Prime Minister (ODPM) and has been “banked” to place the strategy on record pending further progress. This will allow further investigation of the potential for growth in the London-Stansted-Cambridge-Peterborough corridor, Peterborough and Hertfordshire. EERA have also commissioned further work on Affordable Housing (addressing Key Worker needs and ‘unmet’ affordable housing needs), and a study looking at the alignment of Policy E2 (jobs) with H1 (housing).

7.2 Following the completion of this further work it is anticipated that a revised draft RPG14 will be formally submitted to the ODPM in November 2004. This will then proceed to public consultation into early 2005, an examination during autumn 2005, with the aim of delivering an approved RPG (which will become the RSS) by mid 2006.

7.3 The emerging RSS has had very little influence on the content of the emerging Plan. The emerging Plan has been prepared in conformity with the adopted Suffolk Structure (which itself is consistent with the existing RPG6). It is considered that this is the correct source of strategic guidance on the content of the emerging Plan. Although a draft RPG14 is available, this is acknowledged as a draft that is still to be finalised, and very little weight can or should be afforded to it in advance of public consultation and examination.

- 7.4 Notwithstanding the above, it is useful to examine the main features of the emerging RSS to see how this relates to the emerging Plan (particularly with regard to policies for housing and employment).
- 7.5 The overall level of housing provision put forward in draft RPG14 (policy SS13, page 30) is that provision be made for 23,900 net additional dwelling to be completed each year in the period 2001-2021. This is above the rate of annual provision of at least 20,850 dwellings per year provided for in the East of England by existing RPGs 6 and 9.
- 7.6 The distribution of additional housing proposed in the emerging RSS varies from the previous distribution contained within the existing RPGs and relevant Structure Plans. In some areas significant growth is proposed while in others a reduced level of growth is planned. Babergh is one of the areas where the annual rate of provision is proposed to be reduced.
- 7.7 The Suffolk Structure Plan (policy CS8) provided for 345 additional dwellings per annum in Babergh in the period 1996 – 2016, of which 55 are to be in the Babergh part of the Ipswich Policy Area. Policies HG3 (page 51) and H1 (pages 109-110) of the emerging RSS provide for 260 additional dwellings per annum in Babergh in the period 2001-2021, of which 30 are to be on the edge of Ipswich (not defined though assumed to be the same as the Policy Area defined in the current Structure Plan). If the emerging RSS figures are confirmed then it is likely that by 2021 Babergh would be able to meet them comfortably without the need to identify any further sites for housing over and above those identified in the emerging Plan.
- 7.8 The rate of housing growth proposed within Ipswich Borough is proposed to increase significantly from 400 per annum with the Structure Plan to 770 per annum in the emerging RSS. This reflects the significant opportunities for further brownfield development within the Borough boundary.
- 7.9 With regard to employment growth the situation is more complicated. The current Structure Plan contains no quantitative guidance on the level of employment allocations, policy ECON5 provides a criteria based approach. The emerging RSS (policy HG1, page 49) indicates that the Babergh part of the Haven Gateway Area is to provide 3,600 net additional jobs over the period 2001-2021 (180 per annum) as part of the 49,650 jobs to be provided within the Haven Gateway as a whole. No statistical guidance is provided specific to the

remainder of Babergh but policy E2 (page 95) indicates that Suffolk excluding the areas of the Haven Gateway and the Yarmouth/Lowestoft Sub-Region should provide 17,800 net additional jobs (890 per annum), of which presumably a proportion would be in Babergh.

- 7.10 The work being undertaken for EERA on the alignment of housing and employment arising from the proposals in draft RPG14 is expected to be completed in September 2004. The study is concentrating on alignment at the regional and sub-regional level, and the consultants (Roger Tym and Partners) have cautioned against using it to determine alignment at the District level due to the statistical variations in the data.

8. Conclusions

- 8.1 This paper has considered the various implications of planning reform on the emerging Local Plan. In advance of the Inquiry the Council has carefully considered the best way to react to the new legislation and respond positively to it. It has been decided that the best way forward is to proceed to adopt the emerging Local Plan under the existing legislation. It considers that the benefits of this approach outweigh any other option.
- 8.2 The end date of the emerging Plan is 2016 is consistent with the current Structure Plan. However, the content of the Plan will be reviewed and replaced before then. Under the new legislation it is expected that new documents to replace the emerging Plan will be adopted by 2009. These new documents will be consistent with the Regional Spatial Strategy and are likely to look ahead to 2021.
- 8.3 The timescale for review of the emerging Plan offers the ability to respond positively if monitoring information or revised strategic guidance shows the need for further land allocations to be brought forward and implemented prior to 2016.

Appendix 1

Indicative List of Structure Plan Policies to be saved beyond publication of RSS until superseded by Local Plan or LDD to be produced by Babergh District Council

Policy	Subject
CS5	The Urban Fringe
CS11	Defence Base Housing
ENV6	New Housing in the Countryside
ENV8	Conservation of Designated Landscapes
ENV10	Resource Conservation – Renewable Energy
ECON11	Town and Local Centres and Villages
T5	Traffic Management
T8	Parking (2)
T9	Parking (3)
T11	Primary Route Network
T12	County Transport Network Investment
T16	Airfields

Indicative List of Structure Plan Policies to be saved beyond publication of RSS until superseded by Local Plan or LDD to be produced by Suffolk County Council

Policy	Subject
WD3	Recovery and transfer of waste materials at existing mineral working and landfill sites
WD4	Recovery and transfer of waste materials at other sites
WD5	Staffed Household Waste Sites
WD6	Staffed Household Waste Sites
WD7	Landfill
WD8	Waste disposal above existing ground levels

Appendix 2

Following the adoption of the Suffolk Structure Plan by Suffolk County Council, Babergh District Council was notified that the Babergh Local Plan Alteration 1, 1995 was not in general conformity with the Structure Plan in the following respects:

- (i) Local Plan policies LP3, LP4, LP7 and LP14 do not indicate that new planning applications for housing, the renewal of outstanding planning permissions and the release of outstanding housing allocations would be considered in the light of the order of priority set out in Structure Plan policy CS7, having regard also to PPG3 paragraphs 31-33, 38 and 40.
- (ii) The Local Plan has an end date of 2001 and does not therefore provide for future housing growth as set out in Structure Plan policy CS8.
- (iii) Local Plan policies LP36 and LP37 do not fully reflect the sequential approach to the location of new development likely to attract a substantial number of trips, as set out in Structure Plan policies ECON9 and ECON10. In particular, no reference is made to the requirement that need for such development should be demonstrated in considering locations away from town centres.

Babergh District Existing Supplementary Planning Guidance

Intentions for use following commencement of the Planning and Compulsory Purchase Act 2004.

See paragraph 6.13 of topic paper for definition of categories.

Planning Obligations

Current version adopted Feb 2000. Pursuant to Structure Plan Policy CS1, Babergh Local Plan (Alteration 1) Policy LP1. Also will be pursuant to emerging Local Plan policy LP01 when adopted. Important document will need to be retained as a material planning consideration. In addition to planning guidance document contains a protocol between District and County Councils.

Category 1.

Village Planning Statements

Supplementary Planning Guidance produced for 65 settlements within Babergh. Pursuant to Babergh Local Plan (Alteration 1) Policy LP5.

Contains relevant extracts from the local plan and defines settlement boundaries and areas of visual and/or recreational amenity.

Remains important material consideration at present but all documents will be superseded entirely on adoption of emerging Local Plan. **Category 2.**

An Approach to the Design of New Housing in Babergh

Adopted Sept 1992 pursuant to LPH14 of the original Babergh Local Plan. Referred to in preamble to policy LP18 of Alteration 1, and 3.71a (supporting text to HS14) of Alteration 2.

Much of content remains relevant though some is out of date. Also some overlap with content of Design Guide. Remains material consideration but content and relevancy needs to be reviewed following adoption of Alteration 2. **Category 1.**

Suffolk Design Guide for Residential Areas

Adopted as Supplementary Planning Guidance by all local authorities in Suffolk in 1993. Referred to in preamble to policy LP18 of Alteration 1, and 3.71a (supporting text to HS14) of Alteration 2.

Important document will need to be retained as a material planning consideration both now and following adoption of Alteration 2. Certain aspects of content now in need of updating. **Category 1.**

The Provision of Outdoor Recreation Facilities and Open Space (sites under 1.5ha)

Adopted as Supplementary Planning Guidance 2002 (prices revised April 03). Pursuant to emerging Alteration Local Plan policy HS15 and HS16 (reference in supporting text para 3.78).

Important document will need to be retained as a material planning consideration both now and following adoption of Alteration 2. Content may need to be reviewed following adoption of Alteration 2. **Category 1.**

Shopfronts; Sudbury Shopfronts Project; Hadleigh Shopfronts Project

Shopfronts Guidance Note adopted 1989 pursuant to LPCN16 of the original Babergh Local Plan. Referred to in supporting text to policy LP86 of Alteration 1 and 7.43 (supporting text to CN23) of Alteration 2. Also relevant to policy CN24 of Alteration 2. Sudbury and Hadleigh Shopfronts Projects (adopted in 1996 and 1997 respectively) and referred to in 7.43 of Alteration 2. All three documents remain relevant and will continue to be material planning considerations both now and following adoption of Alteration 2. **Category 1.**

Development, Flood Risk and Drainage

Adopted as Supplementary Planning Guidance 2003. Pursuant to emerging Alteration 2 Local Plan policy EN05 (reference in supporting text para 2.15a). Important document will need to be retained as a material planning consideration both now and following adoption of Alteration 2. **Category 1.**

Commuted Car Parking Payments

Adopted as Supplementary Planning Guidance 1989 pursuant to policy LPT7 of the original Babergh Local Plan and is also relevant to LP146 of Alteration 1. Not relevant to emerging policy and will be superseded entirely on adoption of Alteration 2. **Category 2.**

Suffolk Advisory Car Parking Standards

Adopted as Supplementary Planning Guidance by all local authorities in Suffolk in 2002. Pursuant to Structure Plan Policy T9 and referred to in TP18 of Alteration 2 (following pre-inquiry change 142). Important document will need to be retained as a material planning consideration both now and following adoption of Alteration 2. **Category 1.**

Industrial Development – applying for planning permission

Adopted 1989 as a guide for applicants. Contains useful advice and information but is not supplementary to any adopted or emerging local or structure plan policies. **Category 3.**

Local Need Housing

Adopted as Supplementary Planning Guidance 1989 pursuant to LPH8, LPH9 and LPH10 of the original Babergh Local Plan. Much of content remains relevant though some is out of date. Not supplementary to emerging policy and will no longer be considered Supplementary Planning Guidance on adoption of Alteration 2. **Category 2.**

Housing Needs Survey 2000 and Implementation Note

Adopted as Supplementary Planning Guidance 2001, pursuant to LP9, LP10 and LP11 of Alteration 1. Content is now out of date and will cease to be a material consideration on adoption of the emerging Local Plan. The updated Housing Needs Survey 2004 will not be adopted as Supplementary Planning Guidance but will be used to inform the content of a Supplementary Planning Document on affordable housing provision under the new Act. **Category 2.**

Conversion of Under Used Buildings in the Countryside

Adopted as Supplementary Planning Guidance 1988 pursuant to LPRC2, LPRC3, LPRC4 and LPRC5 of the original Babergh Local Plan and referred to in supporting text to policies LP50, LP51, LP52 and LP53 of Alteration 1. Content is now out of date and not supplementary to emerging policy. Will be superseded on adoption of Alteration 2. **Category 2.**

Thatching in Babergh

Adopted 1992 supplementary to LP81 of Alteration 1 and referred to in 7.31 (supporting text to CN10) of Alteration 2. Provides general guidance and remains material consideration but content and relevancy needs to be reviewed following adoption of Alteration 2. **Category 1.**

Lavenham Village Design Statement

Adopted as Supplementary Planning Guidance 2002, pursuant to CN01 of Alteration 2. Important document will need to be retained as a material planning consideration for Lavenham both now and following adoption of Alteration 2. **Category 1.**

Your Listed Building and You

Advice note produced in 2003. Not pursuant to any local or structure plan policies. Unlikely to be considered material to the determination of planning applications and is not considered to be Supplementary Planning Guidance. **Category 3.**

Living in a Conservation Area

Advice note produced in 2003. Not pursuant to any local or structure plan policies. Unlikely to be considered material to the determination of planning applications and is not considered to be Supplementary Planning Guidance. **Category 3.**

Sudbury Town Centre Shopping Scheme Development Brief

Development brief produced 1989 pursuant to LPS9 of the original Babergh Local Plan and LP184 of Alteration 1. Content is now out of date and will cease to be a material consideration on adoption of the emerging Local Plan. An updated development brief for this site may be produced at a later date but is unlikely to be adopted as a Supplementary Planning Document. **Category 2.**

Land Inside Sudbury Eastern Bypass Development Brief

Development Brief adopted 1995 supplementary to LP14(m) of Alteration 1. Not supplementary to emerging Local Plan policy. Much of content remains relevant though some is out of date. Will no longer be considered Supplementary Planning Guidance on adoption of Alteration 2. **Category 2.**

Suffolk Coast and Heaths Management Strategy (2002)

Adopted as Supplementary Planning Guidance 2002. Referred to in 8.27 (supporting text to RE10) of Alteration 2. Provides guidance for actions affecting the AONB and will remain material to planning decisions but will no longer be considered Supplementary Planning Guidance following commencement of the new Act. **Category 3.**

Dedham Vale and Stour Valley Management Plan (2004)

This document superseded the 1992 document referred to in 8.29 (supporting text to RE11) of Alteration 2. For planning purposes it provides guidance on recreation provision in the AONB and will remain material to planning decisions but will no longer be considered Supplementary Planning Guidance following commencement of the new Act. **Category 3.**

Gipping Valley Strategy (1999)

Adopted as Supplementary Planning Guidance 1999. Referred to in 8.30 (supporting text to RE12) of Alteration 2. For planning purposes it provides guidance on recreation provision within the Gipping Valley Recreation Area and will remain material to planning decisions but will no longer be considered Supplementary Planning Guidance following commencement of the new Act. **Category 3.**

Greenways Strategy (2001)

Adopted as Supplementary Planning Guidance 2001. Referred to in 8.30 (supporting text to RE12) of Alteration 2. Includes guidance on recreational provision in Greenways Countryside Project area. Will remain material to planning decisions but will no longer be considered Supplementary Planning Guidance following commencement of the new Act. **Category 3.**

The Stour and Orwell Estuaries Management Plan (2004)

This document superseded the 1996 document referred to in 8.38 of Alteration 2. Provides guidance for assessing proposals for development within the Stour and Orwell Estuary areas. Will remain material to planning decisions but will no longer be considered Supplementary Planning Guidance following commencement of the new Act. **Category 3.**