

## Representation Form

Please complete a separate **Part B Representation Form** (this part) for each representation that you would like to make. One **Part A Representation Form** must be enclosed with your **Part B Representation Form(s)**.

We have also published a separate **Guidance Note** to explain the terms used and to assist in making effective representations.

### Part B: Representation

Name and Organisation:	Place Partnership Limited on behalf of West Mercia Police (WMP)
------------------------	---

#### Q1. To which document does this representation relate?

- Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- Sustainability Appraisal of the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- Habitats Regulations Assessment of the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- (Please tick one box)

#### Q2. To which part of the document does this representation relate?

Paragraph:	<input type="text" value="4.224"/>	Policy:	<input type="text" value="DP25"/>	Site:	<input type="text"/>	Policies Map:	<input type="text"/>
------------	------------------------------------	---------	-----------------------------------	-------	----------------------	---------------	----------------------

#### Q3. Do you consider the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan is:

- |  |      |                                     |     |                                     |
|--|------|-------------------------------------|-----|-------------------------------------|
| A. Legally compliant                     | Yes: | <input checked="" type="checkbox"/> | No: | <input type="checkbox"/>            |
| B. Sound                                 | Yes: | <input type="checkbox"/>            | No: | <input checked="" type="checkbox"/> |
| C. Compliant with the Duty to Co-operate | Yes: | <input checked="" type="checkbox"/> | No: | <input type="checkbox"/>            |
- (Please tick as appropriate).

#### Q4. Please give details of why you consider the Regulation 19: Pre-Submission Draft of the Shropshire 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 Regulation 19: Pre-Submission Draft of the Shropshire Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMP consider Policy DP25 - 'Infrastructure Provision' and paragraph 4.224 of the pre-submission draft of the Shropshire Local Plan to be inconsistent with paragraph 35 of the National Planning Policy Framework (February 2019) on the following tests of soundness:

##### Positively Prepared

The pre-submission draft of the Shropshire Local Plan is not positively prepared as it has not taken into account the requirement for emergency services infrastructure. This is of concern given that there is a requirement to deliver 30,800 dwellings up until plan period 2038 and without emergency services infrastructure being included within new large scale residential development, then the service will ultimately become stretched.

**Continued on a separate sheet of paper.**

(Please continue on a separate sheet if necessary)

**Q5. Please set out the modification(s) you consider necessary to make the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at Q4 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 Regulation 19: Pre-Submission Draft of the Shropshire 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.

On behalf of WMP, please could paragraph 4.224 be amended to the following:

4.224 The Shropshire Place Plans are documents which bring together a range of information about a defined area, including the identified infrastructure needs of settlements and their relative priority. They are developed in collaboration with local parish and town council and infrastructure providers. They include a focus on local needs such as highways, flood defences, educational facilities, medical facilities, **emergency services infrastructure**, sporting and recreational facilities and open space...

(Please continue on a separate sheet if necessary)

**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.**

**Q6. If your representation is seeking a modification to the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan, do you consider it necessary to participate in examination 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.

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

(Please tick one box)

**Q7. If you wish to participate in the hearing session(s), please outline why you consider this to be necessary:**

Whilst we do not consider it necessary to participate in the hearing session(s), we would be happy to attend if the Planning Inspector considers it helpful to do so.

(Please continue on a separate sheet if necessary)

**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.

Office Use Only	Part A Reference:
	Part B Reference:

Signature:

Emily Kingswell

Date:

12/02/2021

Office Use Only	Part A Reference:
	Part B Reference:

**Place Partnership Limited, on Behalf of West Mercia Police**

**Local Plan Document:** Regulation 19: Pre-Submission Draft of the Shropshire Local Plan 2016-2038 (December 2020)

**Paragraph:** 2.224

**Policy:** DP25 – ‘Infrastructure Provision’

**Part B Response Form Continued:**

**Justified**

There is no justifiable reason for why the emergency services have been excluded from infrastructure provision. Taking into account the proposed development growth up until Plan Period 2031 and the Planning White Paper proposing a housing target of 300,000 new homes being delivered per year across England, the will clearly impact the level of service that the emergency services can provide to the planned increase in population in Shropshire.

These will take the form of:

- A rise in the number of 999 and 101 calls in areas where new development takes place relative to existing levels;
- Associated increase in the number of incidents that the emergency services will have to attend; and
- Need for the delivery of day-to-day neighbourhood policing.

Therefore, there is a demonstrated need for planning obligations to fund police equipment, vehicles and provision or upgrade of premises to maintain the delivery of community policing across the Local Authority area to promote safe and cohesive communities.

It is important to note that neither existing funding sources or the expanded Council Tax Base are sufficient to overcome this shortfall, which is why it is deemed to be fully compliant with the statutory tests of Community Infrastructure Levy Regulation 122, as well as paragraphs 54 and 56 of the NPPF. This is demonstrated by 12 Secretary of State decisions and 24 Planning Inspectorate decisions summarised in **Appendix 1** and clearly provides a positive precedent for emergency services infrastructure to receive planning obligations.

**Effective**

The exclusion of the emergency services from the explanatory text of the policy means that the Local Plan will not provide an effective basis for work between Shropshire Council and WMP on this matter. Nor will it provide the clarity needed for developers.

This is detrimental to all parties, but most of all to WMP and the other emergency services, as they will be left unable to seek mitigation for the negative infrastructure impacts of development growth upon them.

Therefore, paragraph 4.224 as worded does not comply with paragraphs 16, 26, 28, 32 and 41 of the NPPF, which emphasise the need for new schemes to be delivered through joint working of all partners involved with or affected by a development proposal.

### **Consistent with National Policy**

As emergency services infrastructure has been omitted from Policy DP25 and paragraph 4.224, they are not consistent with the National Planning Policy Framework (adopted February 2019) in delivering safe and sustainable communities through new development. Paragraphs 91 and 127 of the NPPF seeks environments where crime and disorder and the fear of crime do not undermine of life, health of communities and community cohesion. Emergency services infrastructure is necessary to ensure that future development within Shropshire maintains a safe and secure environment through the provision of both social and security infrastructure (paragraphs 8, 20, 26, 32 and 92).

Finally, paragraph 95 states that planning policies and decisions should promote public safety and security requirements by using the most up-to-date information available from the police; who are essential local workers providing frontline services to the public, according to Annex 2 of the NPPF.

## Representation Form

Please complete a separate **Part B Representation Form** (this part) for each representation that you would like to make. One **Part A Representation Form** must be enclosed with your **Part B Representation Form(s)**.

We have also published a separate **Guidance Note** to explain the terms used and to assist in making effective representations.

### Part B: Representation

Name and Organisation:	Place Partnership Limited on behalf of West Mercia Police (WMP)
------------------------	---

#### Q1. To which document does this representation relate?

- Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- Sustainability Appraisal of the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- Habitats Regulations Assessment of the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan
- (Please tick one box)

#### Q2. To which part of the document does this representation relate?

Paragraph:	<input type="text" value="N/A"/>	Policy:	<input type="text" value="SP6"/>	Site:	<input type="text" value="N/A"/>	Policies Map:	<input type="text" value="N/A"/>
------------	----------------------------------	---------	----------------------------------	-------	----------------------------------	---------------	----------------------------------

#### Q3. Do you consider the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan is:

- |  |      |                                     |     |                          |
|--|------|-------------------------------------|-----|--------------------------|
| A. Legally compliant                     | Yes: | <input checked="" type="checkbox"/> | No: | <input type="checkbox"/> |
| B. Sound                                 | Yes: | <input checked="" type="checkbox"/> | No: | <input type="checkbox"/> |
| C. Compliant with the Duty to Co-operate | Yes: | <input checked="" type="checkbox"/> | No: | <input type="checkbox"/> |
- (Please tick as appropriate).

#### Q4. Please give details of why you consider the Regulation 19: Pre-Submission Draft of the Shropshire 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 Regulation 19: Pre-Submission Draft of the Shropshire Local Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMP confirm they consider Policy SP6 - 'Health and Wellbeing' meets the tests of soundness.

Point 4(b) of this policy promotes the use of Secured by Design to reduce crime and antisocial behaviour. This is in accordance with the National Planning Policy Framework (February 2019) (NPPF), as paragraphs 91 and 127 seeks environments where crime and disorder and the fear of crime do not undermine the quality of life, health of communities and community cohesion.

This in turn is supported by paragraphs 124 – 126 of the NPPF, which make clear that Local Plans should detail a clear design vision and state what is expected of applicants when proposing development schemes.

The policy will also help to promote joint working with WMP by scheme promoters on new developments, as applicants can receive free advice from WMP's dedicated Design Out Crime Officers on how to implement SBD to create safe and crime free environments, which is in accordance with paragraphs 16, 28, 38 and 91 of the NPPF.

Additionally, the policy aligns with paragraph 95 in ensuring planning policies and decisions promote public safety and security requirements by using the most up-to-date information available from the police.

Finally, the inclusion of point 4(b) to Policy SP6 – 'Health and Wellbeing' follows the National Planning Practice Guidance on as to why policies concerning creating crime free environments are important to have within the Shropshire Local Plan, once adopted:

*'Good design that considers security as an intrinsic part of a masterplan or individual development can help to achieve places that are safe as well as attractive, which function well, and which do not need subsequent work to achieve or improve resilience... Good design means a wide range of crimes from theft to terrorism are less likely to happen by making those crime more difficult.'*

Paragraph: 010  
Revision date: 22 07 2019a

Reference ID: 53-010-20190722

*(Please continue on a separate sheet if necessary)*

**Q5. Please set out the modification(s) you consider necessary to make the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at Q4 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 Regulation 19: Pre-Submission Draft of the Shropshire 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.*

N/A

*(Please continue on a separate sheet if necessary)*

**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.**

Office Use Only	Part A Reference:
	Part B Reference:

**Q6. If your representation is seeking a modification to the Regulation 19: Pre-Submission Draft of the Shropshire Local Plan, do you consider it necessary to participate in examination 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.*

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

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

*(Please tick one box)*

**Q7. If you wish to participate in the hearing session(s), please outline why you consider this to be necessary:**

Whilst we do not consider it necessary to participate in the hearing session(s), we would be happy to attend if the Planning Inspector considers it helpful to do so.

*(Please continue on a separate sheet if necessary)*

**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.

Signature:

Emily Kingswell

Date:

12/02/2021

Office Use Only

Part A Reference:

Part B Reference: