



GOSPORT
Borough Council



Gosport Borough Local Plan 2011-2029 (Submission Version)

Legal Compliance Checklist

November 2014



Local Plan Legal Compliance Checklist (November 2014)

Introduction

The Borough Council has completed a Legal Compliance Checklist for the Gosport Borough Local Plan 2011-2029 using the template prepared to assist local authorities by PAS. It should be used with the Soundness Self-Assessment Checklist (also updated November 2014). As a result of following this checklist procedure, the Borough Council considers that the draft Local Plan complies with the legislative and regulatory requirements of preparing the Local Plan.

Stage one: The beginning

Activity	Legal requirement	Guidance reference	Gosport BC Evidence
1. Is the DPD identified in the adopted LDS? Have you recorded the timetable for its production?	The Act section 15(2) and section 19(1)	NPPF para 153	The Gosport Borough Local Plan 2011-2029 has been prepared in accordance with the Borough Council's Local Development Scheme. Information about the progress of the draft Local Plan I set out in the Council's latest Annual Monitoring Report.
2. How will community engagement be programme	The Act section 19(3) Regulation 18	NPPF paras 150, 155 and 157	The Borough Council's Statement of Community Involvement (SCI) was adopted in September 2012 it sets out how community involvement



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
d into the preparation of the DPD?			with the plan making process engagement is carried out. This is also explained in the Local Development Scheme published in February 2012.
3. Have you considered the appropriate bodies you should consult?	Regulation 18	NPPF paras 4.25 -4.26	This information is set out in the Borough Council's SCI (2012) and the Consultation Statements.
4. How you will co-operate with other local planning authorities, including counties, and prescribed bodies, to identify and address any issues or strategic	The Act section 33A(1)(a) and (b), section 33A(3)(d) (e) & (4) The Act Section 20(5)(c) Regulation 4	NPPF paras 178 to 181 (which comprise the guidance referred to in the Act section 33A(7)) Under NPPF Para 182, to be 'Effective' a plan should be based on	This has been explained in the Borough Council's Duty to Cooperate Report (2014) which sets out how the Borough Council has undertaken collaborative working with through PUSH. The Duty to Cooperate Report also shows how strategic priorities have been addressed. In addition to the Duty to Cooperate report, the Council's



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
<p>priorities that will have a significant impact on at least two planning areas?</p>		<p>effective joint working on cross-boundary strategic priorities.</p> <p>Strategic priorities are listed at NPPF Para 156</p>	<p>Consultation Statement (2014) sets out who has been consulted in throughout the plan preparation process.</p>
<p>5. How you will co-operate with any local enterprise partnerships (LEP) or local nature partnerships (LNP) to identify and address any issues or strategic priorities that will</p>	<p>The Act section 33A(1)(c) and section 33A(9), section 33A(3)(d) and (e)</p> <p>The Act section 20(5)(c).</p> <p>Regulation 4</p>	<p>NPPF paras 178 to 181</p>	<p>The Duty to Cooperate Statement (2014) sets out co-operation with the LEP. Gosport is one of the partner organisations in the Solent LEP. There are strong partnership workings between PUSH (of which the Borough Council is a member and the Solent LEP. The Borough Council's main involvement with the Solent LEP is through it's work in PUSH.</p> <p>In addition to the above, organisations, The Borough Council also works collaboratively with the Homes and Communities</p>



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
<p>have a significant impact on at least two planning areas?</p>			<p>Agency on the Daedalus Enterprise Zone and the Solent LEP.</p> <p>The Hampshire and Isle of Wight Local Nature Partnership was established in 2012. We consult with them on potential projects that have an interest for Gosport but have not to date formalised any arrangements. The Hampshire LNP is currently under resourced and not able to be fully engaged at this stage. The Borough Council has consulted the Hampshire and Isle of Wight Wildlife Trust throughout the plan preparation process and they have strong links with the Hampshire LNP. In addition to the Wildlife Trust, membership of the LNP also includes the Solent Forum of which the Borough Council is a member.</p> <p>The Borough Council's Consultation Statement (2014)</p>



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
			sets out the consultation arrangements with these organisations.
6. Is baseline information being collected and evidence being gathered to keep the matters which affect the development of the area under review?	The Act section13	NPPF paras 158 - 177	<p>The Borough Council's Monitoring Reports are published annually. These are supported by the preparation of annual housing, employment and retail surveys.</p> <p>In addition to this the Borough Council has undertaken reviews of technical studies including reviews for the Gypsies and Travellers Study, SHMA and SHLAA. A comprehensive list of evidence studies can be found on the Borough Council's website at: www.gosport.gov.uk/ldf</p>
7. Is baseline information being collected and evidence being gathered to	The Act section19(5)	<p>NPPF paras 165 and 167</p> <p>Strategic Environmental Assessment Guide, chapter</p>	<p>The Borough Council has prepared a Sustainability Appraisal as an integral part of the preparation of the Gosport Borough Local Plan 2011-2029. As part of this work the Borough Council has also prepared a SFRA and a Habitats Regulation</p>



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
set the framework for the sustainability appraisal?		5	Assessment prepared by UE Associates. This information has been fed into the SA process. The details of which can be found in the Borough Council's SA Main Report at: www.gosport.gov.uk/sustainability-appraisal
8. Have you consulted the statutory environment consultation bodies for five weeks on the scope and level of detail of the environmental information to be included in the sustainability appraisal	Regulations 9 and 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633.	NPPF paras 165 and 167 SEA Guide chapter 3	Yes. At the start of the process, the Borough Council prepared a Scoping Report in December 2006 to accompany the Core Strategy Issues and Options publication. This document set out the Council's approach to preparing the SA and it was considered by the statutory environmental bodies. Representations were made and amendments to the Scoping Report and its annexes were made where appropriate.



Activity	Legal requirement	Guidance reference	Gosport BC Evidence
report?			



Stage two: Plan preparation

Activity	Legal requirement	Guidance reference	Evidence available
1. Have you notified: <ul style="list-style-type: none"> • the specific consultation bodies? • the general consultation bodies that have an interest in the subject of the DPD and invited them to make representations about its contents? 	Regulation 18(1) and (2)(a) (b)	NPPF paras 159 – 173	There are a number of pieces of evidence that can be used to show this has been done. The Consultation Statement including who has been consulted and when this took place. The Council has also prepared summary information on the representations received on the Issues and Options Core Strategy, Preferred Options Core Strategy and the consultation Draft Local Plan.



Activity	Legal requirement	Guidance reference	Evidence available
<p>2. Are you inviting representations from people resident or carrying out business in your area about the content of the DPD?</p>	<p>Regulation 18(1) and (2)(c)</p>	<p>NPPF paras 159 – 173</p>	<p>Yes. The Borough Council has consulted widely at each stage of plan preparation and consulted with a wide range of stakeholders including local residents and local businesses. This has been carried out in accordance with the adopted Statement of Community Involvement. Appendix 6 of the Council's Consultation Statement, lists all the stakeholders who have been involved in face to face meetings or engaged in dialogue with Council officers</p>



Activity	Legal requirement	Guidance reference	Evidence available
			during the plan preparation stage.
3. Are you engaging with stakeholders responsible for delivery of the strategy?	Regulation 18	NPPF para 155	Yes. This is also set out in the Consultation Statement. Examples of include the Hampshire and Isle of Wight Local Nature Partnership. The LNP were established in 2012. The Borough Council have consulted with a number of environmental groups including the Hampshire and Isle of Wight Naturalists Trust who are now part of the LNP. the Solent LEP on Daedalus



Activity	Legal requirement	Guidance reference	Evidence available
			<p>Enterprise Zone, the utilities providers, the Eastern Solent Coastal Partnership for Flood Risk Management and the Environment Agency. The Borough Council have also engaged with the Highways Agency, Hampshire County Council as the Local Highway Authority and through its role in public health and well-being. The utilities providers including Southern Water and Portsmouth Water.</p>



Activity	Legal requirement	Guidance reference	Evidence available
			<p>The Council has met extensively with the key developers on the proposed Major Regeneration Areas. These are as follows: The</p> <p>Rowner: Rowner Regeneration Partnership, (including Taylor Wimpey);</p> <p>Haslar: Harcourt Developments,</p> <p>Gosport Waterfront: Beaulieu Properties; and Premier Marinas.</p> <p>Daedalus: Homes and Communities</p>



Activity	Legal requirement	Guidance reference	Evidence available
			Agency.
4. Are you taking into account representations made?	Regulation 18(3)	NPPF para 155	Section 4 of The Consultation Statement for the draft Local Plan summarises the main issues raised from consultation and sets out how the Council have addressed these in the Pre-submission version of the Local Plan.
5. Does the consultation contribute to the development and sustainability appraisal of alternatives?	The Act section 19(5) Regulations 12 and 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	NPPF paras 165 – 168 SEA Guide, chapter 3	The sustainability appraisal considers options put forward as a result of consultation.

Activity	Legal requirement	Guidance reference	Evidence available
<p>6. Is the participation:</p> <ul style="list-style-type: none"> • following the principles set out in your SCI? • integrating involvement with the sustainable community strategy? • proportionate to the scale of issues involved in the DPD? 	<p>The Act section19(3)</p>	<p>NPPF para 155</p>	<p>Yes, it takes on the principles of the Sustainable Communities Strategy and is proportionate to the range of issues in the Local Plan.</p> <p>Consultation has gone on throughout the plan preparation process in accordance with the Council's adopted SCI.</p>
<p>7. Are you keeping a record of:</p> <ul style="list-style-type: none"> • the individuals or bodies invited to make representations? • how this was done? • the main issues raised? 	<p>The Act section20(3)</p> <p>Regulation 17</p>	<p>NPPF paras 158 - 171</p>	<p>The Borough Council set up a Local Plan Consultation Database.</p> <p>Notification letters were sent out to consultees to inform them about the availability of</p>



Activity	Legal requirement	Guidance reference	Evidence available
			local plan documents and to advise on the arrangements for consultation. The Borough Council also prepared a Summary of Main Issues document for each stage of consultation.
8. Are you inviting representations on issues that would have significant impacts on both your areas from another local planning authority? Or county issues from an affected county council that is not a planning authority? Or significant cross-boundary issues and strategic priorities of a body prescribed under Section 33A(1)(c)?	The Act section 33A(1)(a) (b) and (c), section 33A(3)(d) & (e) section 33A(4) section 33A(9) The Act section 20 (5)(c)	NPPF paras 178 to 181	The Borough Council consulted all of the organisations identified as specific consultation bodies under the Regulations along with a wide range of national, regional and local organisations in order to take into account matters of cross boundary

Activity	Legal requirement	Guidance reference	Evidence available
			significance. A list of these organisations can be found in Appendices 5 and 6 of the Consultation Statement.
9. Are you inviting representations on cross-boundary issues and strategic priorities from a local enterprise partnership (LEP) or a local nature partnership (LNP)?	The Act section 33A(1)(c) and Section 33A(9). The Act section 20(5) (c). Regulation 4	NPPF paras 178 to 181	Yes these organisations were invited to make representations. Prior to formation of the LNP, the Borough Consulted the Hampshire and Isle of Wight Naturalists Trust. Details can be found in the Council's Consultation Statement.
10. Are you developing a framework for	The Act section 35	NPPF paras 165 - 1687	The draft Local Plan sets out in



Activity	Legal requirement	Guidance reference	Evidence available
<p>monitoring the effects of the DPD?</p>	<p>Regulation 34</p> <p>Regulation 17 of The Environmental Assessment of Plans and Programmes Regulations 2004 No1363</p>	<p>SEA Guide, Chapter 5</p>	<p>the Implementation and Monitoring Chapter how the policies and the proposals in the Local Plan will be monitored. The main tool for doing this will be through the Annual Monitoring Reports which includes the housing supply trajectory information. In addition to this, the Gosport Sustainability Profile contains a number of detailed contextual indicators which is updated on a regular basis.</p>



Activity	Legal requirement	Guidance reference	Evidence available
			Table 13.1 in the draft Local Plan, identifies Local Plan Indicators to assist in monitoring the policies of the Local Plan.



Stage three: Plan preparation – writing the plan

Activity	Statutory requirement	Guidance reference	
1. Are you preparing reasonable alternatives for evaluation during the preparation of the DPD?	Regulation 12 (2) of The Environmental Assessment of Plans and Programmes Regulations 2004 No. 1633	NPPF paras 152 - 182 SEA Guide, Chapter 5	The plan preparation process considered a number of reasonable alternatives. The evaluation of these was undertaken throughout the Sustainability Appraisal process.
2. Have you assessed alternatives against: <ul style="list-style-type: none"> • consistency with national policy? • general conformity with the regional spatial strategy where still in force? 	The Act section 19 (2), section 24	NPPF para 151	The sustainability Appraisal has been prepared in accordance with the NPPF. There is no regional spatial strategy however the South Hampshire Strategy agreed by the Partnership for Urban South Hampshire has been an important consideration.
3. Are you having regard to (where relevant): <ul style="list-style-type: none"> • adjoining regional spatial strategies? 	The Act sections 19 (2) and 24 (1) and (4) Regulation 10		N/A

Activity	Statutory requirement	Guidance reference	
<ul style="list-style-type: none"> the spatial development strategy for London? Planning Policy for Wales? the National Planning Framework for Scotland? 	and 21		
<p>4. Are you co-operating with other local planning authorities including counties, to address significant cross boundary issues? Have you discussed doing joint local development documents?</p>	<p>The Act section 33A(2)(a)</p> <p>Section 33A(6)(a)(b)</p> <p>Section 20(5)(c)</p>	NPPF paras 181 and 185	Gypsies and Travellers – cross boundary patterns of travel movements.
<p>5. Are you cooperating with a person prescribed for the purposes of Regulation</p>	The Act section 33A(2)(a), section 33A(6)(a)	NPPF paras 181 and 182	The Borough Council has prepared a Duty to Cooperate Statement which sets out the evidence to show how the Council co-operates with its partners.



Activity	Statutory requirement	Guidance reference	
33A(1)(c) to address significant cross boundary issues including preparing joint approaches?	The Act section 20 (5) (c) Regulation 4		
6. Are you cooperating with having regard to the activities of the LEP and LNP?	The Act section 33A(2)(b) and section 33A(9). Regulation 4 (2)	NPPF para 181 and 182	<p>The Duty to Cooperate Statement (2014) sets out co-operation with the LEP. Gosport is one of the partner organisations in the Solent LEP. There are strong partnership workings between PUSH (of which the Borough Council is a member and the Solent LEP. The Borough Council's main involvement with the Solent LEP is through it's work in PUSH.</p> <p>In addition to the above, organisations, The Borough Council also works collaboratively with the Homes and Communities Agency on the Daedalus Enterprise Zone and the Solent LEP.</p> <p>The Hampshire and Isle of Wight</p>



Activity	Statutory requirement	Guidance reference	
			<p>Local Nature Partnership was established in 2012. We consult with them on potential projects that have an interest for Gosport but have not to date formalised any arrangements. The Hampshire LNP is currently under resourced and not able to be fully engaged at this stage. The Borough Council has consulted the Hampshire and Isle of Wight Wildlife Trust throughout the plan preparation process and they have strong links with the Hampshire LNP. In addition to the Wildlife Trust, membership of the LNP also includes the Solent Forum of which the Borough Council is a member.</p>
<p>7. Are you having regard to:</p> <ul style="list-style-type: none"> • your sustainable community strategy or of other authorities whose area comprises part 	<p>The Act section19(2)</p>		<p>Yes the Borough Council has taken on board the objectives of the Sustainable Communities Strategy and the adopted Hampshire Minerals and Waste Plan (2013).</p>

Activity	Statutory requirement	Guidance reference	
<p>of the area of the council?</p> <ul style="list-style-type: none"> any other local development documents adopted by the council? 			
<p>8. Do you have regard to other matters and relevant strategies relating to:</p> <ul style="list-style-type: none"> resources the local/regional economy the local transport plan and transport facilities and services waste strategies hazardous substances 	<p>The Act section19(2)</p> <p>Regulation 10</p>		<p>Yes, the Council has had regard to other matters and relevant strategies during the plan preparation period. In relation to the topics identified in number 8, they include the following: The South Hampshire Strategy (2012); Hampshire Minerals and Waste Plan (2013); Local Transport Plan (LTP3) HCC</p> <p>The Borough Council will take into account any advice received from the Health and Safety Executive and other statutory agencies. Other examples can be found in the accompanying background papers.</p>
<p>9. Are you having regard to the need</p>	<p>The Act section19(1A)</p>	<p>NPPF paras 93 -108</p>	<p>Yes, Policies LP1 and LP38-45 of the pre submission Local Plan.</p>

Activity	Statutory requirement	Guidance reference	
to include policies on mitigating and adapting to climate change?			
10. Have you undertaken the sustainability appraisal of alternatives, including consultation on the sustainability appraisal report?	The Act section 19(5) Regulation 12 and 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	NPPF para 182 SEA Guide, Chapter 5	The Sustainability Appraisal included an appraisal of a number of alternative strategies and options under Stage B2 of the SA process. The testing of alternatives can be found in Section 5 of the Main Sustainability Report at: www.gosport.gov.uk/sustainability-appraisal
11. Are you setting out reasons for any preferences between alternatives?	Regulation 8(2)	NPPF para 182	The reasons for the selection of the 'options' and the chosen 'preferred option' is also set out in section 5 of the main Sustainability Report (2014).
12. Have you taken into account any representations made on the content of the DPD and the sustainability	Regulations 17, 18(3) and 22 (1) (c) (iv) Regulation 13(4) of The	NPPF paras 150, 155, 157 and 159-171	The Borough Council have prepared a Summary of Main Issues document, this explains how representations made on the Local Plan have been taken into account in the plan making

Activity	Statutory requirement	Guidance reference	
appraisal? Are you keeping a record?	Environmental Assessment of Plans and Programmes Regulations 2004 No 1633		process.
13. Where sites are to be identified or areas for the application of policy in the DPD, are you preparing sufficient illustrative material to: <ul style="list-style-type: none"> • enable you to amend the currently adopted policies map? • inform the community about the location of proposals? 	Regulations 5 (1)(b) and 9	NPPF para 157	The main source of identifying policy areas comes from the Policies Map. In addition to this, the draft Local Plan there are a number of illustrative plans showing the broad location and scale of development envisaged. Appendix 4 contains detailed maps showing the proposed changes to the boundaries for the retail centres and where appropriate proposed primary and secondary frontages.
14. Are the participation arrangements compliant with the	The Act, section 19(3)	NPPF paras 150 and 155	Yes the Borough Council adopted a new SCI in 2012. The participation arrangements have



Activity	Statutory requirement	Guidance reference	
SCI?	Regulation 18		been carried out in accordance with the adopted SCI and are explained in detail in the Council's Consultation Statement.



Stage four: Publication

Activity	Statutory requirement	Guidance reference	Evidence Available
1. Have you prepared the sustainability appraisal report?	<p>The Act section 19(5)</p> <p>Regulation 12 of the Environmental Assessment of Plans and Programmes Regulations 2004 No 1633</p>	<p>NPPF paras 165 - 168</p> <p>SEA Guide Chapter 5</p>	<p>The Borough Council has prepared a Sustainability Appraisal report to accompany the Local Plan. This can be found on the Borough Council's website.</p> <p>http://www.gosport.gov.uk/sections/your-council/council-services/planning-section/local-development-framework/gosport-borough-local-plan-2029/gosport-borough-local-plan-2011-2029-publication-version-july-2014/evidence-studies/sustainability-appraisal/</p>
2. Have you made clear where and within what period representations must be made?	Regulation 17, 19, 20 and 35		<p>The Borough Council has a dedicated webpage for consultation with an on-line form for making representations which can also be printed. The web page specified that comments needed to be made to the Head of Planning Policy over the period 12th August until 22nd September 2014.</p> <p>In accordance with the procedures set out in the SCI, all the individuals and</p>

Activity	Statutory requirement	Guidance reference	Evidence Available
			organisations who made comments on the consultation draft Local Plan were sent a letter notifying them of when representations need to be made and where they need to be sent to.
<p>3. Have you made copies of the following available for inspection:</p> <ul style="list-style-type: none"> • the proposed submission documents? • the statement of the representations procedure? 	Regulation 19(a)		<p>A Statement of Matters and Guidance Note on making representations on the local plan sets out these items.</p> <p>This information is also set out in the Borough Council's Statement of Consultation prepared to accompany the submission stage of the draft Local Plan. A copy of this can be found on the Borough Council's website.</p> <p>Printed copies of the 31st of July 2014 Publication Letter, proposed submission documents and response form on display in a number of locations across the Borough.</p>
<p>4. Have you published on your website:</p> <ul style="list-style-type: none"> • the proposed submission 	Regulations 19 and 35		<p>Yes this information can be found on the Council's website at: www.gosport.gov.uk/localplan2029 Information on how this was presented is in the Statement of Consultation.</p>



Activity	Statutory requirement	Guidance reference	Evidence Available
<p>documents?</p> <ul style="list-style-type: none"> the statement of the representations procedure? statement and details of where and when documents can be inspected? 			
<p>5. Have you sent to each of the specific consultation bodies invited to make representations under Regulation 18(1):</p> <ul style="list-style-type: none"> A copy of each of the 	<p>Regulation 19(b)</p>		<p>Letter dated the 31st July 2014 containing link to the web site sent by email to the specific consultation bodies.</p> <p>This information is in the Statement of Consultation (November 2014)</p>

Activity	Statutory requirement	Guidance reference	Evidence Available
<p>proposed submission documents</p> <ul style="list-style-type: none"> The statement of the representations procedure? 			
<p>6. Have you sent to each of the general consultation bodies invited to make representations under Regulation 18(1):</p> <ul style="list-style-type: none"> the statement of the representations procedure? where and 	Regulation 19(b)		<p>Letter dated the 31st July 2014 containing link to the web site sent by email to the specific consultation bodies. The letter contained details on where and when the documents could be inspected and how to make a representation. Webpage contained further detail.</p> <p>http://www.gosport.gov.uk/sections/your-council/council-services/planning-section/local-development-framework/gosport-borough-local-plan-2029/</p>



Activity	Statutory requirement	Guidance reference	Evidence Available
when the documents can be inspected?			
7. Have you requested the opinion of the Mayor of London (if a London Borough or Mayoral DC) on the general conformity of the DPD spatial development strategy?	The Act section 24 Regulation 21		Not applicable.



Stage five: Submission

At the submission stage, the council should receive and collate any representations made at publication stage. You don't have to report these representations to councillors but there may be requirements deriving from other legislation, Standing Orders or council procedures that must be considered. Or you might just think it is a good idea to report on it anyway.

If they are reported it should be on the facts of the representations made, not the results of a consultation process by the council. They should not be treated as a consultation or an opportunity to make changes or answer representations. NB: under the 2012 Regulations there is no longer any requirement to give notice by local advertisement.

You should ensure you are in legal compliance with the SCI, the Habitats Directive and the Strategic Environmental Assessment Directive in any additional work. Any formal publication of additional or changed matters would need to allow at least a six-week period for representations to be made.

There are different approaches that could be taken to changes. You should be satisfied that you remain fully compliant with the legal requirements if any changes are made (and any consequential effects on the DPD as a whole).

Apart from notification of the examination, this tool does not deal with the legal requirements that need to be followed after submission.

Stage five: Submission

Activity	Statutory requirement	Guidance reference	Evidence Available.
1. Has the DPD been prepared in accordance with the LDS? Does the DPD's listing and description in the	The Act section 19(1)		The Local Development scheme is available on the Borough Council's website. http://www.gosport.gov.uk/sections/your-council/council-services/planning-section/local-development-framework/local-development-scheme-lds/ The DPD is currently progressing according to the LDS. The

Activity	Statutory requirement	Guidance reference	Evidence Available.
LDS match the document? Have the timescales set out in the LDS been met?			timetable for the DPD is set out in appendix 4 of the LDS.
2. Has the DPD had regard to any sustainable community strategy for its area (like a county and district)?	The Act section 19(2)	NPPF para 182	The Gosport Borough Local Plan and the Sustainable Community Strategy have been delivered in parallel having regard to each other. The Community Strategy can be found on the Borough Council's web site. http://www.gosport.gov.uk/sections/community/gosport-partnership/sustainable-community-strategy/
3. Is the DPD in compliance with the SCI (where one exists)? Has the council carried out consultation as described in the SCI?	The Act section 19(3) Regulation 22(1)(c)		The Gosport Borough Local Plan has been delivered in accordance with the Gosport Borough Statement of Community Involvement (2012). The SCI can be found on the Borough Council's web page: http://www.gosport.gov.uk/sci/
4 Have you identified and addressed any issues which are likely to have a significant impact	The Act section 33A(1) and section 20(5)	NPPF paras 181 and 182	The Borough Council has been working closely with a number of authorities within a number of The South Hampshire Authorities as part of the Partnership for Urban South Hampshire. The partnership has delivered a number of joint evidence base documents and strategies. Details of these are set out in the Duty to Co-operate statement which is available on the Borough



Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>on at least two planning areas. In doing so, have you co-operated with other local planning authorities, county councils where they are not a planning authority, LEPs, LNPs and the prescribed bodies in identifying and addressing any strategic cross-boundary issues</p> <p>If you have not agreed on the approach is there a justification?</p>			<p>Council's web page. www.gosport.gov.uk/EasySiteWeb/GatewayLink.aspx?allId=33189</p>
<p>5 Has the DPD been subject to sustainability appraisal? Has the council provided a final</p>	<p>The Act section 19(5) Regulation 22(1)(a)</p>	<p>NPPF para 165 SEA Practical Guide,</p>	<p>The Gosport Borough local Plan has been subject to Sustainability appraisal at all the relevant stages. Details of the Appraisal can be found on the Borough Council's web page: http://www.gosport.gov.uk/sections/your-council/council-services/planning-section/local-development-framework/gosport-borough-local-plan-2029/gosport-borough-local-plan-2011-2029-</p>

Activity	Statutory requirement	Guidance reference	Evidence Available.
report of the findings of the appraisal?		chapter 5	publication-version-july-2014/evidence-studies/sustainability-appraisal/
6 Is the DPD to be submitted consistent with national policy?	The Act section 19(2) and Schedule 8	NPPF para 151	The Borough Council has written a Soundness Self Assessment checklist which sets out conformity with the NPPF. The Self Assessment Checklist is to be submitted alongside this document.
<p>7 Does the DPD contain any policies or proposals that are not in general conformity with the regional strategy where it still exists?</p> <p>If yes, is there local justification?</p> <p>If the LPA is a London borough or a mayoral development corporation has it requested an opinion from the Mayor of</p>	<p>The Act section 24(1)(a) and 24(4)</p> <p>Regulation 21</p>	<p>NPPF para 218 footnote 41</p>	<p>All the Policies in the South East Plan that were relevant to Gosport have been revoked.</p>



Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>London on the general conformity of the plan with the spatial development strategy?</p>			
<p>8 Has the council published the prescribed documents, and made them available at their principal offices and their website?</p> <p>Has the council notified the relevant statutory and non-statutory bodies, and all persons invited to make representations on the plan?</p> <p>Does the DPD contain a list of superseded saved policies?</p>	<p>The Act section 20(2), 20(3) and 20(5)(b)</p> <p>Regulations 8 and 19</p>	<p>NPPF para 182</p>	<p>In accordance with the Regulations set out under the Town and Country Planning (Local Planning) (England) Regulations 2012). The Borough Council has published all the prescribed submission documents on its website, and have also made these available at the Council offices, the Discovery Centre and other local libraries.</p> <p>The Borough Council notified all the relevant statutory and non-statutory bodies and all those persons who have made representations on the local plan and other interested persons that the local plan has been submitted to the Secretary of State. This was done by letter (through post and where relevant email) dated 27th November 2014.</p> <p>The Local Plan and its Policies Map, when adopted, <u>replaces all the Saved Policies in</u> the Gosport Borough Local Plan Review 2006 and its Proposals Map.</p>

Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>9 Are there any policies applying to sites or areas by reference to an Ordnance Survey map or to amend an adopted policies map?</p> <p>If yes, have you prepared a submission policies map?</p>	<p>Regulations 5(1) (b), 9 (1), 17 & 22(1)</p>		<p>A policies map showing all the site specific policy designations has been submitted alongside the Local Plan. This replaces in its entirety the Gosport Borough Local Plan Review 2006 Proposals Map.</p>
<p>10 Is the DPD consistent with any other adopted DPDs for the area? If the DPD is intended to supersede any adopted development plan policies, does it state that fact and identify the superseded policies?</p>	<p>Regulation 8(3) and (4)</p> <p>Regulation 8(5)</p>		<p>The DPD will supersede the Gosport Borough Local Plan Review (2006) and is in conformity with the adopted Hampshire Minerals and Waste Plan (2013).</p>

Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>11 Have you prepared a statement setting out:</p> <ul style="list-style-type: none"> • Which bodies and persons were invited to make representations under Regulation 18? • How they were invited? • A summary of the main issues raised? How the representations have been taken into account? 	<p>The Act section 20 (3)</p> <p>Regulation 22(1)(c)</p>		<p>The Borough Council has prepared a Statement of Consultation setting out who were invited to make representations, the process by which this was made and a summary of main issues raised and how these have been taken into account.</p>
<p>12 Have you prepared a statement giving:</p> <ul style="list-style-type: none"> • the number of representations made under Regulation 22? • a summary of the 	<p>The Act section 20(3)</p> <p>Regulation 22(1)(c)</p>		<p>The Borough Council have updated the Statement of Consultation to include this information and this has will be submitted to the Secretary of State.</p>

Activity	Statutory requirement	Guidance reference	Evidence Available.
main issues raised? OR <ul style="list-style-type: none"> • that no representations were made? 			
13 Have you collected together all the representations made under Regulation 22?	The Act section 20(3) Regulation 22(1)(e)		The Borough Council has submitted all relevant evidence and supporting information along with the Local Plan and Policies Map. This was submitted to the Secretary of State on 27 th November 2014 in accordance with the appropriate regulations.
14 Have you assembled the relevant supporting documents?	The Act section 20(3) Regulation 22(1)(g)		The Borough Council has assembled all relevant evidence and supporting information along with the Local Plan and Policies Map. This was submitted to the Secretary of State on 27 th November 2014 in accordance with the appropriate regulations.
15 Has your council approved the DPD for submission?	The Act section 20		On July 23 rd 2014 the Borough Council approved the Gosport Borough Local Plan (Publication Version) for consultation. At the same meeting authority was given to the Head of Planning Policy to make minor modifications to the Plan where these are required and to submit the Local Plan to the Secretary of State.
16 Have you sent the Secretary of State (the Planning Inspectorate) both	The Act section 20(1) and 20(3)		Yes



Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>a paper copy and an email of the following:</p> <ul style="list-style-type: none"> • the DPD? • the submission policies map (unless there are no site allocation policies)? <p>the documents prescribed in Regulation 22(1)?</p>	<p>Regulations 22(1) and 22(2)</p>		
<p>17 Have you made the following available at the same places where the proposed submission documents were to be seen:</p> <ul style="list-style-type: none"> • The DPD? <p>The documents prescribed in Regulation 22(1)?</p>	<p>Regulation 22(3)</p>		<p>Yes the Borough Council has distributed copies of the Submission Version of the Local Plan, the SA and the Statement of Consultation to the Gosport Discovery Centre and other local libraries around the Borough. These documents plus copies of the Representations received and Local Plan evidence were also made available at the Planning Reception at the Town Hall and on the Council's website.</p> <p>The Council also prepared a Statement for each of these venues stating the locations and times documents can be inspected in accordance with Regulation 22 (3) (a) (iii).</p>



Activity	Statutory requirement	Guidance reference	Evidence Available.
18 On your website, have you published the: <ul style="list-style-type: none"> • DPD? • submission policies map? • sustainability appraisal report? • Regulation 22(1)(c) statement? • supporting documents (where practicable) ? • representations made under Regulation 20 (where practicable) ? statement as to where and when the DPD and the documents are available? 	Regulation 22(3) and 35(1)(b)		Yes all the documents connected to the submission version of the Local Plan have been placed on the Council's website at: www.gosport.gov.uk/localplan2029
19 For each general	Regulation		The Borough Council notified each of the general consultation

Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>consultation body invited to make representations under Regulation 18(1), have you sent:</p> <ul style="list-style-type: none"> • notification that the documents prescribed in Regulation 22(3)(a)(i)-(iii) are available for inspection • where and when they can be inspected? 	22(3)(b)		bodies invited to make representations by letter on 27 th November 2014.
20 Have you given notice to persons who have requested to be notified that submission has taken place?	Regulation 22(3)(c)		Yes by letter dated 27 th November 2014
21 If an examination is being held, at least six weeks	The Act section 20		Once details of the Examination are known, these will be published on the Borough Council's website and a notification letter will be sent out accordingly.



Activity	Statutory requirement	Guidance reference	Evidence Available.
<p>before its opening has the Programme Officer:</p> <ul style="list-style-type: none"> published the time and place of the examination and the name of the person appointed to carry out the examination on your website? <p>notified those who have made representations on the published DPD which have not been withdrawn of these details?</p>	<p>Regulations 24 and 35</p>		