

Chloe Duddy

LDP-PS-REP-61

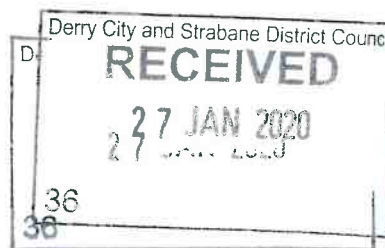
From: [REDACTED]
Sent: 27 January 2020 23:03
To: Local Development Plan
Subject: Local Development Plan (LDP 2032): Draft Plan Strategy Response
Attachments: Final David Dalzell DPS Response.pdf

Dear Sir/Madam,

Please find enclosed my response to the Draft Plan Strategy. Please let me know that this has been received, thanks.

Regards,

David



David Dalzell CMLI MRTPI

Chartered Landscape Architect and Chartered Town Planner

"Fairview"
10 Fairview Lane
Articlave
Coleraine
BT51 4JX

Section A. Data Protection

Local Development Plan Privacy Notice

Derry City and Strabane District Council is a registered data controller (ZA119397) with the Information Commissioner's Office and we process your information in accordance with the General Data Protection Regulation and Data Protection Act 2018 (GDPR).

Derry City and Strabane District Council only collects and processes personal information about you in order to fulfil our statutory obligations, to provide you and service users with services and to improve those services. Your personal information will be used to populate the LDP Representations Database.

If you wish to find out more about how the Council processes personal data and protects your privacy, our Corporate Privacy Notice is available at:

<https://www.derrystrabane.com/Footer/Privacy-Policy>

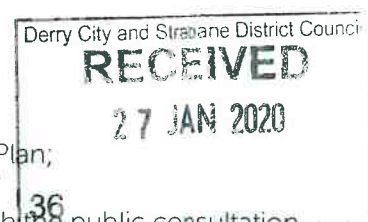
It contains the standards you can expect when we ask for, or hold, your personal information and an explanation of our Information Management Security Policy. All representations received will be published on our website and made available at our Local Planning Office, 98 Strand Road, Derry BT48 7NN, for public inspection and will be forwarded to the Department for Infrastructure (DfI) and hence to the Independent Examiner / PAC.

Why are we processing your personal information?

- To enable the preparation of the Council's Local Development Plan;
- To consult your opinion on the Local Development Plan through the public consultation process;
- To ensure compliance with applicable legislation;
- To update you and/or notify you about changes; and
- To answer your questions.

If you wish to find out more information on how your personal information is being processed, you can contact the Council's Data Protection Officer:

Data Protection Officer
47 Derry Road
Strabane
BT82 8DY
Telephone **028 71 253 253**
Email **data.protection@derrystrabane.com**



Section B: Your Details

Q1. Are you responding as an individual, as an organisation or as an agent acting on behalf of individual, group or organisation? (Required)

Please only tick one

- Individual (Please fill in Question 2, then proceed to Section C)
- Organisation (Please fill in the remaining questions in the section, then proceed to Section D)
- Agent (Please fill in the remaining questions in the section, then proceed to Section E)

Q2. What is your name?

Title

First Name (Required)

Last Name (Required)

Email

Q3. Did you respond to the previous LDP Preferred Options Paper?

- Yes
- No
- Unsure

Section C: Individuals

Address (Required)

Town (Required)

Post code (Required)

On completion, please proceed to Section F

Section D: Organisation

If you have selected that you are responding as an organisation, there are a number of details that we are legally required to obtain from you. If you are responding on behalf of a group or organisation, please complete this section, then proceed to Section F.

Organisation / Group Name (Required)

Your Job Title / Position (Required)

Organisation / Group Address (if different from above)

Address (Required)

Town (Required)

Postcode (Required)

On completion, please proceed to Section F

Section E: Agents

If you have selected that you are responding on behalf of another individual, organisation or group there are a number of details that we are legally required to obtain from you. Please provide details of the individual, organisation or group that you are representing.

Client Contact Details

Title / First Name (Required)

Last Name (Required)

Organisation / Group Address (if different from above)

Address (Required)

Town (Required)

Postcode (Required)

Email address (Required)

On completion, please proceed to Section F

Agent Contact Details

Title / First Name (Required)

Last Name (Required)

Organisation / Group Address (if different from above)

Address (Required)

Town (Required)

Postcode (Required)

Email address (Required)

On completion, please proceed to Section F

Q4. Would you like us to contact you, your client or both in relation to this response or future consultations on the LDP? Please only select one

Agent

Client

Both

Section F: Soundness

The LDP draft Plan Strategy will be examined at Independent Examination (IE) in regard to its 'soundness'. Accordingly, your responses should be based on soundness and directed at specific strategic policies or proposals that you consider to be unsound, along with your reasons. The tests of soundness are set out below in Section J.

Those wishing to make representations seeking to change the draft Plan Strategy should clearly state why they consider the document to be unsound having regard to the soundness tests in Section J. It is very important that when you are submitting your representation that your response reflects the most appropriate soundness test(s) which you believe the draft Plan Strategy fails to meet. There will be no further opportunity to submit information once the consultation period has closed unless the Independent Examiner requests it.

Those who make a representation seeking to change the LDP draft Plan Strategy should also state below whether they wish to be heard orally at the Independent Examination (Please see www.pacni.gov.uk for further details on the IE procedures.)

Section G: Type of Procedure

Q5. Please indicate if you would like your representation to be dealt with by: (Required)

Please select one item only

- Written (Choose this procedure to have your representation considered in written form only)
- Oral Hearing (Choose this procedure to present your representation orally at the public hearing)

Unless you specifically request a hearing, the Independent Examiner will proceed on the basis that you are content to have your representation considered in written form only.

Please note that the Independent Examiner will be expected to give the same careful consideration to written representations as to those representations dealt with by oral hearing.

Section H: Is the draft Plan Strategy Sound?

Your comments should be set out in full. This will assist the Independent Examiner to understand the issues you raise. You will only be able to submit further additional information if the Independent Examiner invites you to do so.

Sound

If you consider the Plan Strategy to be Sound and wish to support the LDP Plan Strategy, please set out your comments below.

N/A

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section I: Unsound

In this section, we will be asking you to specify which part(s) of the draft Plan Strategy you consider to be unsound.

Note: If you wish to inform us that more than one part of the draft Plan Strategy is unsound each part should be listed separately, and Sections J and K filled out for each separate part of the draft Plan Strategy. (i.e. if you believe that multiple parts of the draft Plan Strategy are unsound, please fill out multiple copies of Sections J & K.)

Q6. If you consider that the LDP draft Plan Strategy is unsound and does not meet one or more of the tests of soundness below, you must indicate which test(s) you consider it does not meet, having regard to Development Plan Practice Note 6 available at:

https://www.planningni.gov.uk/index/news/dfi_planning_news/news_releases_2015_onwards/development_plan_practice_note_06_soundness_version_2_may_2017.pdf

Please note that if you do not identify a test(s), your comments may not be considered by the Independent Examiner. Continued on next page.

Section J Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chap.6 Designation AHLI 1 - Areas of High Landscape Importance (AHLIs) Tests C3 and CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

6

(and/ or) **Relevant Policy number(s)**

AHLI 1 - Areas of High Landscape Importance and Policy NE7

(and/or) **Relevant Paragraph number(s)**

6.21,6.22, 21.39-21.43

(and/or) **District Proposals Map**

Map 2: Environmental

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

The AHLI designation does not take into account the presence of accessible and workable sand and gravel deposits, especially in the area to the north west of Donemana. These deposits are shown on the BSG/DoE/DoETI Minerals Resource Map - County Tyrone. As stated on the Minerals Map sand and gravel is an essential material for building as part of concrete, mortar, asphalt and construction fill. It is known that deposits within the river valleys (i.e. Burn Dennet AHLI) are of high quality. In contrast other deposits tend to be more poorly sorted quality and quantity). Co Tyrone is the main producer of sand/gravel in NI (over 55%) and this is a vital part of the local economy and a significant employer. (ref SPPS NI 6.162)

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

The term "inappropriate development" is vague and should be deleted.
Map2: the Burn Dennet AHLI should be deleted.
NE7: 21.40. The DPS should acknowledge that sand and gravel extraction that is carefully planned, phased and restored after-use is only a temporary impact on the landscape. Important areas such as ASSIs can be protected during the work. Restoration should enhance the landscape, providing a range of new habitats including woodland and wetlands which are otherwise scarce or under threat due to pressures in the agricultural sector.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chap.6 GB1 Green Belts	Tests C3 and CE4
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This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

6

(and/ or) **Relevant Policy number(s)**

GB 1 Green Belts (GBs)

(and/or) **Relevant Paragraph number(s)**

6.23

(and/or) **District Proposals Map**

Map 1: Settlement

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

The green belt policy is over-restrictive in that it does not recognise the need for new trunk road services as a result of the upgraded main road (A6). The DPS does not take account of the RDS 2035:RG2, specifically Movement of Freight and compliance with EU and UK law governing HGV/PSV driver breaks. There is an existing lack of provision which will be exacerbated by the A6 upgrade as locations for drivers to rest are increasingly restricted. This will stymie the efficient movement of goods in the NW area and discourage use of public transport (coaches) for commuters and tourists (RDS SFG8). The DPS is not flexible to deal with changing circumstances brought about by the A6 upgrade to be completed 2022.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

We have identified a site for an appropriate service area beside the new Drumahoe Junction (roundabout). The first phase of the new dual carriageway will terminate at the proposed site, which has been the subject of a PAD and PAN and community consultation event. The proposed site compliments the Department's new Park and Ride facility at Drumahoe Junction. The Draft Plan Strategy should identify a suitable site for new trunk road services at the location identified (planning reference LA11/2019/1065/PAN). This site is not within the AHLI and so complies with RDS SFG9.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chapter 11 Transport and Movement Tests C1, C3 and CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

11

(and/ or) **Relevant Policy number(s)**

TAM 3

(and/or) **Relevant Paragraph number(s)**

11.69

(and/or) **District Proposals Map**

Map 1: Settlement

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

TAM3 mentions "fuel filling stations" but does not address the need for more wide ranging services that are required on trunk roads, for example the new A6 dual carriageway has no appropriate service area incorporating fuel, cafe/restaurant, shop, toilets, tourist information, amenity/play area and parking/rest areas for coaches, HGVs and caravans. It is unrealistic and undesirable to expect trunk road traffic to divert to an existing "filling station" just because it is within 12 miles; most of these PFSs are limited in size, in constrained sites and without a range of services trunk road users require. Existing services on the A6 in Claudy have actually been lost to the road realignment, leaving road users further bereft, including a lack of promotion of the city's tourist potential in a well placed location (RDS SFG7 SFG8)

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

The arbitrary "12 mile" limit should be deleted. This is an outdated throw-back to the Planning Strategy for Rural Northern Ireland which has been superceded in practice in recent years (across NI) as facilities have been developed around the strategic trunk road network to meet the needs of travellers and to allow commercial drivers to take rest in compliance with EU and UK law. These service areas typically provide a more comprehensive range of services than "filling stations". The DPS should identify this need. Not all existing filling stations are "services" and may have only basic facilities. This is hampering tourist development and movement of freight. Policy TAM3 should be corrected inserting "trunk road services" in place of "motor way services" as there are no motorways in the LDP area.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chapter 13 Minerals Development Test C3 and CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

Chapter 13 Minerals Development

(and/ or) Relevant Policy number(s)

MIN 2 Areas of Constraint on Minerals Development (ACMDs)

(and/or) Relevant Paragraph number(s)

13.24-13.25

(and/or) District Proposals Map

Map 2: Environmental

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

The SPPS (para 6.150) notes that "minerals can only be extracted from sites where they occur". CE4: the DPS is therefore not flexible. There should not be a presumption against extraction within ACMDs or AHLIs. Key designated sites (e.g. SAC, ASSI) should be protected, however some of the best quality, accessible and workable minerals are located within the proposed ACMD (particularly Burn Dennet north-west of Donemana). The sand and gravel could be extracted here without adverse impact on landscape or visual character. Extraction is temporary and sympathetic restoration can enhance biodiversity and landscape (ref: Moyagh and Ballyheather Trout Fisheries in the LDP area).

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

ACMD should be removed from the DPS. Instead, each proposal for extraction of minerals should be taken on merit, and on the basis of a properly considered method of working to minimise adverse impacts, protect designated sites, phase working and detailed restoration proposals. SPPS part 6.164 provides for exceptions to the presumed refusal where, for example, operations are "short term". The DPS should allow for such exemptions (as para 13.25) but also in cases where sensitive proposals for working and restoration of the resource will create environmental and community benefits. 13.10: Extensions to existing quarries in AoNBs should also be allowed.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chapter 20 Waste Planning Test CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy to be unsound, you can submit further representations by completing and submitting additional copies of this section. **Tests 03 and 04**

Relevant Chapter number(s)

Chapter 20 Waste Planning

(and/ or) Relevant Policy number(s)

WP3 Waste Disposal

(and/or) Relevant Paragraph number(s)

20.19

(and/or) District Proposals Map

Map 2: Environmental

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

This policy does not take account of the fact that there are hard-rock quarries within the district that could be utilised for infilling. Lisbunny Quarry, south-west of Claudy is an example. It is coming to the end of its productive life and alternative uses are actively being sought: infilling with inert waste has been suggested. The quarry could be infilled with minimal impact on the surrounding landscape and roads infrastructure. Although it is within the AONB the infilling could be used to restore the landscape to its pre-quarrying condition with woodland, fields and hedgerows. This would enhance the overall landscape setting of the AONB, enhance biodiversity and create habitat. It should not be stopped because it is within the AONB.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

Policy WP3 (b) (ii) should be deleted so that sites within an AONB may not be excluded. It could be added that reuse of a depleted or expended hard rock quarry would be permissible within the AONB provided that finished ground levels after infilling do not exceed pre-quarrying ground level.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chapter 21 Natural Environment Tests C1, C3 and CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
- P2. Has the Council prepared its Preferred Options Paper and taken into account any representations made?
- P3. Has the plan been subject to Sustainability Appraisal including Strategic Environmental Assessment?
- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
- CE2. The strategy, policies and allocations are realistic and appropriate having considered the relevant alternatives and are founded on a robust evidence base.
- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

Chapter 21 Natural Environment

(and/ or) Relevant Policy number(s)

Policy NE7

(and/or) Relevant Paragraph number(s)

21.39-21.43

(and/or) District Proposals Map

Map 2: Environmental

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

Restrictions on mineral extraction within AHLIs (which are also ACMDs) will severely restrict the ability of the local minerals industry to make the best use of natural resources where they are found. There is no flexibility to acknowledge that restoration practices are well-established and have been used to great success by operators in the district. The Sustainable Development Strategy recognises "sustainable development" does not prevent us from using and capitalising on such resources. An enduring successful economy will effectively use natural resources and contribute towards the protection of the environment. SPPS para. 6.149

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

The designations AHLI/ACMD should not restrict the development of short-term or temporary extraction of accessible, workable and high quality sand and gravel. It may be added that proposed extraction in these areas will be subject to appropriate environmental protection during the operational stage and full phased and after-use restoration, with creation of habitats and potential community benefit.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section J: Tests of Soundness (Required)

State which Chapter / Policy / Paragraph / Map that this Section refers to:

Chapter 21 Natural Environment Test CE4

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Procedural tests

- P1. Has the plan been prepared in accordance with the Council's timetable and the Statement of Community Involvement?
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- P4. Did the Council comply with the regulations on the form and content of its plan and on the procedure for preparing the plan?

Consistency tests

- C1. Did the Council take account of the Regional Development Strategy?
- C2. Did the Council take account of its Community Plan?
- C3. Did the Council take account of policy and guidance issued by the Department

Coherence and effectiveness tests

- CE1. The plan sets out a coherent strategy from which its policies and allocations logically flow and where cross boundary issues are relevant, is it in conflict with the plans of neighbouring Councils.
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- CE3. There are clear mechanisms for implementation and monitoring.
- CE4. The plan is reasonably flexible to enable it to deal with changing circumstances.

Section K: Which part(s) of the draft Plan Strategy are you commenting on?

This should relate to only one section, paragraph or policy of the LDP draft Plan Strategy. If you wish to inform us that you consider more than one part of the LDP draft Plan Strategy is unsound, you can submit further representations by completing and submitting additional copies of this section.

Relevant Chapter number(s)

Chapter 21 Natural Environment

(and/ or) Relevant Policy number(s)

NE5 - Development within or affecting the setting of the Sperrin AONB

(and/or) Relevant Paragraph number(s)

21.28-21.32

(and/or) District Proposals Map

Map 2: Environmental

Please give full details of why you consider this part of the LDP draft Plan Strategy to be unsound, having regard to the tests(s) you have identified above. Please be as clear and concise as possible.

The DPS does not address the fact that the AONB is not a pristine environment. While inappropriate development should be resisted, there is significant scope for the improvement of landscape quality through the redevelopment (to new uses) and restoration of expended hard rock quarries and sand and gravel pits.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

If you consider the LDP draft Plan Strategy to be unsound, please provide details of what changes(s) you consider necessary to make the LDP draft Plan Strategy sound.

Proposals for the redevelopment of depleted or expended hard rock quarries and sand and gravel pits to other uses (including tourism or economic uses) should be encouraged where this will result in landscape restoration. This will include quarries and sand and gravel pits within the Sperrin AONB.

Attach additional sheet(s) if necessary, but please be as clear and concise as possible.

Section L: Sustainability Appraisal

If you wish to submit an 'expression of opinion' in relation to the Sustainability Appraisal (SA) of the LDP draft Plan Strategy (incorporating the Strategic Environmental Assessment (SEA)) please state them below or by email to LDP@DerryStrabane.com. If sending by email, please clearly state that your comments are in relation to the SA.

Not at this stage

Attach additional sheet(s) if necessary, but please be as clear and concise as possible

Section M: Draft Habitats Regulation Assessment (HRA or AA)

If you have any comments or opinions in relation to the Draft Habitats Regulation Assessment (HRA) report of the LDP draft Plan Strategy, please submit them below or by email to LDP@DerryStrabane.com. If sending by email, please clearly state that your comments are in relation to the HRA.

Not at this stage

Attach additional sheet(s) if necessary, but please be as clear and concise as possible

Section N: Draft Equality Impact Assessment (EQIA)

If you have any comments or opinions in relation to the Draft Equality Impact Assessment (EQIA) report of the LDP draft Plan Strategy, please submit them below or by email to LDP@DerryStrabane.com. If sending by email, please clearly state that your comments are in relation to the EQIA.

Not at this stage

Attach additional sheet(s) if necessary, but please be as clear and concise as possible

Section O: Draft Rural Needs Impact Assessment (RNIA)

If you have any comments or opinions in relation to the Draft Rural Needs Impact Assessment (RNIA) report of the LDP draft Plan Strategy, please submit them below or by email to LDP@DerryStrabane.com. If sending by email, please clearly state that your comments are in relation to the RNIA.

Not at this stage

Attach additional sheet(s) if necessary, but please be as clear and concise as possible