**Sandwell Local Plan – Regulation Publication Consultation Form**

# Regulation 19 Publication Consultation

We are inviting your views on the Regulation 19 Sandwell Local Plan and this form should be used to make comments in response to this consultation.

The consultation period beings on **Monday 23rd September 2024** and ends at **5pm** on **Monday 4th November 2024**

Comments can also be submitted online using our website at [**https://sandwell.oc2.uk/.**](https://sandwell.oc2.uk/)We would encourage you to respond to our Sandwell Local Plan – Regulation 19 Publication consultation using our online form as it saves time and reduces cost.

However, if you prefer, you can use this version of the response form and email it to Sandwell\_LocalPlan@sandwell.gov.uk or post it to Sandwell Local Plan, Planning Policy, Sandwell Council House, Freeth Street, Oldbury, B69 3DE.

## PLEASE NOTE:

This form has two parts:

* Section 1: Personal details
* Section 2: Your representation/comments on the Draft Plan or Sustainability Appraisal
* Section 3: A declaration which you will need to read and sign
1. Please complete a separate response for each part of the Reg 19 Plan / Sustainability Appraisal that you wish to comment on. If you wish to make comments on more than two parts, please copy and paste the text in Section 2 or complete more than one paper form.
2. Responses must include your name and address.
3. **Your comments cannot be treated as confidential**. By completing this form, you agree to your details being shared and your name and comment (but not your address or other personal details) being made available for public viewing.
4. It is recommended that groups that share a common view send a single response rather than multiple copies of the same response. Please attach a list of the contact details of each person who supports the comments, including their names and addresses.
5. Further paper copies can be provided by emailing Sandwell\_LocalPlan@sandwell.gov.uk
6. Completed forms should be received by us no later than **5pm on 4 November 2024**

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| --- |
| **Section 1- Your Details** |
|  | **1.Personal details** | **2. Agent’s details (if applicable)** |
| **Title** | Mr |  |
| **First name** | Stuart |  |
| **Last Name** | Morgans |  |
| **Job Title (where relevant)** | Principal Planning Manager |  |
| **Organisation (where relevant)** | Sport England |  |
| **House No./Street** | SportPark, 3 Oakwood Drive |  |
| **Town** | Loughborough |  |
| **Post Code** | LE11 3QF |  |
| **Telephone Number** |  |  |
| **Email address** |  |  |

Notes:

1. If you are an agent responding on behalf of an organisation please ensure that your details are in the Agent’s details column and give the details of the client you are responding for in the Personal Details column, only the title, name and organisation boxes are necessary.
2. If you are responding as an individual (e.g. a resident) you do not need to fill in the job title and organisation boxes unless you are responding as a member of an organisation.

|  |
| --- |
| Please indicate which of this best describes you / your role in responding to this consultation |
| Resident or Individual |  |  | Local Authority |  |
| Planning Agent or Consultant |  | Public service provider e.g. education establishment, health etc |  |
| Developer or Investor |  | Public agency /organisation | X |
| Landowner |  | Community or Organisation |  |
| Business |  | Charity |  |
| Land & Property Agent or Surveyor |  | Other (please specify in space below) |  |

Please note that copies of all comments received, including the name(s) of the respondent(s) will be made available for the public to view. All other personal details will remain confidential. Sandwell Council will process your personal data in accordance with the Data Protection Act 2018. Our Privacy Notice is at the end of this form.

**Section 2: Your Representation / Comments**

## Please complete a separate copy of this section for each part of the document(s) you wish to comment on (i.e. Local Plan or Sustainability Appraisal)

Sandwell Local Plan Publication version

**Title of document you are commenting on**

**To which part of the document do your comments relate?** *Please state the policy number, Sandwell Local Plan reference number, paragraph number, page number or figure number*

|  |  |  |  |  |
| --- | --- | --- | --- | --- |
| **Paragraph** |  | **Policy** | SDS7 | **Policies****Map** |

## Do you consider the Local Plan is:

* 1. Legally compliant Yes  No 
	2. Sound Yes  No 

## Please provide your comment below:

5. Please give details in the box below of why you consider the Regulation 19 Publication Sandwell Local Plan is not legally compliant or is unsound. Please be as precise as possible.

If you wish to support the legal compliance or soundness of the Regulation 19 Publication Sandwell Local Plan please set this out below.

Sport England commented at Reg 18 consultation stage as follows:

"Sport England supports part 3 of the policy that expressly references improving the value and recreational role of the green belt in Sandwell Valley through improving safe accessibility for all users and by providing facilities for active and passive recreation. The latter contains a proviso with a footnote reference to para 149 of the NPPF which deals with preserving the openness of the green belt when considering the construction of new buildings.

Para 150 of the NPPF references certain other forms of development that are also not inappropriate in the Green Belt, which includes e) material changes in the use of land (such as changes of use for outdoor sport or recreation). Policy SD6 as currently drafted does not cover this since the footnote only relates to para 149, and the material change of use of land is not addressed elsewhere in the policy.

Sport England would wish to see the policy amended to address this point so that the policy is consistent with para 150 of the NPPF."

In response, Sandwell Council's Reg 18 Consultation Representations Sept 2024 responds that the footnote reference to para 149 of the NPPF has since been updated to para 154 and so the reg 19 policy wording has been updated accordingly.

Whilst this is noted, this does not address Sport England's substantive point which is that the wording of policy SDS7 is silent on other forms of development which are also not considered to be inappropriate development (providing they preserve its openness and do not conflict with the purposes of including land within it in accordance with para 155 of the Framework. This is important given the role of Sandwell's green belt in providing opportunities for sport and physical activity to serve the Borough's residents needs.

It is Sport England's view that as drafted, the omission to include reference to material changes of use of land is inconsistent with national policy and is therefore unsound.

Sport England considers that a modification is required to the policy to include specific reference to material changes in the use of land (such as changes of use for outdoor sport and recreation) to ensure consistency with para 155 of the Framework.

**Section 4: Declaration**

## How we will use your personal information

**The personal information you provide on this form will be processed in accordance with the requirements of the Data Protection Act 2018. The information you provide will only be used for the purposes of the preparation of the Local Plan as required by the Planning and Compulsory Purchase Act 2004, and may be used by the council to contact you if necessary regarding your submission. Your name, organisation and comments will be made available for public inspection when displaying and reporting the outcome of the statutory consultation stage and cannot be treated as confidential. You will not be asked for any unnecessary information and in order to protect personal data, we will not publishsignatures, telephone numbers, addresses or email addresses on the internet. To understand more about why we collect your information, what we do with your information, how you can access your information, your personal information rights, how and to whom to raise a complaint about your information, please visit our privacy notice page at** [**http://www.sandwell.gov.uk/privacynotices**](http://www.sandwell.gov.uk/privacynotices)

**Please sign and date this form**. Forms signed electronically will be accepted.

## Declaration:

By completing and signing this form, I agree to my name, organisation and representations being made available for public inspection on the internet.

Digitally signed by Stuart Morgans Date: 2024.11.07 15:54:27 Z

Stuart Morgans

## Signature: ……………………………………………………………

**Date: ………………………………………**

07/11/2024

I understand that in submitting my representations, that my details will be added to the Sandwell Local Plan Consultation database and I may be contacted at future stages of the local plan process.

All personal data will be processed in accordance with the Data Protection Act 2018 and the General Data Protection Regulation (‘GDPR’). If you do not wish to be contacted further, please advise us.

No, I do not wish to be contacted about the Local Plan

**Thank you for taking time to complete and return this response form.**