

Part 1 – Respondent Details


1(a) Personal details	
Title	Mr
First Name	Vincent
Last Name	Goodstadt
Job Title (where relevant)	
Organisation (where relevant)	
1(b) Agent details <i>Only complete if an agent has been appointed</i>	
Title	
First Name	
Last Name	
Job Title (where relevant)	
Organisation (where relevant)	
1(c) Contact address details <i>If an agent has been appointed please give their contact details</i>	
Address Line 1	██
Line 2	██████████
Line 3	██████████
Line 4	
Postcode	██████████
Telephone No.	████████████████████
Email address	██

<p>Are you writing as</p>	<p><input type="checkbox"/> A resident</p>	
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Please tick the appropriate boxes if you wish to be notified of any of the following:

<p>That the Oxfordshire Minerals & Waste Core Strategy has been submitted for independent examination</p>	<p><input checked="" type="checkbox"/></p>
<p>Publication of the Inspector's report and recommendations</p>	<p><input checked="" type="checkbox"/></p>
<p>Adoption of the Oxfordshire Minerals and Waste Core Strategy</p>	<p><input checked="" type="checkbox"/></p>

Please sign and date the form:

<p>Signature:</p>		<p>Date:</p>	<p>29th September 2015</p>
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Representation 1- Consultation Process

2(a) State which part of the Oxfordshire Minerals and Waste Local Plan Core Strategy you are making a representation about

Part or policy no. or paragraph

The Consultation Process

2(b) Do you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy is: (tick as appropriate)

- (i) Legally compliant? No
- (ii) Sound? No

If you have answered **No** to question 2(b)(ii), please continue to question 2(c). In all other cases, please go to question 2(d).

2(c) Do you consider the Oxfordshire Minerals and Waste Core Strategy is unsound because it is not: (tick as appropriate)

- (i) Positively prepared
- (ii) Justified No
- (iii) Effective
- (iv) Consistent with national policy No (because of other matters)

2(d) Please give details of why you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy is not legally compliant or is unsound. Please be as precise as possible.

If you agree that the Oxfordshire Minerals and Waste Local Plan Core Strategy is legally compliant and/or sound and wish to support this, please also use this box to set out your comments.

Issue 1: The inadequate evidence base of the Draft Plan: The failure to provide the listed reports (upon which the draft core strategy is based) is not only undesirable but fundamentally undermined the consultation process at a critical stage.

I consider that the consultation process was fundamentally flawed since the draft document states in para 1.4 , that “documents that make up the evidence base for the plan, are available on the Council’s website”.

These documents were not however available , as stated in the text copied from the OCC website March 2014

“Oxfordshire Local Aggregate Assessment 2013 – to be added soon
Topic Papers – updates of background papers published in 2012 to be added soon”

These missing papers were central to the assessment of the draft core strategy and the test of its soundness. Up to date assessment local aggregates and of the various topic papers are essential to the process and its credibility. Without them the technical basis of the draft core strategy could not be properly assessed.

This was a matter of great concern and raised at the time with the Council. Not only was the process misleading and flawed, and challengeable in its own right but also, I believe, it was also contrary to the NPPF requirement for an evidence-based planning process and meaningful consultation (para 155) and the requirements of Regulation 35 – these require evidence to be presented before not after the consultation process for a minimum of six weeks.

In its response (page 3 Annex 2 of the Consultation Report) OCC state “ It was not possible to provide topic papers at the time of the consultation but this did not prevent people commenting on the draft plan. Evidence base documents will be available at subsequent stages in the plan preparation process.”. This however is considered sufficient to overcome the basic flaw in its initial consultation process which affected the responses that were possible and fettered OCC considerations of the outcome of the consultation process.

It was and still is material to some of the more specific concerns that are raised elsewhere in this response.

**2(e) Please set out the changes(s) you consider necessary to make the Oxfordshire Minerals and Waste Local Plan Core Strategy legally compliant or sound, having regard to the reason you have identified at 2(c) above where this relates to soundness. You should say why this change will make the Core Strategy 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.**

At the time I therefore recommended that in order to avoid challenges to the Council's processes, that the OCC undertake consultation on these reports as and when the evidence is available for public scrutiny. It is understood that this has in effect been accepted by OCC officers. Mr Day stated in response to my concerns that "*The Local Aggregate Assessment and updated Topic Papers will be published as soon as we are able to finalise them and we will be happy to receive comments on them and any further comments on the draft plan that relate to them.*"

In view of the other issues involved (see the other representations that I make) unless the Plan can be significantly altered through the examination process to meet the issues raised, I cannot see any option but to send the plan back for proper consultation on an up to date evidence base, especially as it has changed since the 2014 consultation, namely , in the geographical balance of supply and demand within the County.

Representation 2 – Vision Statement

2(a) State which part of the Oxfordshire Minerals and Waste Local Plan Core Strategy you are making a representation about

Part or policy no. or paragraph

The Minerals Planning Vision paragraph 3.3

2(b) Do you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy is: (tick as appropriate)

- (i) Legally compliant?
- (ii) Sound? No

If you have answered **No** to question 2(b)(ii), please continue to question 2(c). In all other cases, please go to question 2(d).

2(c) Do you consider the Oxfordshire Minerals and Waste Core Strategy is unsound because it is not: (tick as appropriate)

- (i) Positively prepared
- (ii) Justified No
- (iii) Effective No
- (iv) Consistent with national policy No (because of other matters)

2(d) Please give details of why you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy is not legally compliant or is unsound. Please be as precise as possible.

If you agree that the Oxfordshire Minerals and Waste Local Plan Core Strategy is legally compliant and/or sound and wish to support this, please also use this box to set out your comments.

Issue 2: The inadequacy of the Minerals Planning Vision :The Vision set out in the report lacks clarity and local distinctiveness

As currently expressed the Vision in the plan is a meaningless restatement of general objectives that could apply to any County in England. This failure in having a clear Vision cascades throughout the document, resulting in the general weakness of the approach in the proposed policies. Namely, the policies as drafted in effect leave any decision on future working to be decided on an ad hoc basis as and when a planning application is submitted. This view is substantiated by the recent decision on the Gill Mill application.

Of particular concern is the lack of any spatial dimension in the Vision, when a core issue for the plan is to have a balanced spatial distribution of aggregate workings to achieve a more sustainable pattern of development. The County Council has stated that it wants to achieve this by reducing the scale and proportion of mineral workings in the west of the county and reduce the pressure on the road network and communities in the north and west. This should therefore be reflected in the Vision.

OCC response to this concern is to state "*The County Council considers the minerals vision to be appropriate and does not agree that it leads to a weak policy approach. The spatial strategy for minerals is set out through the minerals policies, in particular policies M2 – M4, which have been amended from the consultation draft. The Minerals and Waste Local Plan is now being prepared in two parts: part 2 will allocate specific sites for development within the broad locations identified in this part 1 Core Strategy.*" (page 12 of the Annex 2) . This however is a self-fulfilling justification since it is based on the assumption that Policies M2-4 are sound when they are not and do not have any real spatiality since the broad locations identified are really o more than a map of the main workable mineral deposits (with some limited policy constraints which apply already)

2(e) Please set out the changes(s) you consider necessary to make the Oxfordshire Minerals and Waste Local Plan Core Strategy legally compliant or sound, having regard to the reason you have identified at 2(c) above where this relates to soundness. You should say why this change will make the Core Strategy 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.

The Vision should be corrected to include a clear Spatial priority to reduce the pressure of mineral working in west Oxfordshire and to reduce the traffic loading on the A40 and the local environment which is understood to be the aim of the OCC (refer paragraphs 4.28 et al) and accepted generally.

Representation 3 – Lack of Identified Preferred Areas

Please complete this part (Part 2) of the form separately for each separate representation you wish to make.

You can find an explanation of the terms used below in the accompanying guidance on making representations.

2(a) State which part of the Oxfordshire Minerals and Waste Local Plan Core Strategy you are making a representation about

Part or policy no. or paragraph

General Issue and Policy M2 & M3

2(b) Do you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy is: (tick as appropriate)

- (i) Legally compliant?
- (ii) Sound? No

If you have answered **No** to question 2(b)(ii), please continue to question 2(c). In all other cases, please go to question 2(d).

2(c) Do you consider the Oxfordshire Minerals and Waste Core Strategy is unsound because it is not: (tick as appropriate)

- (i) Positively prepared No
- (ii) Justified No
- (iii) Effective No
- (iv) Consistent with national policy No (because of other matters)

