

Part 1: Issues Raised Through the Preferred Options Consultation

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
Introduction				
18.0	18	Provision must be carefully considered to ensure all age groups are catered for. Many services are being cut in the name of austerity. Skills and recreational training must be included.	Noted. Policies on education can be found under Section 18.10 and in Section 14.6 Lifelong Learning in Chapter: 14 Economic Development.	No amendment in response to this issue
18.1	18.1	Where is the chapter on Education?	Whilst there is no specific chapter, policies on education can be found under Section 18.10 and Section 14.6 Lifelong Learning in Chapter 14: Economic Development.	No amendment in response to this issue
18.2	18.1.2	Paragraph supported.	Support noted and welcomed.	No amendment in response to this issue
18.3	18.1.3	What provision are EHDC envisaging for the increased number of young people in the area? Only one swimming pool and the number of football pitches is not enough for the present population.	It is acknowledged that new housing can place additional pressure on existing open space and facilities. New housing will therefore be expected to provide for new open space, indoor and outdoor sport and recreation facilities which meet identified needs and facilities in accordance with Policy CFLR1.	No amendment in response to this issue
18.4	18.1.4	HERT4 – Bengo does not have any medical services, residents have to travel into town to visit the doctors or dentists. The extra 150 properties proposed by EHDC will place undue strain on the existing medical facilities. Extra capacity needs to be provided as and not after each phase is occupied. The larger sites to the west of Hertford would offer the chance to build these from scratch.	<p>The Council continues to liaise with NHS England and other health providers in order to understand any capacity issues at GP surgeries and ensure that appropriate provision can be made in Hertford in relation to patients generated by new development. Any such provision would not necessarily need to be located in the Bengo area, but is likely to serve the wider town.</p> <p>Policy CFLR7 should be re-written to place more emphasis on encouraging the</p>	<p>Amendment to Policy CFLR7</p> <p>I. Proposals that result in the loss of uses, buildings or land for public or community use will be refused unless:</p> <p>(a) An assessment has been undertaken which has clearly shown that the facility is no longer needed in its current form; or</p> <p>(b) The loss resulting from the proposed development would be replaced by enhanced provision in terms of quantity and quality in a</p>

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			<p>provision of new community facilities which would include healthcare, in line with the demands of development. Policy CFLR7 should be split into two with one policy that focuses on where new facilities are required and provided, and a second policy (Policy CFLR8) which focuses on the loss of community facilities.</p>	<p>suitable location; or</p> <p>(e) The development is for an alternative community facility, the need for which clearly outweigh the loss.</p> <p><u>I. The provision of adequate and appropriately located community facilities will be sought in conjunction with new development.</u></p> <p><u>II. Developers will be expected to provide either on-site provision, or where appropriate, a financial contribution towards either off-site provision, or the enhancement of existing off-site facilities. Where provision is made on-site as part of a development, applicants should detail how it will be maintained in the long term.</u></p> <p>II. Proposals that retain or enhance the provision, quality and accessibility of existing uses, buildings or land for public or community use will be supported in principle, where they do not conflict with other policies within this Plan.</p> <p>III. Proposals for new <u>and enhanced</u> uses, buildings or land for public or community use <u>will be supported in principle where they do not conflict with other policies within this Plan. Such proposals:</u></p>
Open Space, Sport and Recreation				
18.5	18.2.4	<p>Sport England support reference to technical studies underpinning CFLR1. Whilst studies are considered robust, the supply and demand data on which they are based is now 4-5 years old and there is a need to consider updating these. It will be important that a review of the studies is completed before the plan reaches an advanced stage.</p>	<p>Noted. The Council will continue to work with partners to ensure information is up-to-date and relevant throughout the plan period. A new study is currently being undertaken which will support the Submission version of the Plan.</p>	<p>Amendment to text (Para. 18.2.4)</p> <p>Applications will be expected to refer to take account of these studies and any additional up-to-date evidence as appropriate.</p>

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18.6	18.2.5 (now 18.2.8)	Sport England welcome the proposed use of community use agreements to secure access to new facilities on educational/private sites. Approach accords with the NPPF which encourages the provision and use of shared space to enhance the sustainability of communities.	Support noted and welcomed.	No amendment in response to this issue
18.7	18.2.5 (now 18.2.8)	Local residents see Community Use Agreements as an opportunity for greater community use of the facilities at St Andrews School, Stanstead Abbots.	When appropriate opportunities arise, the Council will support and work with communities to make better use of facilities through Community Use Agreements.	No amendment in response to this issue
18.8	CFLR1 18.6	Natural England generally approves of the policies related to Open Space and is encouraged to see the protection and enhancement of the Amwell and Rye Meads SSI. The intention to maintain and create networks between Wormley/Hoddesdon Park Woods, Kings Mead and the Stort Valley is also welcomed.	Support noted and welcomed.	No amendment in response to this issue
18.9	CFLR1	Sport England support this as it is considered to provide a positive response to the evidence base for sport in relation to the protection, enhancement and provision of sports facilities. Policy fully accords with the NPPF especially paragraphs 70, 73 and 74.	Support noted and welcomed. While the policy has been re-ordered, the content and aims remain the same.	No amendment in response to this issue
18.10	CFLR1	Walking in the area is an important recreational activity. There should be a statement that says: 'a strategic objective is to maintain the quality of the footpaths in the area, and the rural views that so many of them offer. Developments that will damage the views from footpaths will only occur where exceptional need can be shown, and where no other alternative exists.'	Whilst Policy TRA1 seeks to protect rights of way, it is considered appropriate to add a new section on public rights of way.	New Section 18.4 on Public Rights of Way <u>18.4 Public Rights of Way</u> <u>18.4.1 Rights of Way are footpaths, bridleways and byways which have public access. Hertfordshire has an extensive Rights of Way network of over 5,200 paths totaling more than 3,000km. These paths are shown on a map and have a written description in a legal record called the Definitive Map and Statement, which is looked after by Hertfordshire County Council's</u>

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				<p><u>Rights of Way Service at County Hall, Hertford.</u></p> <div data-bbox="2065 331 2721 615" style="border: 1px solid black; padding: 5px;"> <p><u>Further information on the County Council's Rights of Way Service can be viewed here:</u> <u>http://www.hertsdirect.org/services/envplan/countrysideaccess/row/</u></p> </div> <p><u>18.4.2 The Public Rights of Way network has always been an asset for recreation or for the purpose of everyday use such as getting to the local shop or to a bus stop for example. This valuable resource, often taken for granted, now plays an even more important role with regards to people's health and wellbeing and can contribute towards reducing carbon emissions by encouraging travel on foot or by bicycle rather than by car. Public Rights of Way also help to boost tourism and therefore contribute towards the local economy. Without them it would be difficult for residents and visitors alike to access the countryside we have in and around East Herts.</u></p> <p><u>18.4.3 Development proposals should therefore take full account of the need to protect and enhance Public Rights of Way.</u></p> <div data-bbox="2065 1419 2721 1745" style="border: 1px solid black; padding: 5px;"> <p><u>Policy CFLR3 Public Rights of Way</u></p> <p><u>Proposals for development must not adversely affect any Public Right of Way and, where possible, should incorporate measures to maintain and enhance the Rights of Way network.</u></p> </div>
18.11	CFLR1	Objection to the 'open space' designation on the land west of County Hall and should be removed from the proposals map. The playing pitches are unallocated	Not agreed. The land in question is allocated under Policy LRC1 in the Local Plan 2007. It is a well-used for cricket,	No amendment in response to this issue

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		in the adopted Local Plan. Land is used primarily by County Staff. Identification under Policy CFLR1 removes any possibility of potential residential uses on this site, for example on the part adjacent to Leahoe. Facilities for recreation acceptable within Green Belt policy could be provided on a site to the west of the town, north or south of Welwyn Road.	football etc. by the County Council and other local clubs. There is a demand for outdoor pitches in Hertford and this pitch makes a contribution to the wider provision within the town. It is the view of Officers that land to the north and south of Welwyn Road is suitable for residential development that will provide for local open space but not playing pitches for outdoor sports. There are a number of outdoor pitches already within this area.	
18.12	CFLR1	There are not adequate sports facilities allocated in the Local Plan to accommodate for the level of growth.	It is acknowledged that new housing can place additional pressure on existing open space and facilities. New housing will therefore be expected to provide for new open space and facilities in accordance with Policy CFLR1. Proposals for new open space, indoor and outdoor sport and recreation facilities which meet identified needs will also be encouraged in suitable locations in accordance with Policy CFLR1 and other relevant policies in the Plan.	No amendment in response to this issue
18.13	CFLR1	Bishop's Stortford College object to land in their ownership being identified under Policy CFLR1. Paragraphs 18.1.3 and 18.2.2 clearly highlight that the open space to which this policy should apply should comprise sports facilities or public recreation areas, not private garden/lawned areas. There is no public access through the College in this location. The CFLR designation should be removed.	Agreed. The Policy Map boundaries will need to be reviewed to distinguish between the types of land ownership of the College.	Amendment to Policies Map

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8.14	CFLR1 Part I (b) (now VI (b))	<p>HCC object to CRLR1 Part I (b) (now VI (b))</p> <p>Often when additional development is provided on a school site, the only area available is on an existing hard play area or playing field. When this occurs HCC provide mitigation for this loss. This mitigation may take a number of forms and can include, for example, the provision of a Multi-Use Games Area (MUGA); improvements to remaining sport pitches; or the use of a detached playing field.</p> <p>HCC work with Sport England to ensure that they raise no objections to any proposals for school expansions. Indeed, community use agreements have been required by Sport England, which has resulted in new and existing facilities on school sites becoming accessible to the local community outside of school hours.</p> <p>It is rarely possible to provide enhanced provision in terms of quantity but as stated above HCC seek to provide enhanced quality of facilities and access to those facilities for the local community. CFLR1 I (b) should be amended to read 'quantity and/or quality' rather than referring to both.</p>	<p>Not agreed. Paragraph 74 of the NPPF states that <i>“Existing open space, sports and recreational buildings and land, including playing fields, should not be built on unless:</i></p> <ul style="list-style-type: none"> • <i>an assessment has been undertaken which has clearly shown the open space, buildings or land to be surplus to requirements; or</i> • <i>the loss resulting from the proposed development would be replaced by equivalent or better provision in terms of quantity <u>and</u> quality in a suitable location; or</i> • <i>the development is for alternative sports and recreational provision, the needs for which clearly outweigh the loss.”</i> 	No amendment in response to this issue
18.15	CFLR1	<p>French & Jupps object to land in their ownership being identified under Policy CFLR1. Site originally identified in the 2007 Plan having been identified by the Parish Council as being 'ideal for outdoor activities associated with the adjacent hall'. At the time owners objected to the designation and continue to do so. The site is in private ownership, with no public access and is fenced. The site is not available for community leisure use.</p>	<p>Agreed. The CFLR designation should be removed as the land is in private ownership, not available for community use.</p>	Amendment to Policy Map

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18.16	CFLR1 Part I (b) (now VI (b))	HCC further objects to the requirement that enhanced provision is provided <i>prior to the commencement of development</i> . With the expansion of a school this is not usually practical or possible. It should also be noted that some works required to playing fields, such as reseeding, can only take place at certain times of the year. As a result these improvements may take place several months after the completion of the built development on a school site.	Noted. However, as a general principle the Council would wish to see a continuation of provision. If there are particular circumstances that prevent this, these will be considered on a case by case basis.	No amendment in response to this issue
18.17	CFLR1 III	HCC support CFLR1 (III). However there is a concern that there is often a net degrading impact to biodiversity, often as a result of inappropriate management, disturbance and floodlighting. Whilst enabling increased use of facilities, this cannot have anything other than an imposing effect locally increasing the extent of artificial light, however well designed. Greater recognition of landscaping schemes to compensate for this and obscure any such negative impacts should be taken more seriously by LPAs than at present if this aim is to be met.	Part III requires developments to have a net gain to biodiversity. This sort of issue is also considered in Chapter 16 Design and Landscape and Chapter 19 Natural Environment.	No amendment in response to this issue
Open Space Standards				
18.18	CFLR2 (now covered in CFLR1)	Sport England generally supports this policy although raise concerns about the use of the standards set out in Appendix C in relation to outdoor and indoor sport. The standards referenced are considered to be out of date.	CFLR 2 is to be combined with CFLR1 to make the policy more proactive in terms of creating new open spaces. Therefore, while the policies are combined, the ambitions of CFLR2 remain and are now the principle points of CFLR1. The Standards set out in Appendix C are now out-of-date. Additional text is therefore required to support an approach that considers open space requirements on a	Amendment to text (Para. 18.2.4) 18.2.4 ...Applications will be expected to refer to take account of these studies and any additional up-to-date evidence as appropriate....

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			<p>site by site basis in response to emerging standards and strategies.</p> <p>The Council is currently undertaking a new study that will provide more up-to-date evidence with regards to the quantity and quality of existing provision and the needs arising from existing and new communities.</p>	
18.19	CFLR2	<p>Objection to the on-site open space requirements. Standards are considered too onerous and if adopted could frustrate future housing development in the district.</p>	<p>Comments noted. The Council is currently undertaking a review of these standards. It is right and proper that residential developments should meet the needs of its residents by providing or contributing to such facilities. Each case is assessed on its merits and will be assessed against the emerging standards. New wording added to Part I is considered to add flexibility where it is required.</p>	<p>Amendment to text (Policy CFLR1, Part I.)</p> <p><u>I. Residential developments will be expected to provide open spaces, indoor and outdoor sport and recreation facilities on-site to provide for the needs arising from the development. In exceptional circumstances, off-site provision or enhancement of existing facilities may be more appropriate. Facilities should be provided in accordance with the Council's latest evidence and in consultation with Sport England and the Council's Leisure and Environment Team. Where provision is made on-site as part of a development, applicants should detail how it will be maintained in the long term.</u></p>
Local Green Space				
18.20	CFLR3 (now CFLR2)	<p>Bishop's Stortford College object to land in their ownership being identified as 'Local Green Space'. The draft plan considers that this part of the land falls within a 'green finger'. Para 77 of the NPPF provides detailed guidance concerning the designation of new Local Green Space. The land in question is already Green Belt and there is no justification for additional protection. CFLR3 is not consistent with Green Belt policy.</p>	<p>Policy CFLR3 (renumbered CFLR2) is considered to be in conformity with NPPF paragraph 77 on Local Green Space and Section 9 of the NPPF on Green Belt. The green wedges in Bishop's Stortford are of significant local importance in amenity, wildlife and leisure value terms. It is considered appropriate given their local importance that the green wedges receive additional protection from inappropriate development.</p>	<p>No amendment in response to this issue</p>

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18.21	CFLR3 (now CFLR2)	The Sacombe Road playing field should be designated in the Plan as a Local Green Space as it appears to meet the conditions but is not yet protected. Its possible use for housing is a matter of considerable local concern and speculation. It is the only safe green space for a considerable area of Bengo and is very heavily used throughout the day.	The play area is already protected under Policy CFLR1 (Open Space, Sport and Recreation) and it is proposed that this designation remains. While the Council is not proposing to identify any further areas of Local Green Space in the District Plan, local communities can identify areas of particular importance to them for Local Green Space protection through Neighbourhood Plans.	No amendment in response to this issue
18.22	CFLR3 (now CFLR2)	Bishop's Stortford North Consortium object to the Local Green Space designation on land within the Green Belt as there is no additional policy benefit. It is proposed that CFLR3 should be amended to include the same matters as in GBR1 and CFLR2 which allows for the erection of buildings and appropriate facilities associated with outdoor sports and recreation uses. The Local Green Space designation is seen to threaten the ability of the BSN Consortium to support the Local Sports Strategy to fund improvements to the sporting facilities within the town, including at Cricketfield Lane. There is a concern that there is some uncertainty around the ability to improve facilities without knowing whether 'very special circumstances' as these improvements may involve some form of development.	Policy CFLR3 (renumbered CFLR2) is considered to be in conformity with NPPF paragraph 77 on Local Green Space and Section 9 of the NPPF on Green Belt. The green wedges in Bishop's Stortford are of significant local importance in amenity, wildlife and leisure value terms. It is considered appropriate given their local importance that the green wedges receive additional protection from inappropriate development. This does not prejudice the ability to make improvements to existing facilities provided there is no impact on the purposes of the Green Belt.	No amendment in response to this issue
Water Based Recreation				
18.23	18.5.1	The Canal & River Trust support and encourage the use of waterspace and towpath for both informal and formal recreational use. However most of the recreational usage does not require the benefit of planning permission, rather it is the associated facilities, such as canoe stores and boathouses,	Comments noted. New paragraph added.	New paragraph 18.5.2 <u>18.5.2 Any proposals for development needed to support water based recreation which might increase the recreational use of a stretch of waterway should be considered in conjunction with the Canal & River Trust as Navigation Authority to</u>

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		<p>which are controlled by the need for planning permission. This section and policy does not make this clear. It is assumed that land based support facilities will be governed by other relevant plan policies, for example the same principles of good design will be expected for a boat club clubhouse as for other buildings.</p> <p>The Trust therefore suggest that the council should consider the development needed to support water-based recreation here, or at least make it clear that other policies will be applicable when such development is required.</p> <p>Any proposals for such development, which might increase the recreational use of a stretch of waterway should be considered in conjunction with the Canal & River Trust as Navigation Authority to ensure there is no detrimental impact on other recreational users of the waterway or towpath.</p>		<p><u>ensure there is no detrimental impact on other recreational users of the waterway or towpath.</u></p>
18.24	CFLR4	HCC support the aim to support proposals for water-based recreation, as long as a proposal does not have a significant impact on biodiversity or character of the environment, or conflict with the River Catchment Management Plans.	Support and comments noted and welcomed.	No amendment in response to this issue
18.25	CFLR4	The Environment Agency supports this policy.	Support noted and welcomed.	No amendment in response to this issue
18.26	CFLR4	The Lee Valley Regional Park Authority supports this policy which seeks to protect the water environment and its ecological value as it will assist in protecting the Park's environment and wildlife resource.	Support noted and welcomed.	No amendment in response to this issue
The Lee Valley Regional Park				
18.27	18.6.1	The Environment Agency supports this paragraph.	Support noted and welcomed.	No amendment in response to this issue

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18.28	18.6.1	The Lee Valley Regional Park Authority supports this paragraph which highlights the green infrastructure role of the Park and its role in mitigating the impacts of climate change, including managing increasing flood risk.	Support noted and welcomed.	No amendment in response to this issue
18.29	18.6.4	The Lee Valley Regional Park Authority supports the reference in this paragraph to establishing new and enhancing existing connections with other green infrastructure in the District. This addresses matters raised at the Issues and Options stage.	Support noted and welcomed.	No amendment in response to this issue
18.30	18.6.4	HCC welcomes the protection and enhancement of the Green Infrastructure network between the Lee Valley Regional Park, Wormley and Hoddesdonpark Woods and Kings Mead. This will need to be managed to ensure increased disturbance does not result in degrading these links.	Support and comments noted and welcomed.	No amendment in response to this issue
18.31	18.6.6	Note: correct title is Canal & River Trust.	Noted. However, paragraph 18.6.6 is to be removed to ensure flexibility should the Park Development framework be updated within the Plan period (see issue 18.33 below).	No amendment to paragraph 18.6.6
18.32	18.6.6	Parish Councils such as Stanstead Abbots should be included as a stakeholder.	Noted. However, paragraph 18.6.6 is to be removed to ensure flexibility should the Park Development framework be updated within the Plan period (see issue 18.33 below).	No amendment in response to this issue
18.33	18.6.6	The Lee Valley Regional Park Authority endorses the summary of Park Development Framework Proposals included in paragraph 18.6.6. This summary may require alterations before submission as the Authority is intending to produce a draft of these proposals for consultation.	Support noted and welcomed. However, the District Plan does not need to set out what the Park Development Framework purposes are and as the Park Authority will be refining their proposals it is not helpful to list them in the District Plan. This will also ensure flexibility should the Park	Amendment to text (Para. 18.6.6) 19.6.6 Current proposals in the Park Development Framework which relate to East Herts include: • Improvements to the range of visitor facilities available within the Park in East Herts, including

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			Development framework be updated within the Plan period. Remove paragraph 18.6.6 and bullets.	<p>new waterside picnic areas, an enhanced path network, café, cycle hire, water bus service and boat hire;</p> <ul style="list-style-type: none"> • Improvements to public realm, signage and routes at existing gateways into the Park and from Rye House, St Margarets and Ware stations; • Protection of Amwell and Rye Meads SSSI's as internationally important wetland habitats and support for measures that enhance opportunities to enjoy, study and get close to nature; • Options, to be explored with the Herts & Middlesex Wildlife Trust and the Canal & River Trust, to incorporate and open up the Tumbling Bay area as part of the Amwell Nature Reserve; • Enhancement of existing sailing and angling facilities; • Increased recreational use of the waterways, including provision of additional recreational moorings; <p>Protection and continued enhancement of the positive landscape character and its heritage value.</p>
18.34	CFLR5	The Lee Valley Regional Park Authority supports and welcomes this policy. This ensures the District Plan provides policy support for the delivery of the Park Development Proposals, protection for the Park and its role as part of the District's green infrastructure.	Support noted and welcomed.	No amendment in response to this issue
Equine Development				
18.35	18.7.1 & 18.7.2	18.7.1 and 18.7.2 recognise the positive and negative contributions equine related activities can play within the countryside. Horse grazing can be	Agreed.	Amendment to Policy CFLR6 (c) The siting, scale and design of the proposal is in keeping with the character of the area, with

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		beneficial for biodiversity as a grazing tool but can, due to lack of rotation or removal of animals, result in overgrazed and weedy pastures. As such Policy CFLR6 could include (c) '...proposals on local landscape or biodiversity interests'.		adequate pasture to support horses. Particular regard will be had to the cumulative effect of proposals <u>on local landscape or biodiversity interests</u> .
18.36	CFLR6	Herts and Middlesex Wildlife Trust has suggested that an additional criterion should be added requiring that development does not result in harm to the local ecological network, including partial or complete loss or degradation of Local Wildlife Sites or priority habitats. The Trust would also recommend a criterion requiring proposals to comply with other policies in the Plan	Agreed.	Amendment to Policy CFLR6 <u>(f) The proposal does not result in harm to the ecological network, including partial or complete loss or degradation of Local Wildlife Sites or priority habitats;</u> <u>(g) The proposal does not conflict with other policies within this Plan.</u>
18.37	CFLR6 I (a)	The term 'prominent location' is not considered suitable wording. Proposed wording amendment for CLFR6 (a): 'The development is sited in an area where it will not be detrimental to the appearance of the surrounding countryside.'	Agreed that the meaning of 'prominent location' is unclear. Criterion (a) has been reworded to provide clarity.	Amendment to Policy CFLR6 (a) The proposal is not sited in a prominent location <u>The proposal is sited or landscaped to minimise visual intrusion;</u>
18.38	CFLR6 (c)	Suggested additional wording: 'Particular regard will be had to the cumulative effect of proposals on local landscape or biodiversity interests.'	Agreed. As per Issue 18.35 above.	Amendment to Policy CFLR6 Part I (c). (c) The siting, scale and design of the proposal is in keeping with the character of the area, with adequate pasture to support horses. Particular regard will be had to the cumulative effect of proposals <u>on local landscape or biodiversity interests</u> ;
Community Facilities				
18.39	Section 18.8	The Plan does not make suitable provision for new places for religious worship. This should be included to assist religious groups seeking places for religious worship.	The Plan clearly recognises that places of worship are community facilities. As such Policy CFLR7 and new Policy CFLR8 Loss of Community Facilities, supports the	No amendment in response to this issue

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		Buntingford has been highlighted as an area where religious facilities are needed.	diversity of faith communities by requiring the provision of adequate and appropriately located facilities in conjunction with new development, as well as protecting existing facilities. In addition Policy CFLR9 (IV) refers to new facilities for community use, 'including for the practice of faith'.	
18.40	Section 18.8	HCC comment that as a result of the proposed development in the District Plan, Services for Young People will look to enhance the existing resources for young people in Bishop's Stortford, Buntingford and Ware. The resource would be for the provision of youth work, information, advice and guidance.	Comments noted. The District Council will continue to work with relevant partners and providers to seek to ensure adequate youth service provision is provided as a result of future growth in the District.	No amendment in response to this issue
18.41	Section 18.8	HCC Children's Services and Children's Centres are often but not exclusively provided on school sites. Information provided on the current position and requirements arising from the proposed development for the provision of Early Years facilities.	HCC preference is for strategic developments to accommodate early years and primary level education facilities needs arising from development on-site. This approach will be taken in strategic sites where appropriate.	No amendment in response to this issue
18.42	18.8.3	Paragraph requires that 'any shortfall in provision' must be addressed 'as part of' new developments. This implies that existing infrastructure deficits are to be made up by new developments. If this is the case this is contrary to the legal tests within the Community Infrastructure Levy Regulations.	Comments noted and clarification provided.	Amendment to paragraph 18.8.3 18.8.3...As new developments require good access to facilities and create additional demand for existing facilities, so any shortfall in provision <u>arising as a result of new development</u> , must be addressed as part of the development.
18.43	CFLR7	Sport England supports (IV). Dual/multiple use of facilities is often an efficient and sustainable way of meeting local needs especially in rural areas such as East Herts. Approach accords with NPPF Paragraph 70 which encourages the provision and use of	Support noted and welcomed.	No amendment in response to this issue

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		shared space.		
18.44	CFLR7	McMullen & Sons Limited would like to see a District Plan that facilitates the long term viability of pubs, particularly those in rural areas. This would involve the presumption that they can be developed and expanded to a size sufficient to provide food on an economical scale with a kitchen, storage and car parking facility to match. This would redress much of the national legislation that seeks to inhibit the sale of pubs while doing nothing to enable their viability.	Comments noted. Additional wording is suggested to reflect the important role that public houses play in rural communities. Policy CFLR7 already supports in principle minor extensions or alterations to existing premises which are essential to the continued viability of the business and the vitality of the village (where there is no conflict with other policies in the Plan).	New Paragraph 18.8.8 added <u>18.8.8 Public houses play an important role in rural communities, providing a social venue, local employment opportunities and adding to the vitality of a village.</u>
18.45	CFLR7	The Theatres Trust recommends for clarity and consistency that the following is included: 'community facilities provide for the health and wellbeing, social, educational, recreational, leisure and cultural needs of the community.' This would obviate the need to provide examples.	Agreed, description provides clarity. However, it is considered helpful to also include examples as set out in paragraph 18.8.1.	Amendment to paragraph 18.8.1 <u>Community facilities provide for the health and wellbeing, social, educational, recreational, leisure and cultural needs of the community.</u> Community facilities include, but are not limited to: art galleries...
18.46	CFLR7 I (b) & (c)	Part 1 (b) should be amended to refer simply to replacement provision, rather than enhanced provision. As drafted the policy appears to require betterment through development proposals which is not supported by the legal tests in the CIL regulations. Part 1 (c) should be amended to refer to an 'alternative community facility <i>or other use</i> , the need for which would clearly outweigh the loss'. As drafted the policy precludes the possibility that a community facility could be replaced by another form of development.	If demands are increased by new development then it is appropriate to seek to improve existing facilities in order to support that demand. Policy CFLR7 is now sub-divided with proposals resulting in the loss of provision being considered under Policy CFLR8. One purpose of Policy CFLR8 is to prevent the loss of essential community facilities and secure their replacement as necessary. If the suggested change is made then this leaves the policy open to misuse.	No amendment in response to this issue

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18.47	CFLR7 III (b)	Policy CFLR7 requires proposals to provide for the dual or multiple use of facilities for wider community activities. This is often not suitable for religious needs. CFLR 7 III (b) should be amended to read ‘...to enable multiple uses throughout the day, except where this would conflict with the purpose of the facility, such as facilities used for the practice of faith.’ Alternatively a new clause could be added to CFLR7 which makes specific provision for dedicated facilities used for public religious worship.	Dual/multiple use of facilities is an efficient and sustainable way of meeting local needs especially in rural areas such as East Herts. The approach accords with NPPF Paragraph 70 which encourages the provision and use of shared space. Policy CFLR7 Part IV states that proposals ‘ <u>should aim</u> to provide for dual or multiple use of facilities....’ The use of the word ‘should’ leaves room for exceptions, allowing applicants to justify why the policy does not apply to them. If particular circumstances exist which mean that multiuse is not possible then any application would be considered on its merits.	No amendment in response to this issue
18.48	CFLR7 III (c)	The Environment Agency supports part III (c).	Support noted and welcomed.	No amendment in response to this issue
Health and Wellbeing				
18.49	18.9	Based on the housing figures set out in the draft Plan, 18 additional GP’s would be required. This would require additional surgery premises of a minimum of 3,582m ² across the areas affected. Currently, there are concerns in respect of the capacity of local practices to accept the impact of additional patients from developments in Bishop’s Stortford, Buntingford, Hertford, Sawbridgeworth, Ware, Gilston, East of Welwyn Garden City and practices affected by Group 1 Villages. Based on this, NHS England would be looking for significant CIL and/or S106 contributions to support	Comments noted. The District Council will continue to work with NHS England to ensure that adequate health care provision is provided as a result of housing growth.	No amendment in response to this issue

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		General Medical Service provision in the area.		
18.50	18.9	Concern that the level of growth in the district will not be accompanied by adequate NHS facilities. There are A&E departments available in Essex and Stevenage. The future provision at QE2 seems vague. The time and distance that it takes to reach a hospital is a major concern especially with the growth in the elderly population.	Comments noted. The District Council are currently working with NHS England to ensure that adequate health care provision is provided as a result of housing growth. CFLR9 requires contributions towards new or enhanced health facilities where new housing results in a shortfall or worsening of provision.	No amendment in response to this issue
18.51	18.9.2	Sport England support the role that planning can have in encouraging healthy and inclusive communities. -The reference to Sport England guidance is endorsed although it is suggested that explicit reference is made to their Active Design guidance document as this is the most relevant document in the context of how development can be designed to encourage physical activity.	Agreed. Reference to Sport England should be moved from para. 18.9.2 (renumbered 18.9.7) to stand alone as new para 18.9.9. The corresponding 'orange box' moved from after para. 18.9.2 should also be amended to refer to Active Design, rather than repeat the 'orange box' after 18.3.3. Reference should also be made to Public Health England who jointly produced the guidance.	<p>Amendment to orange box following paragraph 18.9.2 (renumbered 18.9.7) moved to after 18.9.9</p> <p>18.9.9 Sport England <u>and Public Health England have produced 'Active Design', a set of guidelines and principles</u> provides advice on <u>creating</u> designing developments <u>that</u> encourage physical activity <u>and to promote opportunities for sport and physical activity in the design and layout of development:</u></p> <p>The Sport England's <u>Active Design</u> guidance note on <u>Planning Activity into Developments</u> can be viewed and downloaded <u>from the Sport England Website</u> at : <u>www.sportengland.org/facilities-planning/planning-for-sport/</u> <u>www.sportengland.org/facilities-planning/planning-for-sport/planning-tools-and-guidance/active-design/</u></p>
18.52	CFLR8 (now CFLR9)	The Canal & River Trust supports Policy CFLR8 and recognises that waterspace and towpaths along with other forms of open space and green infrastructure can play a big role in the promotion of healthy communities on many levels. In areas of new	Support and comments noted and welcomed. (Note: CFLR8 is renumbered CFLR9)	No amendment in response to this issue.

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		development, these areas could be considered as places to provide and enhance informal health facilities, such as open air gyms.		
18.53	CFLR8 (now CFLR9)	Natural England states that CFLR8 (I) may be enhanced by specific reference to Green Infrastructure as this could be used to deliver the infrastructure and health benefits listed.	It is considered that the role of Green Infrastructure is clear within the Policy. (Note: CFLR8 is renumbered CFLR9)	No amendment in response to this issue
18.54	CFLR8 (now CFLR9)	The Theatre's Trust highlight recent guidance on health and wellbeing, whilst wellbeing is not defined it is considered that health should also include social and cultural wellbeing. It is suggested that 'wellbeing' be included in the enhancement and provision of community facilities and retain Policy CFLR8 solely for health and the provision of medical facilities, or incorporate an item on health facilities within Policy CFLR7 as it deals with community facilities.	Changes are already proposed to capture social and cultural wellbeing in paragraph 18.8.1. Policy CFLR7 will capture those elements under the umbrella of community facilities. Text added to CFLR8 (renumbered CFLR9) to reference cultural wellbeing.	Amendment to text (Policy CFLR8 renumbered CFLR 9, part I.) I....In particular, regard shall be had to providing the necessary infrastructure to encourage physical exercise and health, including accessible open space, vegetation and landscaping, sport and recreation facilities, <u>cultural facilities</u> and safe, well promoted, walking and cycling routes.
Education				
18.55	18.10	Education is mentioned last almost as an afterthought; should be much more prominent!	Education is not an afterthought. Section 18.10 clearly acknowledges the importance of access to education. There is also a section on Lifelong Learning in Chapter 14 (Economy), which acknowledges the importance of higher education and adult learning opportunities.	No amendment in response to this issue
18.56	18.10	There is a shortage of local places in Hertford/Ware but that is due to students travelling long distances from other towns. You probably can't do anything about schools autonomy but this should recognise that the shortage isn't due to a local imbalance.	Comments noted. The District Council is working closely with Hertfordshire County Council to ensure that there are sufficient school places available to serve new housing developments.	No amendment in response to this issue
18.57	18.10.3	HCC comment that it may be more relevant for the Plan to point out the need for HCC, the District Council and developers to work together to ensure	Agreed. Reference also added to other neighbouring local authorities with a duty for ensuring that there are sufficient school	New paragraph 18.10.4 To ensure the best outcome for school provision,

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		<p>the best outcome for school provision. This joint working is alluded to in CFLR9.</p> <p>The last sentence of paragraph 18.10.3 should be reworded to identify that investment will come from housing growth in direct response to the demand that growth will generate.</p>	<p>places available to serve new housing developments, to ensure appropriate facilities are provided.</p> <p>There is also a need to clarify that it is the needs arising from development that should be mitigated as development cannot be asked to rectify existing shortfalls in provision. It is also important to ensure that appropriate school facilities are provided in the strategic allocations.</p> <p>(Note: CFLR9 is renumbered CFLR10)</p>	<p>applicants should work with HCC, the District Council and other neighbouring local authorities with a duty for ensuring that there are sufficient school places available to serve new housing developments, to ensure appropriate facilities are provided. Applicants should work with Hertfordshire County Council, the District Council and other neighbouring local authorities to identify the education needs arising from development and to ensure that appropriate provision is made in the form of new or enhanced facilities. Major applications will be expected to demonstrate how they have provided for additional school places. The strategic allocations will be expected to make full provision on-site, or contribute towards improving or extending existing facilities where this is the most effective option.</p> <p>Amendment to paragraph 18.10.3</p> <p>...It is therefore vital that <u>where housing growth results in increased demand this should provide for</u> investment is made across each education tier to ensure there are enough places to serve the district's pupils within their community.</p>
18.58	CFLR9 (now CFLR10)	Essex County Council recommends that CFLR (I) should read: "Development that creates a potential increase in demand for education will be required to make appropriate provision for facilities either on-site or by making a suitable contribution towards the improvement or expansion of nearby existing facilities. Applicants will be expected to work in partnership with HCC and other neighbouring local authorities with a duty for ensuring that there are sufficient school places available to serve new housing developments, to ensure appropriate	Agreed. See also Issue 18.57 above and new paragraph 18.10.4.	<p>Amendment to Policy CFLR9 (renumbered CFLR10)</p> <p>I. Development that creates a potential increase in demand for education will be required to make appropriate provision for <u>new</u> facilities either on-site or by making a suitable contribution towards the improvement or expansion of nearby existing facilities. Applicants will be expected to work in partnership with Hertfordshire County Council <u>and other neighbouring local authorities with a duty for</u></p>

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		facilities are provided.”		<u>ensuring that there are sufficient school places available to serve new housing developments,</u> to ensure appropriate facilities are provided.
18.59	CFLR9 (now CFLR10)	<p>Policy supported, however, it does nothing to assist in positively planning for the physical delivery of school expansions in the Green Belt.</p> <p>The LPA should ensure there is a more favourable policy context seeking to guide and facilitate school expansions - not just new schools.</p> <p>The soundness of the Plan would be improved if the Local Planning Authority identifies an education zone within the Green Belt to cover the school and school reserve land. The policy applying to it could be worded along similar lines to those to be found in the adopted Dacorum Core Strategy:</p> <p>‘The provision of new school facilities will be supported on Open Land and in defined zones in the Green Belt. Zones will be defined in the Green Belt where there is clear evidence of need: the effect of new building and activity on the Green Belt must, however, be minimised.</p> <p>All new development will be expected to contribute towards the provision of social infrastructure.’</p> <p>The LPA could identify an education zone at Watton School covering both the operational school site, the reserve land adjacent and the Early Years Centre.</p>	<p>Support welcomed, however, an education zone approach is not considered necessary, or one that can be evidenced.</p> <p>Exceptional circumstances already exist to facilitate expansions to schools and can therefore be managed on a case by case basis.</p>	No amendment in response to this issue
18.60	CFLR9 (now CFLR10)	A number of additional schools are proposed which have more to do with Mr Gove’s Central Government dictates than planning. The allocation of Simon Balle for an additional primary school is an example. The area already has 3 primary schools and the new	<p>Comments noted, however, planning permission for the primary school at Simon Balle has now been granted.</p> <p>Chapter 16 – Design – provides information</p>	No amendment in response to this issue

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		school should go near the centre of the town where there is a need. There is no indication that new development should be to the highest environmental standards.	on how to design developments in the most sustainable way including reference to Building Futures and other renewable technology guidance. Policy DES3 requires all development proposals to be of a high standard of design, including embracing sustainable construction. The Plan as a whole addresses the major sustainability issues that arise when constructing a new building.	
18.61	CFLR9 (now CFLR10)	<p>HCC support this policy.</p> <p>However, under part III (a) the meaning of 'suitably located' is unclear. Within a development where a new school is required this facility would be expected to be provided within the development site.</p> <p>In terms of the expansion of an existing school to provide school places arising from a new development, 'suitably located' may not mean the nearest school to that development. A number of schools are located within school place planning areas. It may not be possible to expand the closest school to a development but another in that area may have the ability to provide additional capacity.</p>	<p>Part I of CFLR9 (renumbered CFLR10) contains the flexibility needed for new provision to be located in line with both the needs and where improvements are possible.</p> <p>Part III.a could be changed to 'be in an accessible location', served by a choice of sustainable travel options.</p>	<p>Amendment to Policy CFLR 9 (renumbered CFLR 10)</p> <p>Part III.(a) be <u>in an accessible location</u> suitably located, served by a choice of sustainable travel options;</p>
18.62	CFLR9 III (b) (now CFLR10)	HCC comment that highest quality design can often mean higher construction costs. The design of any new school building would take account of the principles of sustainable development, together with the sensitivities of its setting, including, where relevant, its relationship to any listed buildings or Green Belt location. There is a finite budget when providing new or extended schools and it should be noted that many of these facilities will be funded by developer contributions. It is requested that this	Concern noted, however, the policy states that proposals 'should' be of the highest quality of design. The use of the word 'should' leaves rooms for exceptions, allowing applicants to justify why the policy does not apply to them.	No amendment in response to this issue

Issue Number	Policy/ Paragraph	Issue	Officer Response	Proposed Amendment
		wording is reconsidered.		
18.63	CFLR9 III (c) (now CFLR10)	Sport England support criterion (c) of this policy as the provision and retention of outdoor recreation space and playing fields are one of the principal forms of community playing pitch provision. Due to the difficulties associated with finding suitable sites and delivering new dedicated community playing fields in East Herts, new school playing fields represent one of the main opportunities for assisting to address community needs. Also, the provision and retention of playing fields enables schools to meet curricular and extra-curricular PE and sport's needs.	Support noted and welcomed.	No amendment in response to this issue
18.64	CFLR9 III (d) (now CFLR10)	Sport England support criterion (d) of this policy as this should help ensure that new schools are designed to facilitate community use which would help meet community needs as well as principal educational requirements. This approach accords with NPPF paragraph 70. CFLR1 should also be cross referenced as this covers proposals for dual use facilities in the context of open space, sports and recreation.	Support noted and welcomed. (d) amended to also refer to CFLR1 (IV)	Amendment to Policy CFLR9 (renumbered CFLR10) (d) Be designed to facilitate the community use of facilities, in accordance with Policy CFLR7 (Community Facilities) <u>and Policy CFLR1 (Open Space, Sport and Recreation)</u> .
18.65	CFLR9 (now CFLR10)	Pleased that the draft plan recognises that Stanstead Abbots primary school has reached capacity. However concerned that the growth in Hertford and Ware will make it harder for Stanstead Abbots children to get into the best secondary schools.	Noted.	No amendment in response to this issue

Part 2: Proposed Further Amendments

Policy/ Paragraph	Issue	Proposed Amendment
Introduction		
18.1.2	The Health and Wellbeing agenda is now well established and it is important that the District Plan reflects the Council's priorities in this regard.	Amendment to text (new Para. 18.1.2) <u>18.1.2 One of the Council's priorities is to tackle health inequalities across the District and to improve and promote the health and wellbeing of East Herts residents. Well planned communities which are supported by accessible services and infrastructure can help create healthier environments.</u>
18.1.3	The importance of 'play' should be acknowledged as a separate form of provision. The contribution that open spaces make to health and wellbeing should also be acknowledged. Open spaces are not just about activity, but also about creating quiet spaces for reflection and relaxation	Amendment to text (para. 18.1.3) 18.1.3 Open space, sport, <u>play</u> and recreation facilities are important in enhancing people's quality of life. They also perform wider <u>health and wellbeing</u> functions, helping to build inclusive communities, promoting healthy lifestyles and protecting green spaces <u>for reflection and relaxation</u> .
18.1.4	The importance of 'play' should be acknowledged as a separate form of provision	Amendment to text (para. 18.1.4) 18.1.4 The loss of open space, sport, <u>play</u> , recreation and community facilities which provide valuable public services...
18.2 Open Space, Sport and Recreation		
18.2.2	Clarification required as it is not new developments themselves but the demands arising from new development that can result in a shortfall in provision.	Amendment to text (para. 18.2.2) 18.2.2 ...Planning's role involves protecting existing assets, and promoting provision through the planning process by making sure that <u>demands arising from</u> new development does do not result in a shortfall in the provision of facilities.

Policy/ Paragraph	Issue	Proposed Amendment
18.2.3	Sport England provide guidance for sports facilities and not all open space and recreation facilities so clarification is needed.	<p>Amendment to text (para.18.2.3)</p> <p>18.2.3 ...All proposals for new <u>sports</u> facilities such as swimming pools and sports halls will be expected to be designed in accordance with Sport England’s design guidance to help ensure that facilities are fit for purpose and of a high quality design.</p>
18.2.4	Remove the word ‘recently’ as the Plan needs to remain relevant throughout its lifespan. Similarly, reference to studies that were done previously should also be deleted as they will be superseded by the latest emerging Open Spaces Sport and Recreation Assessment.	<p>Amendment to text (para. 18.2.4)</p> <p>18.2.4 The Council has recently undertaken a number of technical studies that seek to inform the preparation of the District Plan, in accordance with the requirements of the NPPF. The Playing Pitch Strategy (2010), which was part of a wider Sports Facility Assessment (2011) identifies locations <u>These studies identify</u> where there is a deficit of provision in particular sports and the need for new facilities. Applications will be expected to take account of <u>the Council’s most</u> these studies and any additional up-to-date evidence as appropriate.</p>
18.2.5	<p>Amended text is also necessary to refer to the cumulative impacts of development.</p> <p>Open space should be seen as crucial to providing community cohesion and meeting the Council’s health and wellbeing aspirations. In particular cross reference to active design as a concept should be introduced here, whilst being dealt with in detail in CFLR 9.</p>	<p>Amendment to text (new Paras. 18.2.5, 18.2.6, 18.2.7)</p> <p>18.2.5 <u>Whilst individual open space requirements will be assessed on a site by site basis, the cumulative impacts of development on the wider network will also be considered. Open space should be central to the design of a scheme, be located to achieve good access for all residents and be designed to ‘Active Design’ standards. Open space should be seen as crucial to providing community cohesion and meeting the Council’s health and wellbeing aspirations.</u></p> <p>18.2.6 <u>Where play provision is included, facilities should be fit for purpose and sensitively located. Play is essential to children and young people’s physical, social and cognitive development.</u></p> <p>18.2.7 <u>It is recognised that in certain circumstances on-site provision may not be the best planning solution to meet the community’s requirements for additional open space/sports facilities. In these circumstances, developers will be expected to provide financial contributions towards off-site provision in lieu of providing open space/facilities on site. This approach will only be considered appropriate where this provides a better means of providing for the open space/sports facilities needs arising from development.</u></p>
Orange Box	The info box referencing Sport England’s guidance is more appropriately located after paragraph 18.2.3.	<p>Amendment to text (‘Orange’ Box moved to after Para. 18.2.3)</p> <p><u>Sport England guidance on Planning for Sport can be viewed and downloaded from the Sport England Website at: www.sportengland.org/facilities-planning/planning-for-sport/</u></p> <p><u>Sport England guidance on the Design of Sports Facilities can be viewed and downloaded from the Sport</u></p>

Policy/ Paragraph	Issue	Proposed Amendment
		England Website at: www.sportengland.org/facilities-planning/tools-guidance
18.2.8	Sport England suggest elaborating why Community Use Agreements may be sought.	<p>Amendment to text (para. 18.2.8)</p> <p>18.2.8 Community Use Agreements will be sought to secure community use of new <u>sports</u> facilities provided on sites which may not usually be available for wider community access (e.g. educational or private sites) <u>where these are provided as part of a mixed use development and where they offer an appropriate means of providing for the sports facilities needs arising from new development.</u></p>
Policy CFLR1	<p>Policy needs to be more positive in its approach. Seeking the provision of new and improved facilities should be first on the list of requirements, then alterations to existing facilities, followed by managing the loss of facilities. At the moment it appears to be reactive in nature.</p> <p>By integrating the relevant parts of CFLR 2 into this policy it is more effective. There is also an opportunity to ensure that commercial developments also plan for amenity space in addition to just landscaping and boundary treatments.</p> <p>(See also Issue 18.18 and 18.19)</p>	<p>Amendment to text (Policy CFLR1 rewritten with part CFLR2 incorporated)</p> <p>Policy CFLR1 Open Space, Sport and Recreation</p> <p>I. Proposals that result in the loss or reduction of open space, indoor or outdoor sport and recreation facilities, including playing fields, (as defined on the Policies Map) will be refused unless:</p> <p>(a) An assessment has been undertaken which has clearly shown that the facility is no longer needed in its current form; or</p> <p>(b) The loss resulting from the proposed development would be replaced by enhanced provision in terms of quantity and/or quality in a suitable location prior to the commencement of development; or</p> <p>(c) The development is for an alternative open space, sport and recreation facility, the need for which clearly outweigh the loss.</p> <p>II. Proposals that retain or enhance the provision, quality and accessibility of existing open space, or indoor or outdoor sport and recreation facilities will be supported in principle, where they do not conflict with other policies within this Plan.</p> <p>III. Proposals for new open space, indoor and outdoor sport and recreation facilities which meet identified needs will be encouraged in suitable locations, served by a choice of sustainable travel options. The proposal and all ancillary facilities such as changing rooms and car parking should be fit for purpose and of an appropriate scale and design. Measures should be taken to integrate such facilities into the landscape providing net benefits to biodiversity.</p> <p>IV. Proposals should aim to provide for the dual or multiple use of facilities for wider community activities. The use of Community Use Agreements will be expected where appropriate.</p> <p>Policy CFLR2 Open Space and Sports Facilities Standards</p> <p>I. The provision of adequate and appropriately located open space, sport and recreation facilities in</p>

Policy/ Paragraph	Issue	Proposed Amendment
		<p>conjunction with new residential development will be sought in accordance with the standards set out in Appendix C of this Plan, or any subsequent SPD identifying priorities in local needs.</p> <p>II. Developers will be expected to provide either on-site provision, or where appropriate, a financial contribution towards either off-site provision, or the enhancement of existing off-site facilities. Where provision is made on-site as part of a development, applicants should detail how it will be maintained in the long term.</p> <p>I. Residential developments will be expected to provide open spaces, indoor and outdoor sport and recreation facilities to provide for the needs arising from the development. Local areas for play, informal and formal open spaces should be provided for on-site, while contributions towards off-site provision or the enhancement of existing facilities may be more appropriate for other types of provision. Facilities should be provided in accordance with the Council's latest evidence and in consultation with Sport England and the Council's Leisure and Environment Team. Where provision is made on-site as part of a development, applicants should detail how it will be maintained in the long term.</p> <p>II. Commercial developments will be expected to provide adequate amenity space in addition to landscape and setting features.</p> <p>III. Proposals for new open space, indoor and outdoor sport and recreation facilities which meet identified needs will be encouraged in suitable locations, served by a choice of sustainable travel options. The proposal and all ancillary facilities such as changing rooms and car parking should be fit for purpose and of an appropriate scale and design. Measures should be taken to integrate such facilities into the landscape providing net benefits to biodiversity.</p> <p>IV. Proposals should aim to provide for the dual or multiple-use of facilities for wider community access. The use of Community Use Agreements will be expected where appropriate.</p> <p>V. Proposals that retain or enhance the provision, quality and accessibility of existing open space, or indoor or outdoor sport and recreation facilities will be supported in principle, where they do not conflict with other policies within this Plan.</p> <p>VI. Proposals that result in the loss or reduction of open space, indoor or outdoor sport and recreation facilities, including playing fields, (as defined on the Policies Map), will be refused unless:</p> <p>(a) An assessment has been undertaken which has clearly shown that the facility is no longer needed in its current form; or</p> <p>(b) The loss resulting from the proposed development would be replaced by enhanced provision in</p>

Policy/ Paragraph	Issue	Proposed Amendment
		<p>terms of quantity and quality in a suitable location prior to the commencement of development; or</p> <p>(c) The development is for an alternative open space, sport and recreation facility, the need for which clearly outweigh the loss.</p>
18.3 Open Space Standards – Section and Policy CFLR2 deleted		
18.3.1 – 18.3.3	<p>The Standards set out in Appendix 3 are now out-of-date. Section should therefore be deleted. Information that is still relevant should be captured in Section 19.2.</p>	<p>Amendment to text (Section 18.3 Open Space Standards deleted)</p> <p>18.3 Open Space Standards</p> <p>18.3.1 New housing can place additional pressure on existing open space and other sport and recreation facilities unless increased provision of such facilities is an integral part of the development. New residential proposals will therefore be expected to provide on-site areas of open space/facilities where appropriate.</p> <p>18.3.2 It is recognised, however, that in certain circumstances on-site provision may not be the best planning solution to meet the community's requirements for additional open space/facilities. In these circumstances, developers will be expected to provide financial contributions towards off-site provision in lieu of providing open space/facilities on site.</p> <p>18.3.3 Individual requirements will be assessed on a site by site basis and will be informed by the Council's Sports Facility Assessment (2011), Playing Pitch Strategy (2010) and 'Open Space, Sport and Recreation' Supplementary Planning Document (2009, or as amended). These standards are detailed in Appendix C. Sport England has also published a series of guidance notes on matters such as the design of sports facilities and planning activity into developments. Where these approaches supersede locally set standards, they will be used.</p> <p>The East Herts Open Space, Sport and Recreation Supplementary Planning Document (2009, or as amended) can be viewed and downloaded at: www.eastherts.gov.uk/openspacespd</p> <p>The Sport England guidance note on the Design of Sports Facilities can be viewed and downloaded from the Sport England Website at: www.sportengland.org/facilities-planning/tools-guidance</p> <p>The Sport England guidance note on Planning Activity into Developments can be viewed and downloaded from the Sport England Website at: www.sportengland.org/facilities-planning/planning-for-sport/</p>

Policy/ Paragraph	Issue	Proposed Amendment
Policy CFLR2	The Standards set out in Appendix 3 are now out-of-date. Policy should therefore be deleted. Information that is still relevant should be captured in CFLR1.	<p>Amendment to text (Policy CFLR 2 Open Space and Sports Facilities Standards deleted)</p> <p>Policy CFLR2 Open Space and Sports Facilities Standards</p> <p>I. The provision of adequate and appropriately located open space, sport and recreation facilities in conjunction with new residential development will be sought in accordance with the standards set out in Appendix C of this Plan, or any subsequent SPD identifying priorities in local needs.</p> <p>II. Developers will be expected to provide either on-site provision, or where appropriate, a financial contribution towards either off-site provision, or the enhancement of existing off-site facilities. Where provision is made on-site as part of a development, applicants should detail how it will be maintained in the long term.</p>
18.3 Local Green Space		
	Policy CFLR3 should be renumbered Policy CFLR2.	<p>Amendment to text</p> <p>Policy CFLR3 renumbered Policy CFLR2 Local Green Space</p>
18.7 Equine Development		
18.7.3	Minor amendment is required to refer to the NPPF rather than Policy GBR1.	<p>Amendment to text (Para. 18.7.3)</p> <p>18.7.3 ...Where commercial development is proposed in the Green Belt, the requirement to demonstrate 'very special circumstances' in accordance with Policy GBR1 <u>the NPPF</u> will apply.</p>
Policy CFLR 6	Part II. Should be amended to refer to the NPPF rather than Policy GBR1.	<p>Amendment to text (Policy CFLR6, Part II)</p> <p>II. Where commercial <u>equestrian</u> development is proposed in the Green Belt, the requirement to demonstrate 'very special circumstances' <u>will apply</u> in accordance with <u>the NPPF</u> Policy GBR1 will apply.</p>
Policy CFLR6	Sport England recommend that the loss of equestrian centres is avoided, particularly through wider loss of agricultural uses to residential uses. They suggest requiring an Equestrian Needs Assessment which demonstrates that the facilities are no longer needed.	<p>Amendment to text (Policy CFLR6, new Part III)</p> <p><u>III. Proposals that result in the loss of equestrian facilities should be accompanied by an Equestrian Needs Assessment which demonstrates that the facilities are no longer needed.</u></p>

Policy/ Paragraph	Issue	Proposed Amendment
18.8 Community Facilities		
18.8.1	Sport England suggest that due to economies of scale and rationalisation of public services, there is a growing trend towards the co-location of community facilities, which should be recognised and supported in principle. While Part IV of the policy already refers to this, additional words can be added to the supporting text.	<p>Amendment to text (Para. 18.8.1)</p> <p>18.8.1 ... Community facilities are provided by a wide variety of agencies including local authorities, other public service providers, churches and the voluntary and business sectors <u>and can sometimes be provided on single multi-use sites</u>.</p>
18.9 Health and Wellbeing		
18.9.1	The information about NHS structures requires updating.	<p>Amendment to text (Para. 18.9.1)</p> <p>18.9.1 The NPPF requires planners to consider health in a range of different ways. The framework's presumption in favour of sustainable development highlights the importance of achieving social, economic and environmental objectives (health <u>and wellbeing</u> encompasses all three). <u>The Health and Social Care Act, which came into force in April 2013, introduced a new public health landscape. Within Hertfordshire, the previous NHS Primary Care Trust configuration has been reshaped into the Herts County Council Public Health Directorate working with District and Borough Councils in a two-tier formation, along with other vital health partners, statutory and voluntary, addressing local health need.</u> Recent changes to the way healthcare is managed in the UK and in Hertfordshire are creating new opportunities to create closer links between healthcare and planning systems. The Joint Strategic Needs Assessment (2008) undertaken by the Hertfordshire Health and Wellbeing Board and the Clinical Care Commissioning Groups (CCG) provided useful baseline information from which to plan for the future of healthcare provision in the district. This has been updated by Health Summaries (2013) produced by Clinical Care Commissioning Groups; East Herts is joined with North Herts under the NHS East and North Hertfordshire Clinical Commissioning Group. Public Health England also records a wealth of data on health and wellbeing in the form of Local Health Profiles. East Herts Council has produced a Draft Health and Wellbeing Strategy (currently at consultation stage).</p>
18.9.2	This section also needs to refer to the Hertfordshire Health and Wellbeing Strategy (2013-2016) and Hertfordshire Public Health Strategy (2013-2017). It would also be helpful to refer to the link between the county and local strategies, including the East Herts Health and Wellbeing Strategy (2013).	<p>Amendment to text (new paras. 18.9.2 - 18.9.6)</p> <p>18.9.2 The Hertfordshire Health and Wellbeing Strategy (2013-2016) was developed at this time with nine priorities and is to be refreshed in 2016. Hertfordshire County Council also has its own Public Health Strategy (2013-2017). In addition, the East Herts Health and Wellbeing Strategy (2013) supports the life course approach to health which looks at the people, places and communities they live in, seeking to</p>

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	It is worth highlighting the six priorities, especially 5 and 6 which have direct linkages to Planning.	<p>provide the best potential for improved health outcomes from birth to grave.</p> <p>18.9.3 The following priority elements are foundation principles of the East Herts Health and Wellbeing Strategy:</p> <ol style="list-style-type: none"> 1. Healthy children starting off well; 2. Empowering children, young people and adults to achieve their life potential; 3. Creating health and work together; 4. Promoting positive health and wellbeing life quality for all; 5. Healthy places and sustainable communities; 6. Pro-active health prevention. <p>18.9.4 Priorities 2, 5 and 6 have particular links with planning. Priority 2 refers to enabling the best possible life opportunities for all ages of population. Examples of this which relate to planning opportunities could involve the design of communities and towns that enable good community cohesion.</p> <p>18.9.5 Priority 5 connects with the contribution planning can have in shaping infrastructure from residential dwellings and office developments to the ways in which these are sustainably connected and enable a richer environment for encouraging behaviour change and healthy lifestyle living.</p> <p>18.9.6 Priority 6 is an active contributor in balancing economic burdens that are associated in treating individuals affected by illness and poor health. Examples of life-long homes that can be adapted easily as an individual passes through different life stages can help maintain independence. A community setting where these homes are located with opportunities to walk and exercise could impact a person's health potential positively both in terms of physical health and their social wellbeing because of a supportive neighbourly environment, enabling social connections.</p>
Orange Box following 18.9.6	The reference to the East Herts Health and Wellbeing Strategy needs updating.	<p>Amendment to text</p> <p>The East Herts Draft Health and Wellbeing Strategy (2013-2018) can be viewed and downloaded from the Council's Website at: www.eastherts.gov.uk/wellbeing</p>
18.9.8	Hertfordshire County Council officers have recommended additional advisory text regarding their emerging Health and Wellbeing Planning Guidance Document. This should sit after para.	<p>Amendment to text (new para.18.9.8)</p> <p><u>18.9.8 The County Council's Public Health Department is preparing a Health and Wellbeing Planning Guidance document defining its expectations to developers in the delivery of healthy development and</u></p>

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	18.9.2 (renumbered 18.9.7).	communities, with signposts to further advice. This will be available at <u>http://www.hertsdirect.org/services/healthsoc/healthherts/healthyplaces/</u>.
18.9.9	Reference to Public Health England required. Section now encourages developments in accordance with Active Design rather than just signposting it.	Amendment to text (para.18.9.8) <u>18.9.9 Sport England and Public Health England have produced 'Active Design', a set of guidelines and principles on creating developments that encourage physical activity and to promote opportunities for sport and physical activity in the design and layout of development:</u>
18.9.10	It is important to ensure that appropriate health facilities are provided in the strategic allocations, where their scale justifies on-site provision through the creation of community facilities. Following consultation with NHS England they have suggested wording which is a little more flexible, but that enables the right sort of provision arising from the particular development at the time.	Amendment to text (new Para. 18.9.10) <u>18.9.10 Major applications will be expected to demonstrate how they will make provision for additional healthcare facilities. Strategic allocations will be expected to make full provision on-site, or in agreement with NHS England and East & North Herts Clinical Commissioning Group, improvements to existing facilities may be appropriate where this provides the most effective provision for patients.</u>
	Policy CFLR8 should be renumbered Policy CFLR9.	Amendment to text Policy CFLR8 renumbered Policy CFLR9 Health and Wellbeing
CFLR9	Sport England request that the policy should encourage developments to be designed in accordance with Active Design in addition to being signposted to it in the supporting text. The guidance is supported by the Government and Sport England are being pro-active in promoting its use in policy and planning applications.	Amendment to text (Policy CFLR9, Part I.)
CFLR9	Part III. It is necessary to clarify that it is the needs arising from development that should be mitigated as development cannot be asked to rectify existing shortfalls in provision.	Amendment to text (Policy CFLR9, Part III.) III. Contributions towards new or enhanced health <u>care</u> facilities will be <u>sought to ensure the health care requirements arising from new developments are met and to prevent</u> where new housing results in a shortfall or worsening of provision.
18.10 Education		

Policy/ Paragraph	Issue	Proposed Amendment
	Policy CFLR9 should be renumbered Policy CFLR10.	<p>Amendment to text</p> <p>Policy CFLR9 renumbered Policy CFLR10 Education</p>
Policy CFLR10	Policy references need updating.	<p>Amendment to text (Policy CFLR10, Part II (b))</p> <p>II. (b) Be of the highest quality of design which offers flexible use of facilities, in order to ensure the various needs of the community can be met, in accordance with Policy DES3 (Design of Development) (see also Policy ED6 (Lifelong Learning));</p>
Policy CFLR10 	Reference to Policy DES3 could also be added to Part III (b) as this covers issues such as siting of development.	<p>Amendment to text (Policy CFLR10, Part III (b))</p> <p>(b) Be of the highest quality of design which offers flexible use of facilities, in order to ensure the various needs of the community can be met, <u>in accordance with Policy DES3 (Design of Development)</u> (see also Policy ED6 (Lifelong Learning));</p>