

Warborough and Shillingford  
NEIGHBOURHOOD PLAN  
Basic Conditions Statement

10 January 2018

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## 1. Introduction

- 1.1 This Basic Conditions Statement has been prepared by Warborough and Shillingford Parish Council to accompany its submission to South Oxfordshire District Council of the Warborough and Shillingford Neighbourhood Development Plan (WSNP) to demonstrate how the Plan meets the statutory requirements set out within the Town and Country Planning Act 1990 (as amended by the Localism Act 2011) and the Neighbourhood Planning Regulations 2012.
- 1.2 The core basic conditions for Neighbourhood Plans are as follows:
  - Having regard to national policies and advice contained in the National Planning Practice Guidance
  - The making of the neighbourhood plan contributes to the achievement of sustainable development
  - The making of the neighbourhood plan is in general conformity with the strategic policies contained in the development plan for the area of the authority
  - The making of the neighbourhood plan does not breach, and is otherwise compatible with, EU obligations
- 1.3 The regulations require that a Neighbourhood Plan deals with planning matters (i.e. the use and development of land), is submitted by a qualifying body, covers a stated Plan period and identifies a designated Neighbourhood Area.
- 1.4 The remaining sections of this document set out how WSNP complies with the basic conditions:
  - Section 2 sets out how the WSNP has regard to national policies set out in the National Planning Policy Framework (NPPF) and Planning Practice Guidance, the Town and Country Planning Act and the Localism Act.
  - Section 3 sets out how WSNP contributes to sustainable development.
  - Section 4 sets out how the WSNP is in general conformity with strategic policies of the Local Plan.
  - Section 5 sets out conformity with European Union obligations.

**Table 1.1 Basic conditions and DCLG explanatory guidance<sup>1</sup>**

Neighbourhood development plan 'basic conditions' according to Paragraph 8(2) of Schedule 4B to the Town and Country Planning Act 1990 as applied to neighbourhood plans by section 38A of the Planning and Compulsory Purchase Act 2004.

Basic condition	DCLG guidance
a) having regard to national policies and advice contained in guidance issued by the Secretary of State it is appropriate to make the neighbourhood plan.	The National Planning Policy Framework is the main document setting out the Government's planning policies for England and how these are expected to be applied.
d) the making of the order (or neighbourhood plan) contributes to the achievement of sustainable development.	A qualifying body must demonstrate how its plan will contribute to improvements in environmental, economic and social conditions or that consideration has been given to how any potential adverse effects arising from the proposals may be prevented, reduced or offset (referred to as mitigation measures).
e) the making of the order (or neighbourhood plan) is in general conformity with the strategic policies contained in the development plan for the area of the authority (or any part of that area).	<p>When considering whether a policy is in general conformity a qualifying body should consider: whether the neighbourhood plan policy supports and upholds... strategic policy...; the degree, if any, of conflict between the draft neighbourhood plan policy and the strategic policy; whether the draft neighbourhood plan policy provides an additional level of detail ... without undermining that policy; the rationale ... in the draft neighbourhood plan and the evidence to justify that approach.</p> <p>Strategic policies are Local Plan policies that deliver: homes and jobs...; retail, leisure and other commercial development; infrastructure ..., minerals and energy; the provision of health, security, community and cultural infrastructure and other local facilities; climate change mitigation and adaptation; conservation and enhancement of the natural and historic environment, including landscape.</p>
f) the making of the order (or neighbourhood plan) does not breach, and is otherwise compatible with, EU obligations.	<p>A neighbourhood plan or Order must be compatible with European Union obligations, as incorporated into UK law, in order to be legally compliant. There are four directives that may be of particular relevance to neighbourhood planning:</p> <ul style="list-style-type: none"> <li>- Directive 2001/42/EC Strategic Environmental Assessment (SEA) Directive;</li> <li>- Directive 2011/92/EU Environmental Impact Assessment (EIA) Directive. (Only relevant to Orders);</li> <li>- Directive 92/43/EEC and Directive 2009/147/EC the Habitats and Wild Birds Directives respectively;</li> </ul>

<sup>1</sup> Note: basic conditions b) and c) are omitted from this table as they relate to Neighbourhood Development Orders only and are not relevant for the WSNP.

**Table 1.1 Basic conditions and DCLG explanatory guidance<sup>1</sup>**

Neighbourhood development plan ‘basic conditions’ according to Paragraph 8(2) of Schedule 4B to the Town and Country Planning Act 1990 as applied to neighbourhood plans by section 38A of the Planning and Compulsory Purchase Act 2004.

Basic condition	DCLG guidance
	- Other European directives, such as the Waste Framework Directive (2008/98/EC), Air Quality Directive (2008/50/EC) or the Water Framework Directive (2000/60/EC) may apply to the particular circumstances of a draft neighbourhood plan or Order.
g) prescribed conditions are met in relation to the Order (or plan) and prescribed matters have been complied with in connection with the proposal for the order (or neighbourhood plan).	Regulations 32 and 33 of the Neighbourhood Planning (General) Regulations 2012 (as amended) adds a basic condition for neighbourhood plans in addition to those set out in the primary legislation: the making of the neighbourhood plan is not likely to have a significant effect on a European site (as defined in the Conservation of Habitats and Species Regulations 2012)

## **2. National policies and guidance**

- 2.1 Table 2.1 sets out how The Warborough and Shillingford Neighbourhood Plan has been prepared having regard to national policies set out in the National Planning Policy Framework (NPPF) and Planning Practice Guidance, the Town and Country Planning Act and the Localism Act. Table 2.2 then sets out compliance of the WSNP with specific legal requirements.

**Table 2.1 Warborough and Shillingford NP Policies having regard to the National Planning Policy Framework (NPPF)**

Policy Number	Policy Title	NPPF Reference (paragraph)	Commentary
VC1	Village Character and Design	17, 58, 109, 115, 123, 125, 126	<p>The policy has regard to the following NPPF paragraphs:</p> <p>17- by seeking to secure high quality design and a good standard of amenity for all existing and future occupants of land and buildings and take account of the different roles and character of different areas, and recognising the intrinsic character and beauty of the countryside.</p> <p>28- by supporting sustainable rural tourism and leisure developments that benefit businesses in rural areas, communities and visitors, and which respect the character of the countryside.</p> <p>58- by establishing a strong sense of place and responding to local character and history, and reflecting the identity of local surroundings and materials, while not preventing or discouraging appropriate innovation.</p> <p>109 and 115- by requiring the protection of landscapes from harmful development that may otherwise be suited or necessary to a countryside location.</p> <p>123- by avoiding and/or mitigating the noise impacts of new development.</p> <p>125- by limiting the impact of light pollution from artificial light on local amenity.</p> <p>126- by taking into account the conservation and enhancement of the historical environment and historic assets and the contribution they make to local distinctiveness and character.</p>
H1	Housing Mix	7,9, 50	<p>This policy has regard to the following NPPF paragraphs:</p> <p>7 and 9 – by supporting strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of present and future generations and widening the choice of high quality homes.</p> <p>50- by planning for a mix of housing based on current and future demographic trends, market trends and the needs of different groups in the community; by identifying the size, type, tenure and range of housing that is required in particular locations, reflecting local demand and; by setting policies for meeting affordable housing need.</p>

H2	Site Allocation	6, 50, 58, 109, 118, 125, 126, 132, 173	<p>The allocation of a housing development site has regard to the NPPF’s intention in paragraph 6 to contribute to the achievement of sustainable development by allocating the most sustainable site for housing development - a process documented in the Sustainability Appraisal Report.</p> <p>This policy also has regard to the following NPPF paragraphs:</p> <p>50- by delivering high quality homes, widening opportunities for home ownership and creating a sustainable, inclusive and mixed community.</p> <p>58- by ensuring that the development: establishes a strong sense of place; optimises the potential of the site to accommodate development, creates and sustains an appropriate mix of uses (including incorporation of green and other public space as part of developments) and supports local facilities and transport networks; responds to local character and history, and reflects the identity of local surroundings and materials; and creates a safe and accessible environment.</p> <p>109- by enhancing the natural and local environment by providing net gains in biodiversity</p> <p>118- by encouraging opportunities to incorporate biodiversity in and around the development.</p> <p>125- by limiting the impact of light pollution from artificial light on local amenity.</p> <p>126- by taking into account the conservation and enhancement of the historical environment and historic assets and the contribution they make to local distinctiveness and character.</p> <p>132- by considering the impact of the development on the significance of a designated heritage asset.</p> <p>As regards paragraph 173, the development has the support of the landowner/developer and so can be considered viable.</p>
H3	Infill development	6, 17, 58, 109, 115	<p>By supporting infill development, the policy has regard to the NPPF’s intention in paragraph 6 to contribute to the achievement of sustainable development.</p> <p>The policy also has regard to the following NPPF paragraphs:</p> <p>17- by seeking to secure high quality design and a good standard of amenity for all existing and future occupants of land and buildings and take account of the different roles and character of different areas, and recognising the intrinsic character and beauty of the countryside.</p>

			<p>58- by establishing a strong sense of place and responding to local character and history, and reflecting the identity of local surroundings and materials, while not preventing or discouraging appropriate innovation.</p> <p>109 and 115- by requiring the protection of landscapes from harmful development that may otherwise be suited or necessary to a countryside location.</p>
H4	Pedestrian links	35, 58, 69	<p>The policy has regard to the following NPPF paragraphs:</p> <p>35- by protecting and exploiting opportunities for the use of sustainable transport modes for the movement of goods and creating safe and secure layouts which minimise conflicts between traffic and cyclists or pedestrians</p> <p>58- by ensuring that development creates a safe and accessible environment.</p> <p>69- by promoting safe and accessible developments, containing clear and legible pedestrian routes.</p>
H5	Parking provision	39	<p>The policy has regard to the following NPPF paragraphs:</p> <p>39- by taking into account factors such as availability of local transport and car ownership levels.</p>
H6	Safeguarding affordable housing	50	<p>The policy has regard to the following NPPF paragraph:</p> <p>50- by creating sustainable, inclusive and mixed communities.</p>
C1	Community Infrastructure	69, 70	<p>The policy has regard to the following NPPF paragraphs:</p> <p>69- by facilitating social interaction and creating healthy, inclusive communities.</p> <p>70- by providing the social, recreational and cultural facilities and services that the community needs and guarding against the unnecessary loss of valued facilities and services, particularly where this would reduce the community’s ability to meet its day-to-day needs.</p>
C2	Improvements to Community Assets	69, 70	<p>The policy has regard to the following NPPF paragraph:</p> <p>69- by facilitating social interaction and creating healthy, inclusive communities.</p> <p>70- by providing the social, recreational and cultural facilities and services that the community needs and guarding against the unnecessary loss of valued facilities and services, particularly where this would reduce the community’s ability to meet its day-to-day needs.</p>

C3	Local Green Space	76, 77	<p>By allocating 4 Local Green Spaces the policy has regard to the following NPPF paragraph:</p> <p>76: by ruling out new development other than in very special circumstances.</p> <p>The spaces are each considered to meet the tests of paragraph 77 as each is located in reasonably close proximity to the local community, each is demonstrably special to the local community, and each is local in its character. Further details are provided in the Local Green Space report in Appendix H of the WSNP.</p>
C4	Community Infrastructure Levy	69, 70	<p>The Community Infrastructure Levy project list which is referred to in the policy has regard to the following NPPF paragraphs:</p> <p>69- by facilitating social interaction and creating healthy, inclusive communities and clear and legible pedestrian routes.</p> <p>70- by providing the social, recreational and cultural facilities and services that the community needs and guarding against the unnecessary loss of valued facilities and services, particularly where this would reduce the community's ability to meet its day-to-day needs.</p>
E1	Enhancement of Employment Facilities	17, 28	<p>The policy has regard to the following NPPF paragraphs:</p> <p>17- by proactively driving and supporting sustainable economic development to deliver the homes, business and industrial units, infrastructure and thriving local place and securing high quality design and a good standard of amenity for all existing and future occupants of land and buildings.</p> <p>28- by supporting economic growth in rural areas in order to create jobs and prosperity by taking a positive approach to sustainable new development and by supporting sustainable rural tourism and leisure developments that benefit businesses in rural areas, communities and visitors, and which respect the character of the countryside.</p>

**Table 2.2 Warborough and Shillingford Neighbourhood Plan: conformity with legal requirements to fulfil the Basic Conditions**

<b>Requirements</b>	<b>Basis in law/regs</b>	<b>How the requirements are met in the NP</b>	<b>Reference</b>
The policies relate to the development and use of land for a designated neighbourhood area	Section 38A of the 2004 PCPA, Para 8(1) of Schedule 4B TCPA 1990	The WSNP policies relate to the development and use of land within the designated Neighbourhood Plan area.	WSNP policies VC1, H1-H6, C1-C4 and E1  WSNP section 2.3
The Plan specifies the period to which it has effect	Section 38B of the 2004 PCPA, Para 8(1) of Schedule 4B TCPA 1990	The Plan specifies the period 2016 to 2032, which is broadly in line with the emerging Local Plan (2017-2033)	WSNP title page
The Plan does not include excluded development	Section 38B of the 2004 PCPA, Para 8(1) of Schedule 4B TCPA 1990	The Plan does not relate to minerals and waste related development, to any major development that requires an Environmental Impact Assessment, or to any nationally significant infrastructure project.	Basic Conditions Statement Section 2  WSNP policies VC1, H1-H6, C1-C4 and E1
The Plan does not relate to more than one neighbourhood area	Section 38B of the 2004 PCPA, Para 8(1) of Schedule 4B TCPA 1990	The Plan relates to only one neighbourhood area.	Basic Conditions Statement Appendix 1  WSNP section 2.3

**Table 2.2 Warborough and Shillingford Neighbourhood Plan: conformity with legal requirements to fulfil the Basic Conditions**

<b>Requirements</b>	<b>Basis in law/regs</b>	<b>How the requirements are met in the NP</b>	<b>Reference</b>
The Plan has been prepared for an area that has been designated	Section 61G of the Localism Act, Para 8(1) of Schedule 4B TCPA 1990	The area designation was approved by South Oxfordshire District Council on 1 March 2016	Basic Conditions Statement Appendix 1  WSNP section 2.3
The Plan has been developed and submitted for examination by a qualifying body	Para 8(1) of Schedule 4B TCPA 1990	The Plan has been developed and submitted by Warborough and Shillingford Parish Council.	WSNP introduction  Basic Conditions Statement Section 1
The Plan has regard to national policies and advice contained in guidance issued by the Secretary of State	Para 8(2) of Schedule 4B TCPA 1990	The Plan is in general conformity with the NPPF and Planning Practice Guidance.	Basic Conditions Statement Table 2.1
The Plan contributes to the achievement of sustainable development.	Para 8(2) of Schedule 4B TCPA 1990	Sustainability assessment was integral to the Plan's development and its policies contribute to sustainable development.	Basic Conditions Statement Table 3.1
The Plan is in general conformity with the strategic policies of the development plan for the area	Para 8(2) of Schedule 4B TCPA 1990	The Plan is in conformity with the Local Plan 2012 core strategy, saved policies of the Local Plan 2011 and has taken into account the emerging Local Plan 2033.	Basic Conditions Statement Table 4.1

**Table 2.2 Warborough and Shillingford Neighbourhood Plan: conformity with legal requirements to fulfil the Basic Conditions**

Requirements	Basis in law/regs	How the requirements are met in the NP	Reference
The Plan is compatible with EU obligations and human rights requirements.	Para 8(2) of Schedule 4B TCPA 1990, European Convention on Human Rights (ECHR), Para 8(2) TCPA 1993	The Plan does not impact on any of the rights enshrined in the ECHR	Basic Conditions Statement Table 2.2  WSNP policies VC1, H1-H6, C1-C4 and E1

### 3. Sustainable development

- 3.1 Paragraphs 14 -16 of the NPPF set out the presumption in favour of sustainable development which is at the heart of national policy. For Neighbourhood Planning, this means that neighbourhoods should plan positively to support local development while at the same time respecting the local environment by seeking to protect valued green spaces and historic assets.
- 3.2 Sustainable development has been integral to the Warborough and Shillingford Neighbourhood Plan process, with assessment against sustainability criteria at every stage leading to refinement of the Plan as described in the Sustainability Appraisal Report. The elements of sustainable development specified in the NPPF are listed in Table 3.1 below with an explanation of how Warborough and Shillingford’s Neighbourhood Plan contributes to each element.

<b>Table 3.1 How the Plan contributes to sustainable development</b>	
<b>Sustainable development (NPPF definition)</b>	<b>How the Plan contributes to this element of sustainable development</b>
Economic: Contribute to building a strong, responsive and competitive economy, by ensuring that sufficient land of the right type is available in the right places and at the right time to support growth and innovation; and by identifying and coordinating development requirements, including the provision of infrastructure.	The Neighbourhood Plan makes provision for new housing in a sustainable location (Policy H2 and H3) and supports the protection and enhancement of community facilities and infrastructure (Policy C1 and C2). These will support the continued vitality of the village. The Neighbourhood Plan also contributes to economic vitality by supporting the enhancement of employment facilities (Policies E1).
Social: Support strong, vibrant and healthy communities, by providing the supply of housing required to meet the needs of present and future generations; and by creating a high quality built environment, with accessible local services that reflect the community’s needs and support its health, social and cultural well-being.	The Neighbourhood Plan makes provision for new housing of the right size and mix to meet the needs to present and future generations (Policies H1, H2, H3, H4 and H6).  H2 and H3 are positive policies encouraging sustainable growth within the strategy outlined in the emerging South Oxfordshire Local Plan 2033..  The parking requirements (Policy H5) will help to provide a high-quality, vibrant and healthy environment.  The policies that support the retention and enhancement of community facilities (Policies C1 and C2) will benefit well-being and reduce the need for residents to travel in order to access services.
Environmental: Contribute to protecting and enhancing our natural, built and historic environment; and, as part of this, helping to improve biodiversity, use natural resources prudently, minimise waste and pollution, and	The Neighbourhood Plan emphasises the importance of good design that is in keeping with village character (Policies VC1). The designation of certain open spaces in the village as Local Green

<b>Table 3.1 How the Plan contributes to sustainable development</b>	
<b>Sustainable development (NPPF definition)</b>	<b>How the Plan contributes to this element of sustainable development</b>
mitigate and adapt to climate change including moving to a low carbon economy.	Space (Policy C3) and some of the proposed CIL projects (Policy C4) will help enhance the environment. Housing H2 requires net biodiversity gain and H4 encourages high quality green infrastructure. VC1 requires biodiversity-enhancing aspect.

3.2 In summary, the WSNP contributes to the achievement of sustainable development by:

- positively supporting housing development of appropriate mix, scale, design, layout that will meet current and future needs.
- protecting and enhancing community facilities to meet the needs of residents.
- protecting and enhancing the built and historic environment by encouraging development that responds to the distinctive character of Warborough and Shillingford.
- Protecting and enhancing the natural assets of the parish, the natural environment, views and green infrastructure.

## **4. Strategic policies of the Local Plan**

- 4.1 The WSNP is in general conformity with strategic policies of the Development Plan, which at the time of writing the NDP were the adopted South Oxfordshire Core Strategy (2012) and saved policies from South Oxfordshire Local Plan 2011. As the WSNP was being drafted, South Oxfordshire Local Plan 2033 was still in development.
- 4.2 Table 4.1 below summarises an analysis of how each policy the WSNP is in general conformity with relevant policies in the Development Plan for South Oxfordshire.

**Table 4.1 – General Conformity with the Development Plan**

WSNP Policy	Local Plan core strategy 2012	Saved policies Local Plan 2011
<p>VC1 - Rural Character and design</p>	<p>The policy is in general conformity with Policy CSR1 (Housing in villages) by permitting development that reflects and enhances the character of Warborough and Shillingford, meets specific design criteria and protects or enhances views.</p> <p>The policy is in general conformity with Policy CSQ3 (Design) by permitting new development that reflects the character of Warborough and Shillingford and meets design requirements.</p> <p>The policy is in general conformity with Policy CSEN1 (Landscape) by stating that all proposals must protect or enhance views into and out of the village.</p> <p>The policy is in general conformity with Policy CSEN1 (Landscape) by protecting the distinct landscape character of the Parish against inappropriate development that would have the effect of harming that character.</p>	<p>The policy is in general conformity with Policy D1 (Good design and local distinctiveness) in which the principles of good design and the protection and reinforcement of local distinctiveness should be taken into account in all new development through, in particular: respecting existing settlement patterns; providing landscape structure as a framework for new development; respecting the character of the existing landscape; respecting distinctive settlement types and their character; providing good quality site and building design and appropriate materials; and providing well-designed external areas.</p> <p>The policy is in general conformity with Policy C4 (The landscape setting of settlements) in seeking to prevent development which would damage the attractive landscape setting of the villages.</p> <p>The policy is in general conformity with Policy C9 (Landscape Features) by seeking to prevent development that would cause the loss of landscape features where those features make an important contribution to the local scene.</p>

<p>H1 - Housing Mix</p>	<p>The policy is in general conformity with Policy CSH4 (Meeting housing needs) by requiring a mix of dwelling types and sizes that is appropriate and relates to the needs of current and future households in Warborough and Shillingford including smaller dwellings and affordable housing.</p> <p>The policy is also in general conformity SODC’s Housing Allocations Policy which aims to ensure that 20% of new build lettings, that are not rural exception sites or developed for a particular client group, are offered in the first instance to people with a strong local connection to that parish.</p>	<p>No relevant saved policies</p>
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<p>H2 - Site Allocation</p>	<p>The policy is in general conformity with Policy CS1 (Presumption in favour of sustainable development) and CCS1 (The Overall Strategy) by allocating a site for development.</p> <p>The policy is in general conformity with Policy CSH4 (Meeting housing needs) by enabling a mix of dwelling types and sizes to meet the needs of current and future households.</p> <p>The policy is in general conformity with Policy CSQ3 (Design) as it requires a high quality and inclusive design that responds positively to and respects the character of the site and its surroundings, enhances local distinctiveness and ensures that the scheme will be of a scale, type and density appropriate to the site and its setting.</p> <p>The policy is in general conformity with CSM2 (Transport Assessments and Travel Plans) by requiring that new homes are well connected to the footpath and cycle network including addressing any deficiencies in the local network where these connect to local services.</p> <p>The policy is in general conformity with Policy CSG1 (Green Infrastructure) which seeks a net gain in green infrastructure, including biodiversity, through developer works, developer contributions and the targeted use of other funding sources.</p>	<p>The policy is in general conformity with Policy T1 (safe and convenient routes for cyclists and pedestrians) and Policy T7 (improve and extend the footpath and cycleway network) by requiring that new homes are well connected to the footpath and cycle network including addressing any deficiencies in the local network where these connect to local services.</p>
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<p>H3 - Infill Development</p>	<p>Policy H3 is in general conformity with CSR1 (Housing in villages). In order to contribute to the present and future economic, environmental and social sustainability of the villages, infill housing will be permitted on sites of up to 0.2ha.</p> <p>The policy is in general conformity with Policy CSG1 (Green Infrastructure) which states that proposals for new development must demonstrate that they have taken into account the relationship of the proposed development to existing green infrastructure.</p>	<p>No relevant saved policies</p>
<p>H4 - Pedestrian Links</p>	<p>The policy is in general conformity with CSM2 (Transport Assessments and Travel Plans) by requiring that new proposals for development detail the proposed measures to improve access by public transport, cycling and walking to reduce the need for parking and reduce transport impacts</p>	<p>The policy is in general conformity with Policy R8 (Public Rights of Way) which supports the retention and protection of the existing public rights-of-way network and proposals to improve it (where appropriate).</p> <p>The policy is in general conformity with Policy T1 (safe and convenient routes for cyclists and pedestrians), particularly the stipulation that proposals for all types of development will, where appropriate: (i) provide for a safe and convenient access to the highway network; (ii) provide safe and convenient routes for cyclists and pedestrians; (iii) be accessible by public transport and have a safe walking route to nearby bus stops or new bus stops and appropriate infrastructure should be provided;</p>
<p>H5 - Parking provision</p>	<p>No relevant saved policies</p>	<p>The policy is in general conformity with Policies T2 and T8 (Car parks and on-street parking) in which a comprehensive approach will be adopted to the provision and management of car parking spaces in order to improve the attraction of existing town and village centres and seek to maintain and enhance their vitality and viability.</p>

H6 – Safeguarding Affordable Housing	No relevant saved policies	No relevant saved policies
C1 - Infrastructure	The policy is in general conformity with CSR3 (Community facilities and rural transport), whereby proposals which result in the provision of facilities and services in the rural areas will be encouraged, those which result in the loss of services and facilities will be resisted.	The policy is in general conformity with Policies R1 (Formal Recreation) and R4 (Recreation in the Countryside).
C2 - Improvements to Community Assets	The policy is in general conformity with CSR3 (Community facilities and rural transport), whereby proposals which result in the provision of facilities and services in the rural areas will be encouraged, those which result in the loss of services and facilities will be resisted.	The policy is in general conformity with Policies R1 (Formal Recreation) and R4 (Recreation in the Countryside).
C3 - Local Green Space	<p>The policy is in general conformity with Policy C4 (The landscape setting of settlements) in seeking to prevent development which would damage the attractive landscape setting of the main village.</p> <p>The policy is general conformity with Policy C9 (Landscape Features) by seeking to prevent development that would cause the loss of landscape features where those features make an important contribution to the local scene.</p>	No relevant saved policies
C4 – Community Infrastructure Levy	The policy is in general conformity with Policy CSR3 (Community facilities and rural transport) as the project list for Community Infrastructure Levy supports facilities and services in Warborough and Shillingford.	The policy is in general conformity with Policies R1 (Formal Recreation) and R4 (Meeting the social needs of the rural and urban communities) as the project list for Community Infrastructure Levy supports improvements to outdoor sporting facilities.

<p>E1- Enhancement of Employment facilities</p>	<p>The policy is in general conformity with Policy CSR2 by encouraging development proposals that generate employment opportunities, including appropriate rural diversification, but with the caveat that these developments should not have any significant adverse impact on the village’s character and natural environment.</p> <p>This policy is in general conformity with CSR2, by encouraging proposals that support tourism based on the character of the area.</p> <p>The policy is in line with Policy CSEM1 (Supporting a successful economy), Policy TSM1 (Tourism) And Policy TSM2 (Tourist attractions and facilities) by supporting the prosperity of the local tourism industry and recreation-based rural diversification where proposals are of a scale and type appropriate to their location in respect of local landscape and heritage effects.</p>	<p>The policy is in general conformity with Policy C4 in which development that would damage the attractive landscape setting of the settlements of the district will not be permitted.</p>
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- 4.3 As the WSNP was being drafted, South Oxfordshire Local Plan 2033 was still in development. Although not required, we have made a comparison of policies in the emerging Local Plan (as at July 2017) with WSNP policies in order to give an indication of conformity with the future Local Plan policies. The version of the emerging Local Plan used is the one available at the time that this assessment was done: Local Plan 2011-2033, Final Publication Version, October 2017.
- 4.4 WSNP policies take into account the reasoning and evidence informing the Local Plan process and are considered to be in general conformity with the following emerging Local Plan Policies:

STRATEGY	STRAT2: The Need for New Development in South Oxfordshire
SETTLEMENTS AND HOUSING	H1: Delivering new homes
SETTLEMENTS AND HOUSING	H8: Housing in the Smaller Villages
SETTLEMENTS AND HOUSING	H11: Affordable Housing
SETTLEMENTS AND HOUSING	H18: Infill Development
INFRASTRUCTURE	TRANS8: Community Facilities and Rural Transport
DESIGN	DES2: Enhancing Local Character
COMMUNITY FACILITIES	CF1: Safeguarding Community Facilities
COMMUNITY FACILITIES	CF2: Provision of Community Facilities and Services
ECONOMIC GROWTH	EMP11: Development in the Countryside and Rural areas EMP12: Tourism

- 4.5 WSNP policies are either neutral with respect to all other Local Plan 2033 policies or they are not applicable to Warborough and Shillingford, for instance where the policies refer to specific locations, market towns or smaller villages, or issues which do not relate to Warborough and Shillingford, such as rail.

## 5. EU obligations

5.1 The WSNP does not breach and is compatible with European obligations; and it is not likely to have a significant effect on a European site. The Sustainability Appraisal (incorporating a Strategic Environmental Assessment) Report which accompanies the WSNP records how the requirements of Schedule 2 of The Environmental Assessment of Plans and Programmes Regulations (2004) have been met, including:

Strategic Environmental Assessment requirement	How requirements are met	Reference in NP documents
1 An outline of the contents and main objectives of the plan or programme, and of its relationship with other relevant plans or programmes	<p>Clear statement of aims and objectives in the WSNP.</p> <p>A policy context review was carried out as part of the Sustainability Appraisal scoping process.</p>	<p>Sustainability Appraisal Report Section 2 – <i>Plan Content</i> and Section 3- <i>Policy and Environmental Context</i></p> <p>Sustainability Appraisal Scoping Report – available at <a href="http://ws-pc.org/">http://ws-pc.org/</a></p>
2 The relevant aspects of the current state of the environment and the likely evolution thereof without implementation of the plan or programme.	The Sustainability Appraisal Scoping Report sets out the relevant aspects of the current state of the environment and the likely evolution without implementation of the NDP, summarised in the Environmental Report	<p>Sustainability Appraisal Report Section 3</p> <p>Sustainability Appraisal Scoping report</p>
3 The environmental characteristics of areas likely to be significantly affected	The Sustainability Appraisal Scoping Report sets out the environmental characteristics of areas likely to be significantly affected which is summarised in the Environmental Report	<p>Sustainability Appraisal Report Section 3</p> <p>Sustainability Appraisal Scoping report</p>
4 Any existing environmental problems which are relevant to the plan or programme including, in particular, those relating to any areas of a particular environmental importance, such as areas designated pursuant to Council Directive 79/409/EEC on the conservation of wild birds and the Habitats Directive	The Sustainability Appraisal Scoping Report identifies existing environmental problems which are summarised in the Environmental Report	<p>Sustainability Appraisal Report Section 3</p> <p>Sustainability Appraisal Scoping report</p>
5 The environmental protection objectives, established at international, Community or Member State level, which are relevant to the plan or programme and the way those objectives and any environmental	A review of plans and programmes and key messages for WSNP was carried out as part of the Sustainability Appraisal scoping process.	<p>Sustainability Appraisal Report Section 3</p> <p>Sustainability Appraisal Scoping report</p>

considerations have been taken into account during its preparation.		
6 The likely significant effects on the environment, including short, medium and long-term effects, permanent and temporary effects, positive and negative effects and secondary, cumulative and synergistic effects, on issues such as biodiversity; population; human health; fauna; flora; soil; water; air; climatic factors; material assets; cultural heritage; including architectural and archaeological heritage; landscape; and inter-relationships between the above issues.	The sustainability assessment process included consideration of the likely significant effects.	Sustainability Appraisal Report Section 7 – <i>Current Appraisal Findings</i>
7 The measures envisaged to prevent, reduce and as fully as possible offset any significant adverse effects on the environment of implementing the plan or programme.	The sustainability assessment process included consideration of mitigation.	Sustainability Appraisal Report
8 An outline of the reasons for selecting the alternatives dealt with, and a description of how the assessment was undertaken including any difficulties (such as technical deficiencies or lack of know-how) encountered in compiling the required information.	The sustainability assessment process included analysis of alternatives and the assessment process was documented	Sustainability Appraisal Report Section 5 - <i>Assessment of Policies</i> and Section 6 - <i>Assessment of Reasonable Policy Alternatives</i>
9 A description of the measures envisaged concerning monitoring in accordance with regulation 17: "The responsible authority shall monitor the significant environmental effects of the implementation of each plan or programme with the purpose of identifying unforeseen adverse effects at an early stage and being able to undertake appropriate remedial action".	The WSNP team developed monitoring indicators for the Plan	Sustainability Appraisal Report Section 8 - <i>Monitoring</i>
10 A non-technical summary of the information provided under paragraphs 1 to 9.		Sustainability Appraisal Report pp. 3-7

- 5.2 A South Oxfordshire District Council (SODC) screening opinion on 11 April 2017 concluded that a Strategic Environmental Assessment (SEA) was required on the Warborough and Shillingford Neighbourhood Development Plan (CNDP). The WSNP process included a full Sustainability Appraisal incorporating all of the requirements for Strategic Environmental Appraisal, as recorded in the Sustainability Appraisal Report which accompanies the WSNP.
- 5.3 The WSNP does not influence the development of other Plans. It is designed to promote sustainable development in line with guidance contained in the National Planning Policy Framework.

- 5.4 A Habitats Regulations assessment identifies whether a plan is likely to have a significant effect on a European site, either alone or in combination with other plans or projects. The 11 April 2017 SEA Screening Opinion (noted above) concluded that the WSNP would not have significant effects on Natura 2000 sites and that appropriate assessment was not required.
- 5.5 The Plan is fully compatible with Convention rights contained in the Human Rights Act 1988. There has been full and adequate opportunity for all interested parties to take part in the preparation of the Plan and to make their comments known.

## Appendix 1: Area designation letter

The original letter is on South Oxfordshire District Council website:

<http://www.southoxon.gov.uk/services-and-advice/planning-and-building/planning-policy/neighbourhood-plans/warborough-and-shillin>

**Planning Services**  
HEAD OF SERVICE: Adrian Duffield



Listening Learning Leading

CONTACT OFFICER: Charlotte Colver  
Charlotte.Colver@southoxon.gov.uk  
Tel: 01491 823000

135 Eastern Avenue, Milton Park  
Milton OX14 4SB

Clerk  
**Warborough Parish Council**  
The Greet Hall,  
Thame Road,  
Warborough  
OX10 7DG  
[clerk@warboroughparishcouncil.org](mailto:clerk@warboroughparishcouncil.org)

02 March 2016

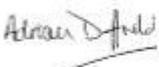
**DECISION REGARDING DESIGNATION OF WARBOROUGH AS A  
NEIGHBOURHOOD AREA UNDER SECTION 61G OF THE TOWN AND COUNTRY  
PLANNING ACT 1990 AS AMENDED**

This letter confirms that on 01 March, the Head of Planning at South Oxfordshire District Council, designated the area shown on Map 1 below as the 'Warborough and Shillingford Neighbourhood Area'. The area comprises the whole of Warborough Parish and the boundaries align with the parish boundaries. This designation has been made for the purposes of preparing a Neighbourhood Development Plan by Warborough Parish Council under section 61G(1) of the Town and Country Planning Act 1990 as amended. The relevant designation information is set out below:

- a) Name of neighbourhood area: Warborough and Shillingford
- b) Map of neighbourhood area included below
- c) Relevant body: Warborough Parish Council

Yours sincerely,

  
Adrian Duffield  
Head of Planning

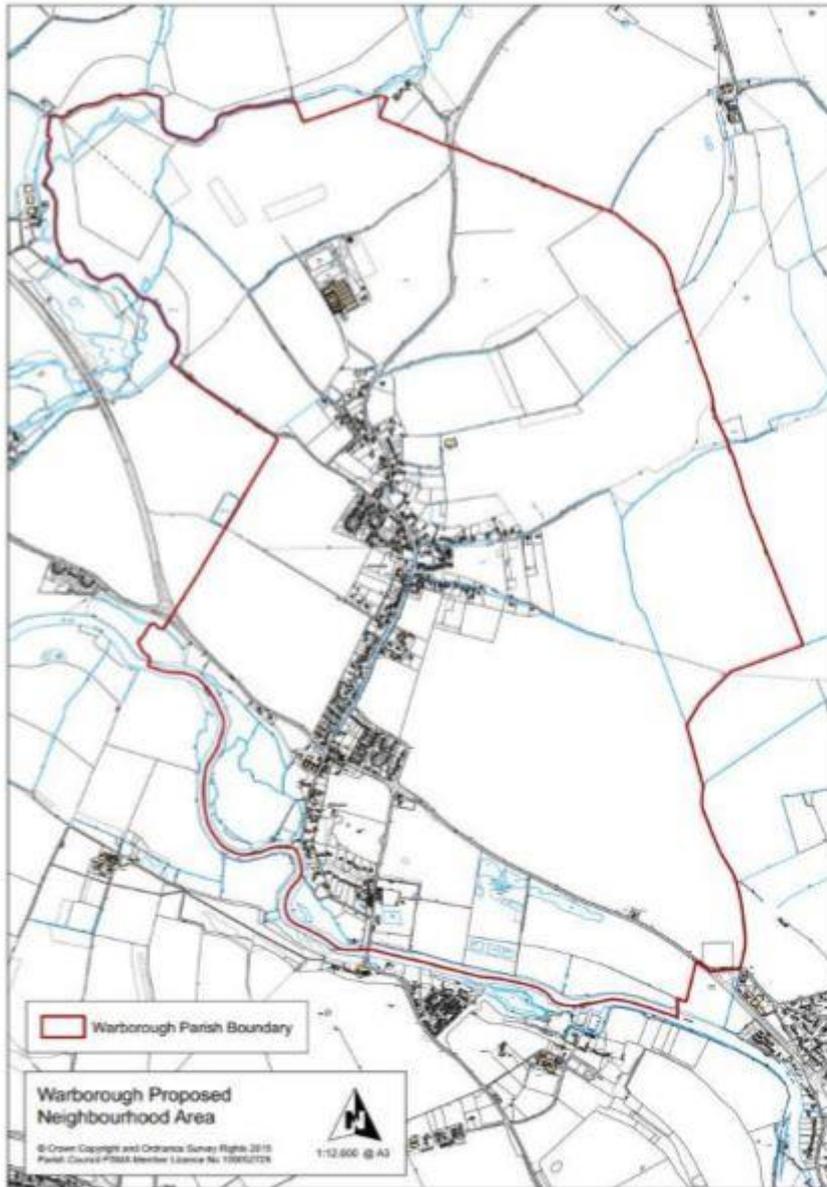
[www.southoxon.gov.uk](http://www.southoxon.gov.uk)





Map 1 Warborough and Shillingford Neighbourhood Area

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