

OLDHAM COUNCIL

LOCAL DEVELOPMENT FRAMEWORK

**OPEN SPACE, SPORT AND RECREATION
PROVISION
SUPPLEMENTARY PLANNING DOCUMENT**

CONSULTATION STATEMENT

Adopted 29th September 2008

OLDHAM COUNCIL LOCAL DEVELOPMENT FRAMEWORK

Supplementary Planning Document

The Government has reformed the system of development planning in England. Development Plans are used to control and guide the development and use of land. As part of the reformed system, Oldham Metropolitan Borough Council must prepare a “Local Development Framework”.

The Local Development Framework will be a folder of different documents, including Development Plan Documents, which set out the Council’s approach to future development in the Borough.

This document is part of a Supplementary Planning Document (SPD). SPDs are documents that expand on policy outlined in a Development Plan Document or provide more detail on it to help in its implementation. They are not formally part of the statutory Development Plan but are material considerations in determining planning applications.

Supplementary Planning Documents have three supporting documents:

- a Sustainability Appraisal,
- a Habitats Regulations Assessment, and
- an Equalities Impact Assessment.

A document outlining who has been consulted in the preparation of the Supplementary Planning Document, and issues they raised, is also available alongside these documents. This is called a Consultation Statement.

If you would like further help in interpreting this document please contact the Strategic Planning and Information section on the following telephone numbers: 0161 770 1673 / 4151.

You can also email the team on spi@oldham.gov.uk.

All documents connected with the Local Development Framework are available on the Council’s web site at www.oldham.gov.uk.

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If you would like to receive this information in another format, such as large print, Braille, audio or alternative languages, please call us on 0161 770 1673 or 4151.

1. Introduction

The Council is required to prepare its Supplementary Planning Documents (SPDs) in accordance with procedures set out in the Town and Country Planning (Local Development) (England) Regulations 2008. Regulation 17 requires that before an SPD is adopted, a Consultation Statement be prepared setting out who was consulted in connection with the preparation of the SPD, how they were consulted, a summary of the main issues raised in those consultations and how the issues have been addressed in the SPD.

The SPD has also been prepared and consulted upon in accordance with the Council's adopted Statement of Community Involvement (SCI).

2. Consultation on the draft SPD

2.1 The draft Open Space, Sport and Recreation Provision SPD was drawn up by officers in the Council's Regeneration Directorate (Strategic Planning and Information section, Area Teams and Environmental Regeneration) and Environmental Services Directorate (Parks and Open Spaces and Development Control). The aim of the SPD is to provide guidance on the implementation of UDP policies R1.1 and R2.1 which seek to protect open space, sport and recreation facilities from inappropriate development and which ensure the provision of new and/or improvements of existing open space, sport or recreation facilities through new residential developments. The SPD will provide guidance on:

- The mechanisms for seeking a replacement facility and/or financial contribution where an open space, sport and recreation facility is lost as a result of development; and
- The mechanisms for seeking open space, sport and recreation provision as part of a residential development.

2.2 As required by the Planning and Compulsory Purchase Act 2004, the Council carried out a Sustainability Appraisal alongside the preparation of the draft SPD. This process incorporated the requirements of the European Commission Directive 2001/42/EEC, which requires a Strategic Environmental Assessment of SPDs. The first stage of this process was the production of a Scoping Report. This involved an initial evidence gathering exercise and the identification of Plan and Sustainability Objectives. The Scoping Report is included as Appendix 1 to the Sustainability Appraisal.

2.3 As part of the Scoping Report process the Council consulted Natural England (formerly the Countryside Agency and English Nature), English Heritage, Environment Agency, Government Office for the North West, North West Regional Assembly, North West Development Agency, Oldham Partnership, Sport England, Greater Manchester Ecology Unit, National Playing Fields Association, Regional Sports Board, Greater Manchester Passenger Transport Executive, Groundwork Oldham and

Rochdale, Oldham Play Partnership, Mersey Basin Campaign,
Government Office for Yorkshire and Humberside and Yorkshire Forward.

2.4 Appendix 1 of this document summarises the comments received and the Council's responses.

2.5 The Council also carried out an Equalities Impact Assessment on the draft SPD in order to assess the potential impact of the SPD on the various equalities categories in the Borough. This was carried out by officers in the Strategic Planning and Information section on 11 February 2008. The resulting document is available to view alongside this SPD.

2.6 The Council also carried out a Habitats Regulations Assessment as required under Article 6(3) and 6(4) of the Habitats Directive as implemented by the draft Habitats Regulations 2006. This involved an ongoing period of consultation with the Greater Manchester Ecology Unit and Natural England. A copy of this Assessment is available to view alongside this SPD.

3. Formal Public Consultation

3.1 The draft SPD was subject to a period of formal consultation from 25 March 2008 to 6 May 2008.

3.2 Appendix 2 contains a list of Specific Consultation bodies and Government Departments that were invited by letter or email to comment on the draft SPD and its supporting documents.

3.3 Appendix 3 contains a list of the General and Other Consultees that were invited to comment on the draft SPD and its accompanying documents.

3.4 A public notice was published in the Oldham Evening Chronicle on 25 March 2008. A press release with details of the SPD was also issued.

3.5 The draft SPD and its supporting documents were available on the Council's website: www.oldham.gov.uk

3.6 The draft SPD and its supporting documents and comments forms were available at public libraries, the Civic Centre One-Stop Shop and Level 12 Planning Reception and Oldham Business Centre.

3.7 All Oldham MBC Councillors and the Oldham Partnership were sent an electronic copy of the draft SPD and its supporting documents.

3.8 A letter or email was sent to those individuals and organisations on the LDF mailing list, and those that have expressed a particular interest in the draft SPD, explaining that the document was available for consultation.

3.9 Flyers with details of the consultation on the draft SPD were sent to primary and secondary schools within the Borough.

Appendix 1

Consultation on the Scoping Report – Comments received and Council’s Response

Respondent	Reference No.	Issue	Council’s Response
English Heritage	004/OS /001/SA	It is not clear from the Scoping Report exactly what the SPD will cover – whether it relates solely to the provision of new space and facilities or whether it will also look at the protection and enhancement of existing open space etc. It is useful to include a brief outline of the anticipated content of the SPD at the beginning of the Scoping Report.	It is acknowledged that more detail could have been incorporated about the anticipated content of the SPD. Paragraph 1.1 of the Scoping Report does however state that the SPD will expand upon policies R1.1 and R2.1 of the adopted Oldham Metropolitan Borough Unitary Development Plan, which relate to the protection and provision of open space, sport and recreation facilities. The purpose of the SPD, as set out in the Council’s Local Development Scheme is: <ul style="list-style-type: none">• The mechanisms for seeking a replacement facility and/or financial contribution where an open space, sport or recreation facility is lost as a result of development;• The mechanisms for seeking open space, sport and recreation provision as part of a residential development.

	004/OS /002/SA	It is suggested that the Green Infrastructure concept may be useful in developing the SPD.	The Green Infrastructure Guide is a draft document at the moment. When finalised, the implications for the SPD will be considered and incorporated if appropriate.
	004/OS /003/SA	Reference should be made in the <i>Relevant Policies, Plans and Programmes</i> section to the European Landscape Convention, which aims to encourage public authorities to adopt policies and measures at local, regional, national and international level for protecting, managing and planning landscapes throughout Europe.	Reference to the European Landscape Convention has been added to the Relevant Policies, Plans and Programmes section of Scoping Report.

	004/OS /004/SA	<p>Regarding section on PPS1 in the <i>Relevant Policies, Plans and Programmes</i> section reference should be made to:</p> <ul style="list-style-type: none"> • Protecting and enhancing the historic environment, quality and character of the countryside (para 5); • Ensuring high quality design (para 5); • A high level of protection to the most valued townscapes and landscapes (para 17); • Enhance as well as protect the historic environment, landscape and townspace character (para 27); • Promotion of design appropriate for its context (para 34/5); and • Reinforcement of local distinctiveness (para 38). 	<p>The SPD aims to facilitate and promote a co-ordinated approach to the provision of open space, sport and recreation within the Borough to meet the needs of the local community (i.e. by focusing section 106 contributions towards those areas where there are deficiencies in provision). Through which it will help to protect and enhance existing open space and facilitate the creation of new, contributing to the development of sustainable communities.</p> <p>It is felt that those elements of PPS1, currently identified in the Table 1 of the Scoping Report are the most relevant to the SPD. There are policies within the UDP that seek to protect the historic environment and landscape character. There is also a range of policies relating to design, which will be supplemented by the forthcoming Urban Design Guide SPD. ¹</p>
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¹ The Urban Design Guide was Adopted in October 2007.

	004/OS /005/SA	<p>The following documents should also be considered:</p> <ul style="list-style-type: none"> • PPG15: Planning for the Historic Environment; • PPG16: Archaeology and Planning; • The Historic Environment: a Force for our Future (DCMS, 2001); • Streets for All (English Heritage); and • Conservation Area Appraisals. 	<p>These documents were assessed as part of preparing the Scoping Report however due to the subject of the SPD they were not considered to be appropriate.</p> <p>Again there are policies within the UDP, which seek to protect historic environment and archaeological features.</p>
	004/OS /006/SA	<p>Local Needs Assessment and Audit will provide a strong baseline position however if not already done so it should be supplemented by information on the historic interest and significance of the spaces and their context, which should be reflected in Table 2.</p>	<p>The number / extent of conservation areas has been added to the Scoping Report within Table 2.</p>
	004/OS /007/SA	<p>Within the <i>Key Sustainability Issues</i> section there are likely to specific issues and problems relating to the historic environment, such as the need to protect and enhance open spaces of historic value or which contribute to the setting of historic assets.</p>	<p>One of the Key Sustainability Issues now reads: “Need to protect and enhance existing areas of landscape, biodiversity, historic and heritage value.”</p>

	004/OS/008/SA	<p>Additional sustainability objectives suggested:</p> <ul style="list-style-type: none"> • To preserve, protect and enhance sites, features and areas of archaeological, historical and cultural heritage importance; and • Protect, enhance and manage the character and appearance of the landscape and townscape, maintaining and strengthening local distinctiveness and sense of place. 	<p>The Sustainability Appraisal objectives have been reworded to reflect those used in the Core Strategy Scoping Report. It is not felt appropriate therefore to include other objectives. The objective “to provide quality and accessible open space, sport and recreation facilities” would encompass sites of historic or heritage value.</p> <p>The Council are currently preparing an Urban Design Guide SPD which addresses the need to maintain and strengthen local distinctiveness and character. Any proposal would need to accord with the principles set out within this guidance.²</p>
	004/OS/009/SA	<p>English Heritage advises that Oldham’s conservation and archaeological staff of Oldham and Greater Manchester are involved in the preparation of the SPD and its assessment.</p>	<p>The relevant organisations and individuals will be consulted as appropriate during the preparation of the SPD.</p>
	004/OS/010/SA	<p>The SPD objectives should be supplemented by an objective covering the need to protect and enhance open spaces of historic interest and importance, addressing the multi-functional value of open spaces.</p>	<p>The Plan Objectives have been taken from those objectives identified in Chapter 9 of the UDP, it is therefore not felt to be appropriate to amend the wording.</p>

² The Urban Design Guide was Adopted in October 2007.

Natural England	002/OS/001/SA	Amendments are being made to the Habitats Regulations to reflect recent clarification of the status of land-use plans as “plans or projects” under Article 6(3) and 4 of the Habitats Directive. Natural England are awaiting specific guidance on how this will need to be applied in the case of Local Development Frameworks.	A Habitat Regulations Assessment has been undertaken of the draft SPD, prepared on behalf of the Council by the Greater Manchester Ecology Unit. Any further guidance will be taken into account when published.
	002/OS/002/SA	Under the <i>Relevant Policies, Plans and Programmes</i> (UK Section) reference should be made to the Natural Environment and Rural Communities (NERC) Act.	Reference to the NERC Act has been added in the UK section of the <i>Relevant Policies, Plans and Programmes</i> :
	002/OS/003/SA	The following documents should also be considered: <ul style="list-style-type: none"> • Greater Manchester Geodiversity Action Plan; • Environmental Quality in Spatial Planning (Countryside Agency et al); • Accessible Natural Green Space Standards in Towns and Cities (English Nature/Natural England); • The Countryside In and Around Towns (Countryside Agency et al); and • Rising to the Challenge: A Climate Change Action Plan for England’s Northwest (NWDA, 2006). 	Reference to the Greater Manchester Geodiversity Action Plan will be considered when the document is available and added if appropriate. Reference to these documents have been added to the <i>Relevant Policies, Plans and Programmes</i> section of Scoping Report.

	002/OS/ 004/SA	Various sources provided for further Baseline Information.	The list of suggested baseline information has been acknowledged and will be included in the Scoping Report where appropriate.
	002/OS/ 005/SA	The broad sustainability objectives “Effective Protection of the Environment” could be reworded to broaden its goal to read “Effective Protection and Enhancement of the Environment”.	The broad sustainability objectives used within the Scoping Report are taken from the main aims set out in “Securing the Future, Delivering UK Sustainable Development Strategy” and it is not felt to be appropriate to amend this objective.
	002/OS/ 006/SA	Wish to see reference in the Sustainability Issues and Problems section to the consideration of all landscape and biodiversity features, rather than just those elements deemed to be of existing value.	It is acknowledged that it is important to consider all biodiversity and landscape features as part of the LDF. The importance placed on non designated features will be judged on their individual merits taking into account competing interests.

	002/OS/ 007/SA	When assessing objective 7 due consideration should be taken account of the biodiversity interest of brownfield sites.	<p>The comment is noted, however it is not felt appropriate to amend the wording of objective 7 as the Plan Objectives outlined in the Scoping Report have been taken directly from those listed in Chapter 9 of the UDP.</p> <p>Any development of a site would need to be in accordance with the policies set out in the UDP, including those that address biodiversity.</p>
	002/OS/ 008/SA	An objective ought to be included to conserve and enhance the landscape and biodiversity interests that open space, sport and recreational facilities provide.	<p>The comment is noted, however it is not felt appropriate to add another objective as the Plan Objectives outlined in the Scoping Report have been taken directly from those listed in Chapter 9 of the UDP.</p> <p>Any development of a site would need to be in accordance with the policies set out in the UDP, including those that address biodiversity.</p>

North West Regional Assembly	001/OS/ 001/SA	Outlined the current situation regarding the Regional Spatial Strategy, stating that the Adopted RSS now forms an integral part of the development plan and should be given due consideration in the production of the SPD.	The Sustainability Appraisal considers the implications of both adopted RSS and draft RSS. The SPD provides further guidance on the implementation of UDP policies, therefore it is not felt to be appropriate to repeat regional planning guidance within the SPD.
	001/OS/ 002/SA	<p>The following documents should also be considered:</p> <ul style="list-style-type: none"> • NWRA Sustainability Appraisal Toolkit; • North West Best Practice Design Guide; and • The Draft Green Infrastructure Guide for the North West. 	<p>The NWRA Sustainability Appraisal Toolkit forms the basis for how we undertake Sustainability Appraisal.</p> <p>Reference to the North West Best Practice Design Guide has been added to the Relevant Policies, Plans and Programmes section of Scoping Report.</p> <p>The Green Infrastructure Guide is a draft document at the moment. When finalised, the implications for the SPD will be considered and incorporated if appropriate.</p>
Greater Manchester Passenger Transport Executive	119/OS/ 001/SA	The report several times mentions access (i.e. pg 17) and participation (i.e. pg 43). The role of public transport both in accessing facilities, and accessing a	The role of Public Transport in accessing open space, sport and recreation facilities is recognised within the

		healthy lifestyle – such as access to the countryside for outdoor recreation – should be explicitly acknowledged.	UDP (see introduction to Chapter 9 and objective h). The SPD recognised the importance of protecting and maximising opportunities for a network of open spaces and recreational routes across the Borough that contribute to sustainable transport. It cannot however directly deliver Public Transport.
Greater Manchester Ecology Unit	114/OS/001/SA	Under the <i>Relevant Policies, Plans and Programmes</i> (UK Section) reference should be made to the Natural Environment and Rural Communities (NERC) Act.	Reference to the NERC Act has been added in the UK section of the <i>Relevant Policies, Plans and Programmes</i> :
	114/OS/002/SA	Welcome the inclusion of the “need to protect and enhance existing areas of landscape and biodiversity value” as a key issues, however the creation of new areas of biodiversity value should also be identified.	It is acknowledged that it is important to consider all biodiversity and landscape features as part of the LDF. The importance placed on non designated features will be judged on their individual merits taking into account competing interests.

	114/OS/003/SA	Quality of open space should also be monitored.	The Local Needs Assessment and Audit provides recommendation for local standards of provision. This includes standards of quality, quantity and accessibility. The recommendations will be considered through the Local Development Framework process. Future standards will therefore provide an opportunity and baseline indicator to monitor quality against. In the meantime the number of Green Flag Parks provides an indication of the quality of open space within the borough.
Yorkshire Forward	043/OS/001/SA	No comments	No change required.
Environment Agency	003/OS/001/SA	Under the <i>Relevant Policies, Plans and Programmes</i> (International Section) reference should be made to the EU Water Framework Directive.	Reference has been made to the EU Water Directive in the International section of the Relevant Policies, Plans and Programmes:

	003/OS/ 002/SA	Under the <i>Relevant Policies, Plans and Programmes</i> reference should be made to Planning Policy Statement 25, as the SPD should have regard to the dual use of open land as flood storage and recreation.	Reference to the Planning Policy Statement 25 has been added in the UK section of the Relevant Policies, Plans and Programmes section of the Scoping Report.
	003/OS/ 003/SA	Environment Agency hold a database that may be of assistance during the sustainability process.	The suggested baseline information has been acknowledged and will be included in the Scoping Report where appropriate.
	003/OS/ 004/SA	Water quality and numbers of properties in flood risk should be included within Table 2 as an indicators.	The suggested baseline information has been acknowledged and has been included in the Scoping Report.

Appendix 2

Specific Consultation Bodies and Government Departments consulted on the draft SPD

The following bodies are specific consultation bodies and were consulted by the Council in accordance with its Adopted Statement of Community Involvement:

- The Regional Planning Body (North West Regional Assembly)
- The Environment Agency
- The Historic Buildings and Monuments Commission for England (English Heritage)
- Natural England
- The Highways Agency
- Local Planning Authorities, County Councils or Parish Councils, any part of whose area is in or adjoins the Borough
- A Regional Development Agency whose area is in or adjoins the Borough
- Any person to whom the electronic communications code applies by virtue of a direction given under Section 106 (3) (a) of the Communications Act 2003
- Any person who owns or controls electronic communications apparatus situated in any part of the area of the Borough
- The Strategic Health Authority
- A person to whom a licence has been granted under the Section 6(1)(b) or (c) of the Electricity Act 1989
- A person to whom a licence has been granted under Section 7(2) of the Gas Act 1986
- A sewage undertaker
- A water undertaker

Government Departments

The **Government Office for the North West** were consulted by the Council and are the first point of contact for consultation with the following Government Departments:

- Department for Communities and Local Government (DCLG)
- Department for Culture, Media and Sport (DCMS)
- Department for Education and Skills (DfES)
- Department for Environment, Food and Rural Affairs (Defra)
- Department of Trade and Industry (DTI)
- Department for Transport (DfT)
- Home Office

In addition, the Council also consulted the following Government Departments, where appropriate:

- Department of Health (through Regional Public Health Group)
- Ministry of Defence

- Department of Work and Pensions
- Department of Constitutional Affairs
- Office of Government Commerce (Property Advisers to the Civil Estate)

Appendix 3

General and Other Consultees

The following bodies are general consultation bodies and were consulted by the Council, where appropriate, in accordance with its Adopted Statement of Community Involvement:

- Voluntary bodies some or all of whose activities benefit any part of the Borough
- Bodies which represent the interests of different racial, ethnic or national groups in the Borough
- Bodies which represent the interests of different religious groups in the Borough
- Bodies which represent the interests of disabled persons in the Borough
- Bodies which represent the interests of persons carrying out business in the Borough

Other Consultees

The Council also consulted the following agencies and organisations, where appropriate:

- Age Concern
- Airport Operators
- British Chemical Distributors and Traders Association
- British Geological Survey
- British Waterways, canal owners and navigation authorities
- Centre for Ecology and Hydrology
- Chambers of Commerce, local Confederation of British Industry and local branches of Institute of Directors
- Church Commissioners
- Civil Aviation Authority
- Coal Authority
- Commission for Architecture and the Built Environment
- Commission for New Towns and English Partnerships
- Commission for Racial Equality
- Crown Estate Office
- Diocesan Board of Finance
- Disabled Persons Transport Advisory Committee (now part of the Inclusive Environment Group)
- Electricity, Gas and Telecommunications Undertakers, and the National Grid Company
- Environmental groups at national, regional and local level, including:
 - (i) Campaign to Protect Rural England (Lancashire branch only)
 - (ii) Friends of the Earth
 - (iii) Royal Society for the Protection of Birds
 - (iv) Wildlife Trusts
- Equal Opportunities Commission
- Fire and Rescue Services

- Forestry Commission
- Freight Transport Association
- Gypsy Council
- Health and Safety Executive
- Help the Aged
- Housing Corporation
- Learning and Skills Councils
- Local Agenda 21 including:
 - (i) Civic Societies
 - (ii) Community Groups
 - (iii) Local Transport Authorities
 - (iv) Local Transport Operators
 - (v) Local Race Equality Councils and other local equality groups
- National Playing Fields Association
- National Trust
- Network Rail
- Passenger Transport Authorities
- Passenger Transport Executives
- Police Architectural Liaison Officers / Crime Prevention Design Advisors
- Port Operators
- Rail Companies and the Rail Freight Group
- Regional Housing Boards
- Regional Sports Boards
- Road Haulage Association
- Royal Mail Group plc
- Sport England
- The Home Builders Federation
- Traveller Law Reform Coalition
- Water Companies
- Women's National Commission

LDF Mailing List

The Council also notified those individuals and organisations on the LDF mailing list that consultation was underway on the draft SPD and accompanying documents.

COUNCIL'S CONSULTATION ON OPEN SPACE, SPORT AND RECREATION PROVISION

Oldham Council has prepared a draft Supplementary Planning Document (SPD) that will provide advice and guidance on how to implement the Open Space, Sport and Recreation Provision policies in the Oldham Metropolitan Borough Unitary Development Plan.

The Council is inviting comments on this document during a six-week period that runs from **25 March 2008 to 6 May 2008**.

Councillor Hibbert, Cabinet Member for Environment and Regeneration said: "This is a good opportunity for people in the Borough to have their say on how open space, sport and recreation provision should be taken into account when considering new developments."

The documents may be seen on the Council's website at www.oldham.gov.uk, as well as at local libraries, Civic Centre Planning Reception (Level 12) and One Stop Shop and Oldham Business Centre.

If you would like to know more, or to find out how to comment, please contact the Strategic Planning and Information section on (0161) 770 ext 1673 or 4151 or email spi@oldham.gov.uk.

Appendix 5 – Responses to Consultation on draft SPD and Supporting Documents

Supplementary Planning Document on: Open Space, Sport and Recreation Provision

In accordance with Regulation 19 (a)(i) of the Town and Country Planning (Local Development) (England) Regulations 2004, this statement sets out a summary of the main issues raised in representations received to the consultation on the draft Open Space, Sport and Recreation Provision Supplementary Planning Document, and how these have been addressed.

(Comments with reference number ending in SPD relate to the draft SPD, those ending in SA relate to the Sustainability Appraisal, those ending in HRA relate to the Habitat Regulations Assessment.)

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
1	North West Regional Assembly	1/OS/001/SPD	General response. Not specific to the SPD	N/A	None required.
2	Commission for Architecture and the Built Environment (CABE)	80/OS/001/SPD	General response. Not specific to the SPD	N/A	None required.
3	Sustrans	532/OS/001/SPD	Sustrans are interested in the role open spaces play in encouraging more walking and cycling in Oldham and the health benefits that such exercise can	Support	None required.

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
			bring. Happy that this is noted in paragraph 2.3d) and also supportive of other points from section 2 of the SPD		
3	Sustrans	532/OS/002/SPD	Accept that there will be changes to open space, sport and recreation provision under paragraphs 3.10 and 3.11 and highlight that any such changes must follow policies R1.1 and R2.1	Observation	Any applications for development that would affect provision of open space, sport and recreation must follow policies R1.1 and R2.1.
3	Sustrans	532/OS/003/SPD	Highlight the importance of monitoring open space, sport and recreation provision as noted in paragraph 5.1.	Support	None required.
3	Sustrans	532/OS/004/SPD	Express concern that there should not be a gradual diminution of open space, sport and recreation provision in Oldham.	Observation	Quantitative standards of open space, sport and recreation provision are set out in the UDP (para 10.17). These standards have been used to create surplus and deficiency figures of open space, sport and recreation provision (para 4.4 SPD) and will be used in all

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
					applications for development in the Borough to ensure that there is no diminution of provision.
4	Yorkshire Forward	43/OS/001/SPD	No comments to make	N/A	None required.
5	Highways Agency	5/OS/001/SPD	Satisfied with content of SPD. No comments to make.	Support	None required.
6	Equality and Human Rights Commission (EHRC)	001	No comment to make.	N/A	None required.
7	The Theatres Trust	526/OS/001/SPD	No comment to make.	N/A	None required.
8	Sport England	125/OS/001/SPD	Welcome the recognition of the diverse functions of, and benefits associated with, the provision of open space, sport and recreation facilities (para 2.1 SPD).	Support	None required.
8	Sport England	125/OS/002/SPD	Aspirations for the protection, additional provision and enhancement of quality of open spaces (para 2.4 SPD).	Support	None required.
8	Sport England	125/OS/003/SPD	The underpinning of the SPD	Support	None required.

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
			with a PPG17-compliant assessment (para 3.8 SPD)		
8	Sport England	125/OS/004/SPD	The identification of deficiencies and surpluses of provision (Table 1 SPD). Suggests that a map of these statistics would be helpful in revealing areas (and clusters of areas) requiring particular attention.	Support	None required.
8	Sport England	125/OS/005/SPD	Support the monitoring and reviewing of arrangements (section 5 SPD)	Support	None required.
8	Sport England	125/OS/006/SPD	Specification of detailed costs for particular facilities (section 9 SPD).	Support	None required.
8	Sport England	125/OS/007/SPD	The use of a flowchart to illustrate the protocol for securing contributions (Appendix 6 SPD) and worked examples of its application (Appendix 7 SPD).	Support	None required.
8	Sport England	125/OS/008/SPD	Built sport and recreation facilities should be considered alongside open space provision and both explored through the Borough PPG17 Assessment.	Objection	Indoor built facilities used for sport and recreation are not included in Policies R1.1 and R2.1.

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
			<p>Securing planning obligations for built facilities should thus be recognised, particularly given the policy steer in the adopted UDP (section 3, para 3.2, point j, UDP). If indoor facilities are specifically excluded from the consideration in this SPD (being covered by community infrastructure provision elsewhere, for example), this should be explicitly stated.</p>		<p>However Policy R1.2 deals solely with the protection of indoor sport and recreation facilities.</p> <p>Although Policy R1.2 is not included in the Open Space, Sport and Recreation SPD, it will still stand in the UDP.</p>
8	Sport England	125/OS/009/SPD	<p>Commercial developments as well as residential development should be subject to planning obligations. In the context of sport, non-residential developments, such as retail, business/industrial, hospitals and hotels can place pressure on existing sport and recreation facilities, as workers and visitors will use the facilities provided for the residential population. If the impact of non-residential developments on sport and</p>	Objection	<p>UDP Policy R2.1 states that open space, sport and recreation facilities will only be required as a result of new residential developments. Open space policies developed for the Local Development Framework may consider the impact of commercial development on open space, sport and recreation provision.</p>

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
			recreation facility provision is not adequately considered (and no additional provision is made), this can result in additional pressures being placed on nearby facilities and can generate increased travel movements by car.		
8	Sport England	125/OS/010/SPD	For the avoidance of doubt there should be specification of where development contributions might be spent (on items such as pitches, improvements to facilities, drainage etc) and specific exclusions (such as landscaping for aesthetic purposes or routine maintenance – unless specified in the legal agreement).	Objection	The PPG17 Local Needs Assessment and Audit will help to identify priority sites across the Borough where improvements are needed. The physical works that are to be carried out will be agreed on a case-by-case basis.
9	National Trust	117/OS/001/SPD	The SPD is a positive way of implementing the related Policies in the UDP	Support	None required.
9	National Trust	117/OS/002/SPD	The principle of addressing deficiencies and meeting demands for a variety of open spaces is supported	Support	None required.

Number	Individual/ Organisation	Reference Number	Summary of Representations	Support, Objection or Observation	Council's Response
9	National Trust	117/OS/003/SPD	<p>All typologies of open spaces are important for nature conservation and it is considered that provision should be required such that new/improved open spaces will also provide increased bio-diversity. Concern that new provision does not do this.</p> <p>Paragraphs 7.4, 7.14, 8.4, 8.13 and 8.15 of the SPD should include a statement to the effect that the design of open spaces shall include the provision of planting and an appropriate management regime that is designed to enhance biodiversity.</p> <p>The costings for each type of open space provision as dealt with in section 9 should be reviewed to ensure that it includes provision for works related to nature conservation enhancement.</p>	Objection	<p>It is felt that Policy OE2 of the UDP and the aims of the Greater Manchester Biodiversity Action Plan will both ensure that new and improved open spaces in the Borough provide conservation, protection and enhancement of biological diversity</p> <p>The Clean, Green and Parks Scene division of the Council measure the quality of Council owned public open space using the Green Flag Standard, which, along with other key criteria, measures the conservation and heritage of sites.</p> <p>It is therefore felt unnecessary to apply a costing for nature conservation.</p>

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9	National Trust	117/OS/004/SPD	Important to have high quality access routes such as green corridors to a range of open spaces. However corridors should promote wildlife, not just human travel. Requested that the SPD be amended to reflect this.	Objection	It is felt that Policy OE2 of the UDP with its reference to green corridors and their role in promoting wildlife as well as recreational opportunities will be sufficient. The SPD will not be amended.
10	Rochdale Metropolitan Borough Council. Strategic Planning Service	18/OS/001/SPD	No comments to make.	N/A	None required.
11	Environment Agency	3/OS/001/SPD	Supports the proposed SPD.	Support	None required.
12	GMPTE	119/OS/001/SPD	Support the SPD.	Support	None required.
13	Government Office for the North West	45/OS/001/SPD	No comments to make	No comment	None required.
14	Patrick Steele	792/OS/001/SPD	Supports the guidance given on planning obligations as it can mitigate any adverse impact of development on open space sport and recreation provision	Support	None required.
14	Patrick Steele	792/OS/002/SPD	Would like to see reference to the new Community	Objection	CIL levy has not yet been introduced, therefore it is

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			Infrastructure Levy (CIL) as it would provide advantages over the S.106 system.		not appropriate to refer to it in the SPD.
14	Patrick Steele	792/OS/003/SPD	Would like to see 2005 population estimate figures used in the data rather than 2001 census figures.	Objection	The population figures used in the SPD are the estimated 2004 ward figures. These were provided by the Council's Research team as the most accurate and up-to-date figures available.
15	Home Builders Federation (HBF)	122/OS/001/SPD	Considered that planning policies such as planning obligations, which are of a perspective nature, should not be presented in the simple form of a SPD. They should be examined independently as a Development Plan Document	Objection	Circular 05/2005 recommends that local authorities should set out the implications for planning obligations of the relevant topic based policies (such as open space) in a Supplementary Planning Document.
15	Home Builders Federation	122/OS/002/SPD	The HBF object to the requirement that developers have to maintain open space (see paras 7.11 and 7.12 of SPD). It is considered that these policies go beyond the	Objection	The new and improved facilities funded by financial contributions will be predominantly for the benefit of the users of the associated development.

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			requirements of Circular 05/2005.		<p>The SPD is therefore in accordance with paragraph B18 of Circular 05/2005.</p> <p>Costs identified in the SPD provide a contribution towards the maintenance of facilities rather than the full cost. The costs do not cover maintenance for the lifetime of the provision. They will contribute towards to maintenance of the provision for at least 12 years, after which the maintenance of the site will be fully covered by the Council.</p>
15	Home Builders Federation	122/OS/003/SPD	It is considered that developers should only be expected to provide for those facilities / objects which are made necessary by the developments proposed and not simply in order to make up for existing deficiencies in provision or	Objection	It is considered in PPG17 that the new residential developments can place increased pressure on existing open space, sport and recreation provision. It is therefore necessary, as stated in Policy R2.1 of

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			provide benefits for the community at large. It is considered that this suggestion is in accordance with Circular 5/2005. (see paras 7.4 – 7.7 of SPD).		the UDP, for developers to provide new provision and or a payment to the Council to fund either new provision or improvements to existing facilities in the locality of the development. This is in accordance with Circular 5/2005, which states that planning obligations may be secured to mitigate a development's impact (see para B3 and B15 of Circular 5/2005).
15	Home Builders Federation	122/OS/004/SPD	The Home Builders Federation object that the calculations in the SPD presume that each property provided by the developer will be fully occupied to maximum capacity. They believe that often a 1 bed property will be occupied by 1 person rather than 2.	Objection	The Council must be consistent in its approach with regards to the occupation of residential units. The SPD therefore uses maximum occupation levels to calculate costings.
16	Bellway Homes	709/OS/001/SPD	Ask that SPDs reflect national	Observation	None required.

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			policy objectives and that they should not be more prescriptive or onerous than this.		
16	Bellway Homes	709/OS/002/SPD	Ask that policies are sufficiently flexible to enable development to proceed and for brownfield land to be redeveloped and then environment upgraded as a consequence.	Observation	None required.
16	Bellway Homes	709/OS/003/SPD	Would like policies to avoid presenting a firm and inflexible set of costs which may make development not viable.	Observation	Each development is considered on a case-by-case basis. Public open space contributions will vary according to surplus and deficiencies in the area. Standard charges help to speed up negotiations, ensure predictability and promote transparency.
16	Bellway Homes	709/OS/004/SPD	Bellway Homes see renewable energy as evolving policy and feel that the best approach is one which recognises not only the commercial realities but also accepts that there are a wide	Observation	None required.

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			range of solutions to explore as technology and policy evolves.		
17	Natural England	2/OS/001/SPD	The introduction of the SPD requires additional text to explain the relevance and importance of Biodiversity Duty	Objection	A sentence highlighting the importance of Biodiversity Duty has been added to paragraph 2.1 of the SPD.
17	Natural England	2/OS/002/SPD	Natural England welcome the reference in paragraph 2.1 to improving quality of life and health and well being; protecting the environment and supporting biodiversity, animal habitats and nature conservation.	Support	None required.
17	Natural England	2/OS/003/SPD	Natural England welcome the reference in paragraph 7.14 regarding the Rochdale Canal Special Area of Conservation (SAC) and the necessity to ensure that any replacement or creation of new open space, sport and recreation provision would not harm the special nature conservation value of the canal.	Support	None required.
17	Natural England	2/OS/004/SA	Natural England welcome the	Support	None required.

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			reference to the 'need to protect and enhance existing areas of landscape, biodiversity, historic and heritage value' in the Sustainability Appraisal.		
17	Natural England	2/OS/005/SA	As stated in comment 2/OS/004/SA, Natural England welcome the reference to the 'need to protect and enhance existing areas of landscaping, biodiversity, historic and heritage value' in the Sustainability Appraisal. However they feel that such areas that are degraded or in poor condition can also be in need of protection and enhancement and would like to see this reflected in the Sustainability Appraisal	Objection	Stage A4 of the Sustainability Appraisal identifies Sustainability Objective A: To protect and improve the Borough's green infrastructure, biodiversity and geodiversity. This does not specify that the objective refers to existing areas of value and therefore also refers to areas in need of enhancement.
17	Natural England	2/OS/006/SPD	It is noted that comments raised by Natural England in the previous round of consultation have been noted. However there is disappointment that not all comments have been acted upon.	Objection	Comments have now been acted upon where appropriate. See SA document.

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17	Natural England	2/OS/007/HRA	Pleased that the introduction to the document clearly explains the requirement for HRA in terms of legislation	Support	None required.
17	Natural England	2/OS/008/HRA	The purpose and objectives of the SPD are not fully explained in the HRA. Would be useful to include a full summary of the SPD in the HRA.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. Section 2 of the document provides a summary of the SPD.
17	Natural England	2/OS/009/SPD	The SPD would benefit from additional and clearer details on the time scales, size, scale, area and land take/cover.	Objection	Detailed analysis such as time scales, size, scale, area and land take/cover can not be addressed as the SPD does not specify sites for and types of development.
17	Natural England	2/OS/010/HRA	The criteria used to select the European sites being assessed should be related to the pathways/impacts of the plan. For example a new major housing development could have impacts a long distance outside of the Borough.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. The HRA now screens the suite of European sites assessed within the Regional Spatial Strategy Habitats Regulations Assessment (North West

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					Regional Assembly January 2007). See section 3 of the HRA.
17	Natural England	2/OS/011/HRA	It is not clear why the South Pennine Moors Special Protection Area (SPA) has not been included when the South Pennine Moors Special Area of Conservation (SAC) has.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. The revised HRA now includes the South Pennine Moors Special Protection Area (SPA).
17	Natural England	2/OS/012/HRA	There should be greater detail on the European sites. Further information should be included on; the physical area covered by the sites; the conservation objectives; existing baseline conditions; physical and chemical compositions; and the key structural relationships that maintain the integrity of the sites.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. Section 5 of the HRA now gives detailed descriptions of the European sites, including information regarding: the physical area covered by the sites; the conservation objectives; existing baseline conditions; physical and chemical compositions; and the key structural relationships that maintain the integrity of

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					the sites.
17	Natural England	2/OS/013/HRA	Support the inclusion of operations that may damage the special interest of the site.	Support	None required.
17	Natural England	2/OS/014/HRA	There should be a clear reference stating where European site information has been sourced from.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. Paragraph 3.8 of the HRA identifies the source of European site information.
17	Natural England	2/OS/015/HRA	The possible impacts of the SPD have not been fully addressed in the Screening Report.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. It is felt that the HRA now addresses the full impacts of the SPD in the Screening Report.
17	Natural England	2/OS/016/HRA	Rochdale Canal SAC section 5 table of impacts has not identified the possible impact of angling as a recreational activity that could be encouraged by this SPD.	Objection	The SPD covers open space, sport and recreation facilities as identified in Policy R1 of the UDP. This does not include angling facilities.
17	Natural England	2/OS/017/SPD	Support the supporting statements in the SPD that seek to clarify protection of	Support	None required.

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			biodiversity interests.		
17	Natural England	2/OS/018/HRA	Screening tables used to consider the possible impacts of the SPD should be more detailed and include clear reasons for each finding.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. Screening tables now provide detail and include clear reasons for each finding.
17	Natural England	2/OS/019/HRA	There is no consideration of in-combination effects on Natura sites (this SPD acting in-combination with other plans or projects).	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. Section 4 of the HRA considers the 'in combination' effects of the SPD with other plans and proposals.
17	Natural England	2/OS/020/HRA	HRA conclusions should be drawn directly in relation to the specifically worded tests of the Regulations and Directive.	Objection	The HRA was revised by the Greater Manchester Ecology Unit in June 2008. The conclusions of the HRA are directly in relation to the specifically worded texts of the Regulations and Directive (section 8 HRA).
18	Geoff Willerton	179/OS/001/SPD	Typing errors and other small	N/A	Accepted. Amendments

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	Head of Planning Services OMBC		amendments highlighted.		have been made.
18	Geoff Willerton Head of Planning Services OMBC	179/OS/002/SPD	Generally the draft SPD is more complicated than guidance currently used by Development Control. However, it is accepted that that the Council needs to adopt a more transparent approach to open space provision in relation to new residential development and that this is offered by the draft SPD.	Observation	None required.
18	Geoff Willerton Head of Planning Services OMBC	179/OS/003/SPD	There is a lot of cross-referencing in the document, which makes fluid reading of the document difficult. It is acknowledged that most users will not be reading the document from cover to cover, though are so many cross-references necessary?	Objection	Cross-referencing has been used where appropriate and necessary.
18	Geoff Willerton Head of Planning Services OMBC	179/OS/004/SPD	The matrix calculating open space commuted sums is more complicated than the current system. Errors were detected in 'example 1'.	Objection	Errors in figures have been eliminated from the SPD. See Appendix 7 of SPD.

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18	Geoff Willerton Head of Planning Services OMBC	179/OS/005/SPD	It may be prudent for the Policy Section to calculate a POS commuted sum figure in future consultation responses or, at least concur with the sums Development Control calculate in determining planning applications.	Observation	Strategic Planning will produce a working excel document to ease the calculation of commuted sums.
18	Geoff Willerton Head of Planning Services OMBC	179/OS/006/SPD	It would simplify calculations if the laying out and maintenance cost figures we rounded up/down to the nearest £10.	Objection	Laying out and maintenance cost figures have now been rounded up/down to the nearest £1. It was felt that rounding up/down to the nearest £10 would have too great an impact on the cost figures. See section 9 of the SPD.
19 (Late response)	Jupiter Investments	603/OS/001/SPD	There is a mistake in the maths of calculating a potential deficiency.	Objection	Objection supported and error has been corrected.
19 (Late response)	Jupiter Investments	603/OS/002/SPD	Large parks such as Alexandra Park should not be excluded from surplus and deficiency figures.	Objection	Parks and gardens with areas of 15 hectares and more have not been included in the surplus and deficiency figures although

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					they are still protected by the UDP policies. These larger parks and gardens have been excluded, recognising their Borough-wide function and inappropriateness of providing this level of provision locally. The exclusion of parks and gardens with areas of more than 15 hectares from the surplus and deficiency figures is following the advice of the Oldham PPG17 Local Needs Assessment and Audit conducted by PMP consultancy.
19 (Late response)	Jupiter Investments	603/OS/003/SPD	The cost assumptions used in the calculations of the contributions to be demanded are not correct.	Objection	Our laying out and maintenance figures are correct. The figures are for developments of 5 or more dwellings only. The laying out and maintenance costs will

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					only be applied where there are identified deficiencies of open space, sport and recreation provision.
19 (Late response)	Jupiter Investments	603/OS/004/SPD	National policy guidelines are for Public Open Space to be applicable to developments over 15 houses not the 5 proposed.	Objection	The threshold for applying policy R2.1 is set out in the UDP which has been to public enquiry and has been found to be sound and justified by an independent planning inspector employed by the government.
Other amendments have been made including spelling, grammatical, factual matters and editorial changes which do not affect the substance of the SPD or its supporting documents.					