

PROPOSED ABERDEENSHIRE LOCAL DEVELOPMENT PLAN 2020 RESPONSE FORM

As part of the production of the Local Development Plan, a 'Main Issues Report' was published in January 2019. The responses from these consultations have helped to inform the content of the Proposed Local Development Plan ("the Proposed Plan").

The Aberdeenshire Local Development Plan will direct decision-making on land-use planning issues and planning applications in Aberdeenshire for the 10-year period from 2021 to 2031. The Proposed Plan was agreed by Aberdeenshire Council in March 2020 as the settled view of the Council. However, the Proposed Plan will be subjected to an independent examination and is now open for public comment.

This is your opportunity to tell us if anything should be changed in the Proposed Plan, and why.

When writing a response to the Proposed Plan it is important to specifically state the modification(s) that you would wish to see to the Plan.

This is the only remaining opportunity to comment on the Proposed Plan. The reasons for any requested changes will be analysed and reported to Scottish Ministers. They will then appoint a person known as a Reporter to conduct a public examination of the Proposed Plan, focusing particularly on any unresolved issues and the changes sought.

Ministers expect representations (or responses) to be concise (no more than 2000 words) and accompanied by limited supporting documents. It is important to ensure that all of the information that you wish to be considered is submitted during this consultation period as there is no further opportunity to provide information, unless specifically asked.

Please email comments to ldp@aberdeenshire.gov.uk or send this form to reach us by 17 July 2020.

We recommend that you keep a copy of your representation for your own records.



ACCESSIBILITY

If you need information from this document in an alternative language or in a Large Print, Easy Read, Braille or BSL, please telephone 01467 536230.

Jeigu pageidaujate šio dokumento kita kalba arba atspausdinto stambiu šriftu, supaprastinta kalba, parašyta Brailio raštu arba britų gestų kalba, prašome skambinti 01467 536230.

Dacă aveți nevoie de informații din acest document într-o altă limbă sau într-un format cu scrisul mare, ușor de citit, tipar pentru nevăzători sau în limbajul semnelor, vă rugăm să telefonați la 01467 536230.

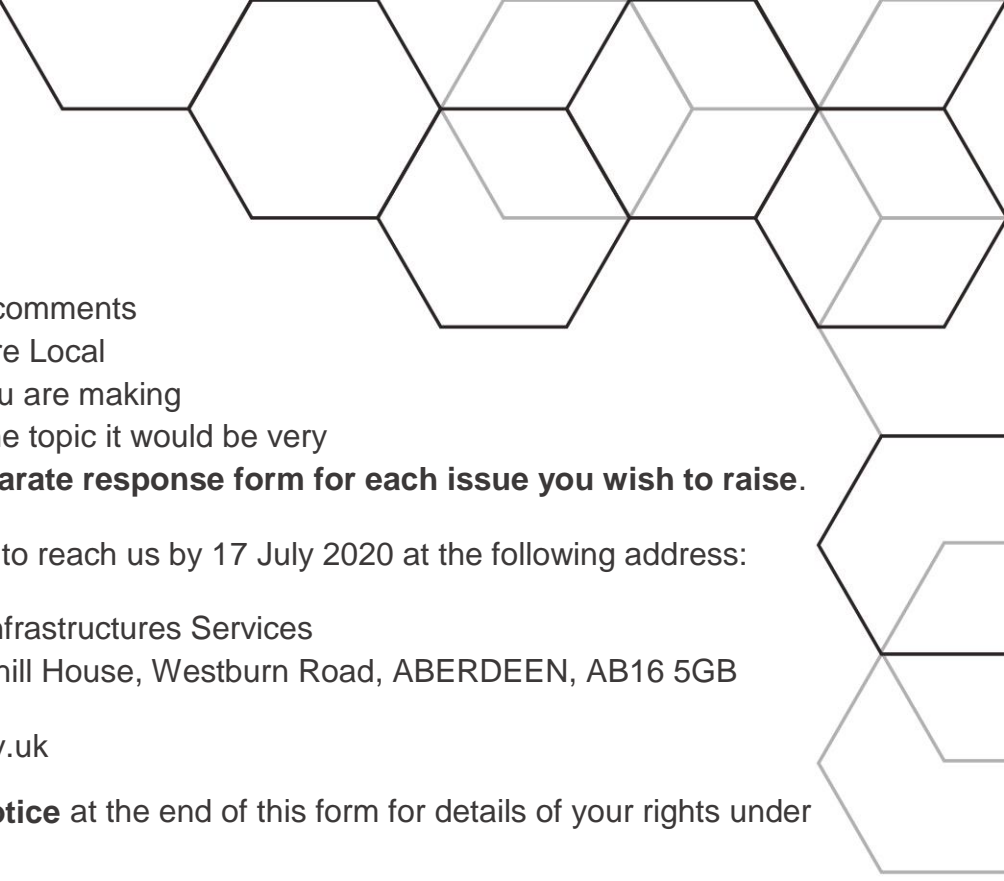
Jeśli potrzebowali będą Państwo informacji z niniejszego dokumentu w innym języku, pisanych dużą czcionką, w wersji łatwej do czytania, w alfabecie Braille'a lub w brytyjskim języku migowym, proszę o telefoniczny kontakt na numer 01467 536230.

Ja jums nepieciešama šai dokumentā sniegtā informācija kādā citā valodā vai lielā drukā, viegli lasāmā tekstā, Braila rakstā vai BSL (britu zīmju valodā), lūdzu, zvaniet uz 01467 536230.

Aberdeenshire Local Development Plan
Woodhill House, Westburn Road, Aberdeen, AB16 5GB

Tel: 01467 536230
Email: ldp@aberdeenshire.gov.uk
Web: www.aberdeenshire.gov.uk/ldp
Follow us on Twitter @ShireLDP

If you wish to contact one of the area planning offices, please call 01467 534333 and ask for the relevant planning office or email planning@aberdeenshire.gov.uk.



Please use this form to make comments on the Proposed Aberdeenshire Local Development Plan 2020. If you are making comments about more than one topic it would be very helpful if you could fill in **a separate response form for each issue you wish to raise**.

Please email or send the form to reach us by 17 July 2020 at the following address:

Post: Planning Policy Team, Infrastructures Services
Aberdeenshire Council, Woodhill House, Westburn Road, ABERDEEN, AB16 5GB

Email: ldp@aberdeenshire.gov.uk

Please refer to our **Privacy Notice** at the end of this form for details of your rights under the Data Protection Act.

YOUR DETAILS

Title:	Mrs
First Name:	Marianne
Surname:	Evans
Date:	15 July 2020
Postal Address:	Stewart Milne Homes, [REDACTED]
Postcode:	[REDACTED]
Telephone Number:	[REDACTED]
Email:	[REDACTED]

Are you happy to receive future correspondence only by email? Yes ☒ No ☐

Are you responding on behalf of another person? Yes ☒ No ☐

If yes who are you representing? Stewart Milne Homes

☒ Tick the box if you would like to subscribe to the Aberdeenshire LDP eNewsletter:

An acknowledgement will be sent to this address soon after the close of consultation.

YOUR COMMENTS

Please provide us with your comments below. We will summarise comments and in our analysis will consider every point that is made. Once we have done this we will write back to you with Aberdeenshire Council's views on the submissions made. We will publish your name as the author of the comment, but will not make your address public.

Modification that you wish to see (please make specific reference to the section of the Proposed Plan you wish to see modified if possible, for example Section 9, paragraph E1.1):

Policy P1 - Layout, Siting and Design

P1.1 The requirement to participate in a Design Review Process should only be required where it can be arranged without delay to the planning application and where there is material benefit to it e.g. the site is adjacent to a conservation area

P1.2 Increase the threshold for a Development Framework/Masterplan from the proposed 50 homes (2ha) to 200 homes (10ha).

Reason for change:

We agree wholeheartedly with the desire to promote good design. However, similar policies to P1 in previous Local Development Plans have not been as successful as they could have been due to poor processes and an overly complex policy. The requirement for a Design Review Process for all applications over 50 homes is unnecessary and causes delay in determining applications. To date these have caused delays and uncertainty in process as they are not regularly convened due to staffing resources and the availability of volunteers to take part in the panels. It should be made clear in the wording of the policy that the design review process will be considered on a case by case basis where material benefit can be secured. In doing so, there can be no delay to the planning application determination.

We do not agree with the need for development frameworks/masterplans for all planning applications in excess of 50 homes. There is no basis for this either in legislation or government guidance. This process was introduced in 2012 through the Adopted Local Development Plan and has resulted in frustration and delays in the planning application process. Any major planning application, i.e. 50 homes or more, requires the submission of a Design and Access Statement which should be sufficient to consider matters of design. Development Frameworks and Masterplans can be a useful tool particularly for large complex developments where there are specific infrastructure requirements and/or multiple landowners. The need for these should be considered on a site by site basis and would generally not be required for developments of under 200 homes. Current practice in Aberdeenshire Council is further frustrating the masterplan process by committees seeking information beyond the requirements of a masterplan. This has resulted in significant additional work and cost and delays to the delivery of homes.

PRIVACY NOTICE

LOCAL DEVELOPMENT PLAN PUBLIC COMMENT

The Data Controller of the information being collected is
Aberdeenshire Council.

The Data Protection Officer can be contacted at Town
House, 34 Low Street, Banff, AB45 1AY.

Email: dataprotection@aberdeenshire.gov.uk

Your information is being collected to use for the following
purposes:

- To provide public comment on the Aberdeenshire Local
Development Plan. The data on the form will be used to
inform Scottish Ministers and individual(s) appointed to
examine the Proposed Local Development Plan 2020. It
will inform the content of the Aberdeenshire Local
Development Plan 2021.

Your information is:

Being collected by Aberdeenshire Council	X
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The Legal Basis for collecting the information is:

Personal Data	
Legal Obligations	X

Where the Legal Basis for processing is either
Performance of a Contract or Legal Obligation, please note
the following consequences of failure to provide the
information:

It is a Statutory Obligation under Section 18 of the Town
and Country (Scotland) Act 1997, as amended, for
Aberdeenshire Council to prepare and publish a Proposed
Local Development plan on which representations must be
made to the planning authority within a prescribed period
of time. Failure to provide details requested in the 'Your
Details' section of this form will result in Aberdeenshire
Council being unable to accept your representation.

Your information will be shared with the following recipients
or categories of recipient:

Members of the public are being given this final
opportunity to comment on the Proposed Aberdeenshire
Local Development Plan. The reasons for any changes
that the Council receives will be analysed and reported to
Scottish Ministers. They will then appoint a person to
conduct a public examination of the Proposed Plan,
focusing particularly on the unresolved issues raised and
the changes sought.

Your name and respondent identification number (provided
to you by Aberdeenshire Council on receipt of your

submission) will be published alongside a copy of your
completed response on the Proposed Local Development
Plan website (contact details and information that is
deemed commercially sensitive will not be made available
to the public).

In accordance with Regulation 22 of the Town and Country
(Development Planning) (Scotland) Regulations 2008
where the appointed person determines that further
representations should be made or further information
should be provided by any person in connection with the
examination of the Proposed Plan the appointed person
may by notice request that person to make such further
representations or to provide such further information.

Your information will be transferred to or stored in the
following countries and the following safeguards are in
place:

Not applicable.

The retention period for the data is:

Aberdeenshire Council will only keep your personal
data for as long as is needed. Aberdeenshire Council
will retain your response and personal data for a retention
period of 5 years from the date upon which it was
collected. After 5 years Aberdeenshire Council will review
whether it is necessary to continue to retain your
information for a longer period. A redacted copy of your
submission will be retained for 5 years beyond the life of
the Local Development Plan 2021, possibly until 2037.

The following automated decision-making, including
profiling, will be undertaken:

Not applicable.

Please note that you have the following rights:

- to withdraw consent at any time, where the Legal Basis
specified above is Consent;
- to lodge a complaint with the Information
Commissioner's Office (after raising the issue with the
Data Protection Officer first);
- to request access to your personal data;
- to data portability, where the legal basis specified above
is:
 - (i) Consent; or
 - (ii) Performance of a Contract;
- to request rectification or erasure of your personal data,
as so far as the legislation permits.

