

Winchester District Gypsy Traveller and Travelling Showpeople Development Plan Document

‘Traveller DPD’

LEGAL COMPLIANCE SELF ASSESSMENT

May 2018



KEY LEGAL REQUIREMENT	
<p>1. Is the DPD identified in the adopted Local Development Scheme (LDS)?</p>	<p>The Traveller DPD was first identified in the Council's October 2015 Local Development Scheme, when it was anticipated that the DPD would identify a pitch target and make appropriate allocations, with adoption expected in June 2018.</p> <p>Pitch targets were subsequently included in the Local Plan Part 2 and the current December 2017 Local Development Scheme sets out the up to date proposals and programme for production of the Traveller DPD, with submission in May 2018 and adoption expected in December 2018.</p>
<p>2. Does the DPD follow the requirements and participation arrangements in the Statement of Community Involvement (SCI) and relevant regulations?</p>	<p>The Statement of Community Involvement was adopted in July 2007 following consultation and examination. The Council is in the process of updating the SCI, but consultation at each stage of the Traveller DPD has been in accordance with the adopted 2007 SCI's requirements and with relevant regulations.</p> <p>Consultation Statements have been prepared and published at each key stage of the development of the Traveller DPD. The Regulation 18 Consultation Statement sets out how the Council met the requirements for notification of commencement of the DPD and initial options consultation. The Reg. 18 Consultation Statement was published alongside the Draft Traveller DPD.</p> <p>The Regulation 19 Consultation Statement sets out details of how the Council consulted at the Draft DPD stage and the issues raised on each policy through the responses received. It shows how the Council addressed the matters raised and met the requirements for this stage of the DPD, and was published alongside the Pre-Submission Traveller DPD.</p>

	<p>The Regulation 22 Statement sets out a summary of how the Council consulted at each stage of the DPD and considers the issues raised on each policy by the responses received on the Pre-Submission DPD. It shows how the Council met the requirements for each stage of the DPD and was submitted with the Traveller DPD (CD12).</p>
<p>3. Has the DPD been subject to a Sustainability Appraisal (SA)?</p>	<p>A comprehensive Regulation 19 Sustainability Appraisal Report was undertaken for the Pre-Submission Plan and sets out how SA was undertaken at each stage, the 'reasonable alternatives' considered and how the DPD was influenced by the outcome of the SA and public consultation. This draws together SA work that was undertaken and published with the Draft DPD (Regulation 18 Sustainability Appraisal Report) and is supplemented by an update note published with the submitted DPD (Note to Accompany Submission Traveller DPD).</p>
<p>4. Has the DPD been subject to a Habitats Regulations Assessment (HRA)?</p>	<p>Each of the SA Reports mentioned above included Habitats Regulations Assessments of the DPD. The results are summarised in Section 7 of the Regulation 19 Sustainability Appraisal Report, which highlights the potential impact of sites within 5.6km of the Solent coastline. The DPD has been amended to require contributions towards mitigation for relevant sites. Overall, the HRA found that the policies and sites in the DPD would not, either alone or in-combination, have impacts on any designated European sites.</p>
<p>5. Is the DPD consistent with National Policy?</p>	<p>The Traveller DPD has been prepared so as to comply with national policy, as set out particularly in the Planning Policy for Traveller Sites (revised 2015) and the NPPF. The Council's '<i>Soundness Self Assessment</i>' sets out in detail the various requirements of Government policy and how the DPD has satisfied them. Although it has not been possible to fully satisfy Government policy in relation to meeting travelling showpersons' needs in full, due to a lack of available sites, the DPD and Local Plan provide a positive policy framework for the consideration of suitable sites which may come forward in the</p>

	future.
6. Does the DPD meet the requirements of the Duty to Cooperate?	The Council has worked with other relevant authorities and bodies in developing the Traveller DPD, both in terms of jointly commissioning the Gypsy and Traveller Accommodation Assessment (GTAA), consultation on the merging DPD, and seeking to meet identified needs. This cooperative working is detailed in the July 2017 Duty to Cooperate Statement , published at the Draft DPD stage, and the January 2018 Duty To Cooperate Statement published with the Pre-Submission DPD. A further Duty To Co-Operate Statement Update was submitted with the DPD in May 2018.
7. Does the DPD meet the requirements of the 2004 Act (as amended) and 2012 Regulations?	The key legislative and regulatory requirements relate to the matters already discussed above.