


Part 1 – Respondent Details

1(a) Personal details									
Title	Mr								
First Name	Peter								
Last Name	Power								
Job Title (where relevant)									
Organisation (where relevant)									
1(b) Agent details <i>Only complete if an agent has been appointed</i>									
Title	Mr								
First Name	Steven								
Last Name	Sensecall								
Job Title (where relevant)	Partner								
Organisation (where relevant)	Kemp & Kemp LLP								
1(c) Contact address details <i>If an agent has been appointed please give their contact details</i>									
Address Line 1	1-3 Ock Street								
Line 2	Abingdon								
Line 3	Oxfordshire								
Line 4									
Postcode	OX14 5AL								
Telephone No.	01865 240001								
Email address	ssensecall@kempandekemp.co.uk								
Are you writing as	<table border="0"> <tr> <td><input checked="" type="checkbox"/> A resident</td> <td><input type="checkbox"/> A parish council</td> </tr> <tr> <td><input type="checkbox"/> A local business</td> <td><input type="checkbox"/> A district council</td> </tr> <tr> <td><input type="checkbox"/> Minerals industry</td> <td><input type="checkbox"/> A county council</td> </tr> <tr> <td><input type="checkbox"/> Waste industry</td> <td><input type="checkbox"/> Other (please specify)</td> </tr> </table>	<input checked="" type="checkbox"/> A resident	<input type="checkbox"/> A parish council	<input type="checkbox"/> A local business	<input type="checkbox"/> A district council	<input type="checkbox"/> Minerals industry	<input type="checkbox"/> A county council	<input type="checkbox"/> Waste industry	<input type="checkbox"/> Other (please specify)
<input checked="" type="checkbox"/> A resident	<input type="checkbox"/> A parish council								
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<input type="checkbox"/> Minerals industry	<input type="checkbox"/> A county council								
<input type="checkbox"/> Waste industry	<input type="checkbox"/> Other (please specify)								

Please tick the appropriate boxes if you wish to be notified of any of the following:	
Publication of the Inspector's report and recommendations	√
Adoption of the Oxfordshire Minerals and Waste Core Strategy	√

Please tick this box if you no longer wish to be notified of any updates regarding the Oxfordshire Minerals and Waste Core Strategy:

Please sign and date the form:			
Signature:		Date:	20.03.2017

Part 2 – Representation

Please complete this part (Part 2) of the form separately for each separate representation you wish to make.

You can find an explanation of the terms used below in the accompanying guidance on making representations.

2(a) State which Proposed Main Modification you are making a representation about

Proposed Main Modification No.
(and part or policy no. or
paragraph if relevant)

MM20, page 48, Policy M3 (4.45)

2(b) Do you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy incorporating the Proposed Main Modifications is: (tick as appropriate)

- (i) Legally compliant? Yes No
- (ii) Sound? Yes No

If you have answered **No** to question 2(b)(ii), please continue to question 2(c). In all other cases, please go to question 2(d).

2(c) Do you consider the Oxfordshire Minerals and Waste Core Strategy incorporating the Proposed Main Modifications is unsound because it is not: (tick as appropriate)

- (i) Positively prepared
- (ii) *Justified*
- (iii) Effective
- (iv) Consistent with national policy

On the following pages, please set out why you think the Minerals and Waste Local Plan Core Strategy incorporating the Proposed Main Modifications is legally non-compliant and/or unsound and any changes you are suggesting should be made to it that would make it legally compliant or sound.

Please note your representation should include as succinctly as possible all the information and evidence necessary to support/justify the representation and the suggested change, as there will not normally be a subsequent opportunity to make further representations based on your representation at this stage.

2(d) Please give details of why you consider the Oxfordshire Minerals and Waste Local Plan Core Strategy incorporating the Proposed Main Modifications is not legally compliant or is unsound. Please be as precise as possible.

If you agree that the Oxfordshire Minerals and Waste Local Plan Core Strategy incorporating the Proposed Main Modifications is legally compliant and/or sound and wish to support this, please also use this box to set out your comments.

The Proposed Modifications to Policy M3 (MM20) include a cross reference to a new Policies Map. This Map is intended to replace the Minerals Key Diagram included in the Submission Draft Plan (August 2015). The new Policies Map is much clearer than the previous Policies Map and is produced on an OS base. This makes it much easier to read/understand, which is to be welcomed. It also confirms however that sand and gravel site nominations SG-08 (Land at Lower Road) and SG-20 (Land between Eynsham and Cassington) are included in Thames, Lower Windrush, & Evenlode Valleys – Standlake to Yarnton Mineral Strategic Resource Area Area 6). Mr Peter Power objects to the inclusion of these parcels of land in the Area 6 Strategic Resource Area.

In a further proposed modification to Policy M3 it states that “specific sites (new quarry sites and/or extensions to existing quarries) ...within the strategic resource areas will be allocated in the Minerals Local Plan: Part 2...”. There is also a new definition of what constitutes a “Strategic Resource Area” in the Glossary to the Plan (MM76) i.e. “a broad area of aggregate minerals resources, which, based on available geological information, contains potentially workable minerals deposits...” It states also that “...the main purpose of the strategic resource areas is to define those areas of the county within which sites will be allocated and not areas where planning permission will necessary be granted.”

This last statement from the Glossary notwithstanding, Mr Power’s concern is that the proposed revisions to Policy M3 will blight large swathes of land where the known constraints are such that it is clear now that gravel extraction in those locations would be contrary to national policy (as set in the National Planning Policy Framework) on Green Belt, flooding, heritage and minerals and the criteria set out in Policy M4 (as proposed to be amended under MM21), particularly those relating to the effect on areas of AONB (criterion g)), ecology (criterion h)), heritage (criterion i)) and flood risk (criterion j)). Site nominations SG-08 and that part of SG-20 that is located north of the A40 fall squarely in to that category, particularly those areas close to Eynsham Mill (see attached Eynsham Mill Site Plan and aerial photograph), which is owned by Mr Power.

The factors that militate against sand and gravel extraction in the vicinity of the Eynsham Mill Hamlet (EMH) are set out in full in Mr Powers ‘duly made’ objections to the Submission Draft Plan (Rep. No 093) and are summarised below:

- EMH and Nature Reserve and is situated alongside and to the west of the Evenlode River in the neck of a flood plain bordered by OS Survey 65 metre contour and is approached by a 500-metre drive/causeway from the south West at not less than 64 metres OAD.
- EMH is a historic and stunning hamlet and is unique in being located in the heart of a flood plain. There are three listed buildings/structures within the EMH all of which are statutorily listed Grade II.
- It is beyond doubt that EMH is an important designated heritage asset; that it has an important role in the history of the nearby village of Eynsham; and that in this context, its open and rural setting is central to its significance.
- EMH is located in Flood Zone 3 and is acutely susceptible to any changes to the local water environment. Extracting sand and gravel from the fields around EMH will permanently change that local water environment and on the evidence of past flooding events, is highly likely to increase the risk of flooding in and around the hamlet.
- The effect of surface water flooding is also a material consideration. The hydrology and levels in and around EMH are such that in times of flood the fields around the hamlet that are within nomination site SG-08 will be permanently flooded for some considerable time and could not be worked without constant pumping.
- Sand and gravel extraction in the three fields to the West of EMH (part of site nomination SG-08) would adversely affect the setting of the Grade II listed EMH and is impractical from a flooding perspective.
- In short, the three fields west of EMH are not developable. This land should therefore be deleted from the Area 6 “Strategic Resource Area” shown on the Policy Map.

Further support for the removal of site nominations SG-08 and that part of SG-20 located north of the A40 from the Area 6 “Strategic Resource Area” can be found in the proposed modifications to paragraph 4.19, which include a reduction in the “additional requirements [for sand and gravel] for which provision needs to be made over the plan period” from 8.866 to 5.0 million tonnes (MM11), and MM16, which proposes that 25% of the additional tonnage required should be provided in northern Oxfordshire and 75% should be provided in southern Oxfordshire. This is on the basis that it is evident from the County’s assessment of productive capacity that the northern part of the

County can provide its 25% quotient without SG-08 and that part of SG-20 located north of the A40.

Continue on a separate sheet or expand the box if necessary

2(e) Please set out the changes(s) you consider necessary to make the Oxfordshire Minerals and Waste Local Plan Core Strategy incorporating the Proposed Main Modifications legally compliant or sound, having regard to the reason you have identified at 2(c) above where this relates to soundness. You should say why this change will make the Core Strategy legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

DELETE site nomination SG-08 (Land at Lower Road) and that part of SG-20 located north of the A40 (Land between Eynsham and Cassington) (see attached plan) from the Thames, Lower Windrush, & Evenlode Valleys – Standlake to Yarnton Mineral Strategic Resource Area as shown on the Policies Map.

Continue on a separate sheet or expand the box if necessary.

Please complete Part 2 of the form separately for each separate representation you wish to make, and submit all the Parts 2s with one copy of Part 1 and Part 3.

Part 3 – Equalities information about you (The Equality Act 2010)

To monitor the effectiveness of this consultation and help us complete our equalities impact assessment we would like to record certain personal details about the people who respond. This information will be separated from both the respondent details and the representations; it will be treated in the strictest confidence; and it will only be used for statistical purposes.