

Mid Sussex District Plan (2021 – 2039) Examination

Action Points arising from Stage 1 hearings.

Day 1

Matter 1: Legal Compliance, Sustainability Appraisal and Habitats Regulations Assessment

Action Point Ref	Action Point	Who	When
AP001	Council to prepare a note on the status of each of the documents published on the Council's Site Allocations Evidence Library webpage (District Plan 2021-2039 Site Allocations Evidence Library - Mid Sussex District Council) which were not prepared by or on behalf of the Council. Each note to set out clearly which aspects of the documents the Council agrees or disagrees with.	Council	13.11.24
AP002	Council to produce a Topic Paper that sets out the Council's approach to meeting the requirements of Chapter 11 of the NPPF in respect of making effective use of land including achieving appropriate densities with reference to the policies of the Plan. It should explain how this has informed the assessment in the Sustainability Appraisal (in particular on page 38); and how the approach has informed the long-term strategy for development within the district including beyond the plan period.	Council	29.11.24
AP003	Council to calculate the oversupply of homes using the standard method figure as it was in the Regulation 19 Submission Draft District Plan (1,090 dwellings per annum) and extending the Plan period by one year to 2040. The updated figure should include the additional year's supply from any proposed site allocations, which will deliver homes beyond 2039 and windfall allowance.	Council	Complete
AP004	Council to obtain written confirmation from Natural England that sets out their position on the Council's updated Habitats Regulations Assessment (post-Regulation 19 version), and in particular the conclusion of 'no adverse effect on integrity'.	Council	13.11.24
AP005	Council to provide evidence on sports and play requirements and existing provision. It should set out how this has informed the Plan and is consistent with	Council	18.11.24

	the provisions of the Framework and the Planning Practice Guidance.		
AP006	Council to review its extant landscape evidence, provide an assessment and confirm whether it remains up to date, having regard to developments that have been delivered or are planned to come forward under the adopted District Plan/Site Allocations DPD.	Council	13.11.24
AP007	Provide heritage evidence to inform site specific policies of the plan.	Council	18.11.24
AP008	Council to propose alternative to 'DPSC' references for the proposed Sustainable Communities site allocations in Chapter 15 of the Plan.	Council	13.11.24
AP009	Council to review Table 9 of the Council's Hearing Statement to Matter 1 Question 20 to determine whether it covers all references to other guidance, studies and standards erroneously set out within the policies of the Plan and whether they remain relevant in the context of the new emerging Plan.	Council	18.11.24
AP010	Council to produce a consolidated Policies Map of the district with each of insets identified.	Council	13.11.24

Day 2

Matter 2: Duty to Cooperate

Action Point Ref	Action Point	Who	When
AP011	Council to prepare a note on why a Statement of Common Ground with the Strategic Planning Board has not been produced.	Council	18.11.24
AP012	Council to add the 'At Crawley Study (2009)' to the Examination Evidence Base webpage.	Council	13.11.24
AP013	Council to provide detailed evidence including email correspondence, agendas, and minutes to support the contention that it has complied with the duty to co-operate with the prescribed bodies throughout the preparation of the Plan up to its submission.	Council	25.11.24

Matter 3: Vision, Objectives and Spatial Strategy

Action Point Ref	Action Point	Who	When
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AP014	Council to prepare a note on the provision of schools on the proposed significant sites and how if built whether there would be any impact on the distribution of existing school provision and travel patterns within the district.	Council	29.11.24
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Day 3

Matter 4: Transport

Action Point Ref	Action Point	Who	When
AP015	Inspector to provide the Council with guidance on the concerns she has on the policies DPT1, DPT2, DPT3, DPI1 and DPI2 to assist the Council in developing the main modifications to these policies.	Inspector	TBC
AP016	Council to work with National Highways and West Sussex County Council to produce a realistic timetable setting out when the work will be completed which will be clear how, if, and how much it will cost to overcome the remaining transport concerns within the Statement of Common Ground between National Highways and the Council.	Council	25.11.24

Day 4

Matter 6: Housing

Action Point Ref	Action Point	Who	When
AP017	Council to produce a note on why the 'prevalence rate' approach was taken to calculating older persons housing needs with reference to the specific circumstances of Mid Sussex. This should set out how this approach relates to the critical need to provide older person's accommodation as set out in the Planning Practice Guidance Note. The Plan suggests that the provision of older persons accommodation should be tempered by a defined need predicated on prevalence rates. The note should include an explanation as to why a need for residential and nursing care has not been identified in the SHMA.	Council	25.11.24
AP018	Council to go through all the housing evidence base and all policy documents, including the SA and the detailed site selection process and relevant topic papers to highlight any explicit instances where the evidence which supported the submitted Plan is not	Council	22.11.24

	<p>consistent with the contention made by the Council during the hearings that the Plan has been prepared in accordance with Option 2 for Policy DPH1 in the Sustainability Appraisal. Where there are inconsistencies, please set out what, if any, are the implications. This should be set out clearly and once complete will be subject to a 10-day consultation period.</p>		
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Day 5

Matter 5: Flood Risk

Action Point Ref	Action Point	Who	When
AP019	Add relevant case law to the Examination Library in relation to surface water flooding and the sequential test.	Council	13.11.24
AP020	In terms of flood risk could the Council set out a general note explaining the implications of the up to date FRAs in the context of the Framework and the previous work which informed the submitted Plan. Then in the interests of completeness, take a granular approach for each site referenced in the site selection process and the SA, linking back to the evidence in the 2024 SFRA's including the exceptions test.	Council	25.11.24