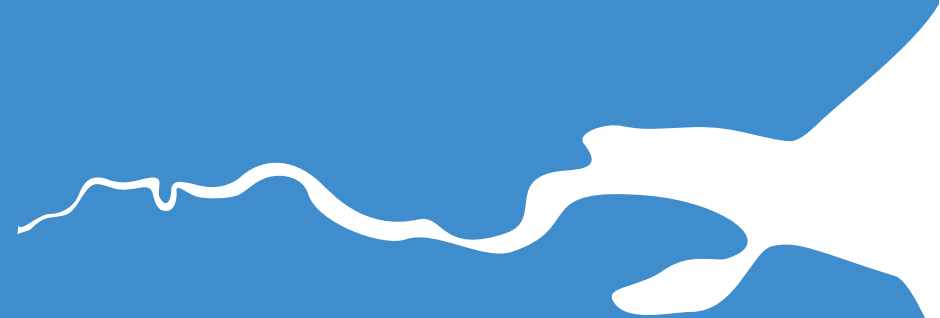


Development Management DPD

Statement of Compliance with Duty to Cooperate

July 2014



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Statement of Compliance: Duty to Cooperate

Southend Borough Council's Development Management Development Plan Document (DM DPD)

1. Overview

- 1.1 This Statement has been prepared by Southend Borough Council in order to outline how the Duty to Cooperate, as now required by Section 33A (1) of the Planning and Compulsory Purchase Act 2004 (as introduced through the Localism Act 2011), has been addressed in the production of the Development Management Development Plan Document (DM DPD).
- 1.2 The duty requires that Southend Borough Council, as a Local Planning Authority, engages constructively, actively and on an on-going basis with relevant or prescribed bodies in regard to the preparation of development plan documents and other strategic matters in order to maximise their effectiveness. An independently appointed Planning Inspector will be appointed to examine the Plan, and in doing so will determine whether or not the legal Duty to Cooperate has been adequately addressed during the preparation of this Plan.
- 1.3 Southend Borough Council has had a strong level of continuous cooperation and engagement with other authorities and public bodies. This cross-boundary and collaborative working is reflected within the DM DPD, which builds upon the spatial strategy established by Southend's adopted Core Strategy DPD (which is itself the product of a high level of cross-boundary, cooperative working). Feedback received during the three consultation stages has been considered and amendments made where appropriate, with every effort having been taken to reach an agreed outcome on those key issues raised as part of the engagement/consultation process, where possible to do so. Southend Borough Council therefore considers that the Duty to Cooperate has been fulfilled in relation to the preparation of this plan and that there are no cross boundary issues arising from the document that have not been addressed through higher level strategic documents, as set out within this Statement.

2. Duty to Cooperate – Legislative and Policy Requirements

- 2.1 Under Section 33A (1) of the Planning and Compulsory Purchase Act 2004 (as introduced through Section 110 of the Localism Act), Local Planning Authorities, such as Southend, and other prescribed bodies have a duty to cooperate on strategic matters during the plan making process to ensure the effectiveness of the plan. Cooperation should take place on issues that require strategic planning

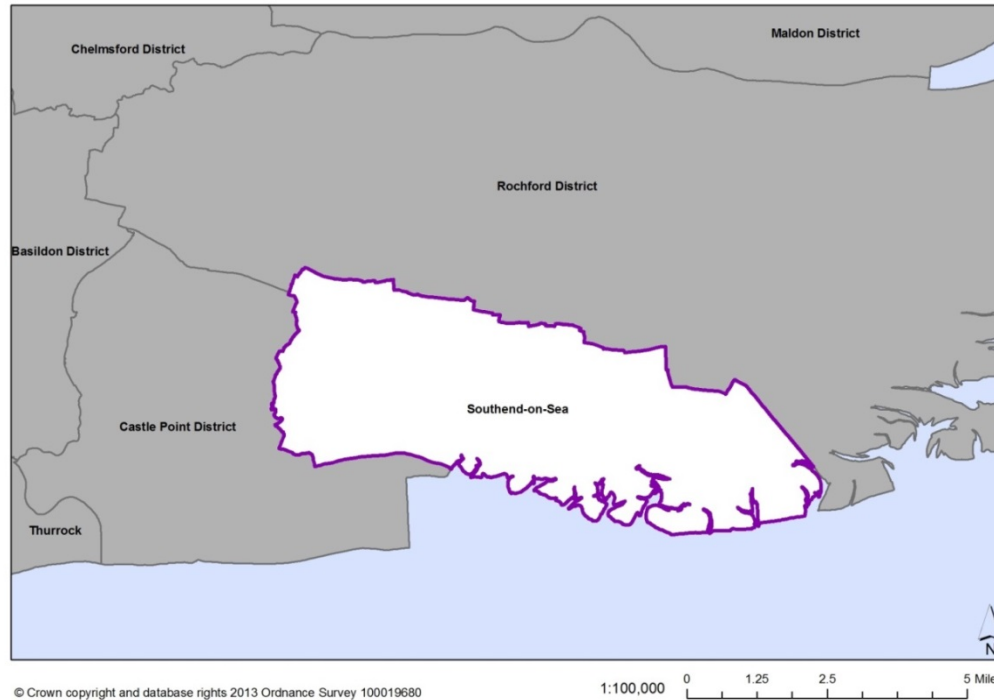
across local boundaries, should be proportionate, and with those bodies as set out in Part 2 of the Town & Country Planning (Local Planning) (England) Regulations 2012.

- 2.2 The National Planning Policy Framework (NPPF), March 2012, builds upon the requirements of the Localism Act in paragraph 156 whereby it sets out the strategic issues where cooperation might be appropriate. Paragraphs 178-181 provides further guidance on planning strategically across boundaries, highlighting the importance of joint working to meet development requirements. Those strategic priorities identified in the NPPF (at paragraph 156) relate to:
- The delivery of homes and jobs needed in an area;
 - The provision of retail, leisure and other commercial development;
 - The provision of infrastructure for transport, telecommunications, waste management, water supply, wastewater, flood risk and coastal change management, and the provision of minerals and energy (including heat);
 - The provision of health, security, community and cultural infrastructure and other local facilities; and
 - Climate change mitigation and adaptation, conservation and enhancement of the natural and historic environment, including landscape.
- 2.3 The NPPF requires the Council, in the production of Local Plans, to plan positively for the development and infrastructure needs in the area to meet the objectives, principles and policies set out within the NPPF. In doing this, the Council is required to work collaboratively to ensure that strategic priorities that cross local boundaries are properly coordinated and clearly reflected in individual local plans.
- 2.4 The DM DPD sets out a suite of local, criteria-based policies for managing development in Southend, addressing matters including design, the historic environment and sustainable transport. It does not contain site allocations or address strategic, cross boundary issues and therefore, cooperation in plan making has been undertaken proportionately to the subject and content of the plan.

3. Southend's Geographical and Planning Policy Context

- 3.1 The Borough of Southend is the eastern-most extremity of the Thames Gateway, lying on the northern side of the Thames Estuary at the point where it meets the North Sea. It has a linear form lying along the coast and, at roughly 13km by 4km, is over three times as wide as it is deep. The Borough is bordered to the north by Rochford District Council and to the west by Castle Point Borough Council, forming part of the wider sub-region of Thames Gateway South Essex (TGSE) along with Basildon and Thurrock (see Map

1); and more widely as part of the South East Local Enterprise Partnership (SE LEP). Southend has controlled all aspects of local administration since becoming a unitary authority in 1998.



Map 1: Southend's Context

- 3.2 Southend sits on a shallow estuary, and its location effectively ruled out a viable existence as a shipping or fishing port here (although by contrast, Old Leigh in the west of the Borough, with its access for shallow-draft vessels along Leigh Creek owes its existence to a working waterfront), although it did lead to one of the Borough's most notable features, the longest pleasure pier in the world, designed to provide access for boats regardless of the tides. The relationship between the town and the estuary has had an inevitable impact on its form, including in the design of the streets, spaces and buildings close to the water.
- 3.3 The predominant land use in the Borough is residential development – notable for the way in which it has expanded as far as possible until constrained by physical barriers such as the seafront. The main retail and civic functions are focussed towards the

seaward edge of the Borough, principally around Southend 'town centre', the district centres of Leigh and Westcliff, and the local centres including Thorpe Bay and Shoebury. A significant area of industrial development is located at Shoeburyness, with later business and industrial areas primarily located to the north of the Borough with access from the A127. London Southend Airport is situated to the north of the Borough within Rochford and is the focus of economic regeneration aspirations for the town and wider region, with the emerging Joint Area Action Plan (JAAP) for London Southend Airport and Environs, produced collaboratively by Southend Borough Council and Rochford District Council.

- 3.4 The Council has an adopted Core Strategy DPD (December 2007) that sets out its spatial strategy and strategic planning policy framework for Southend. It contains the vision and strategic objectives for the spatial strategy, key development principles, detailed core thematic policies and an approach to monitoring and implementation. The Core Strategy is a strategic level document that provides the framework for subsequent DPDs, including the DM DPD.
- 3.5 The DM DPD reflects the spatial strategy and objectives of the Core Strategy DPD and includes more detailed local, criteria-based policies for the management of development within Southend. Where relevant, the DM DPD contains cross-references to relevant Core Strategy Strategic Objectives that the DM policies will assist in delivering. The DM DPD will be used to assess and determine planning applications replacing, once adopted, a number of the Southend Borough Local Plan Saved Policies. It is not the purpose or intent of the DM DPD to allocate strategic sites, and there are no such policies contained within the document. The following sections of this Statement outline how the Council has worked cooperatively in the production of its DM DPD.

4. Implications of the Duty for Southend

- 4.1 The principle of joint or cross-boundary working on strategic matters in order to achieve positive outcomes is well-established in Southend. The Council's adopted Statement of Community Involvement 2013 (www.southend.gov.uk/sci) sets out how and when the community and other stakeholders will be consulted on planning policy documents (as well as planning applications), exceeding the minimum legal requirements for consultation set out in the Planning Acts and regulations.
- 4.2 The Council recognises however that cooperation is a two-way process and while, as the Planning Practice Guidance outlines, this is 'not a duty to agree'¹, it remains committed to collaborative working to seek to address issues positively.

¹ Planning Practice Guidance, Paragraph 001, Reference ID 9-001-2014-0306

5. Identifying Cross-Boundary Issues

- 5.1 Southend's adopted Core Strategy (2007) primarily addresses the broad strategic priorities identified by the NPPF. The purpose of the Development Management policies is to supplement those policies contained within the adopted Southend Core Strategy, providing more detailed, local level policies for the management of development within the town.
- 5.2 The following table sets out each of the policies of the DM DPD in turn, identifying where any potential strategic or cross boundary issues may arise:

POLICY	OVERVIEW	CROSS-BOUNDARY / STRATEGIC ISSUE
<p align="center">P1 Sustainable Development</p>	<p>An overarching 'model policy' which seeks to ensure that the Council takes a positive approach and applies the presumption in favour of sustainable development.</p>	<p>It is not considered that Policy P1 has, or will likely give rise to, any cross-boundary issues. This Model Policy reflects the requirements of the NPPF.</p>
<p align="center">DM1 Design Quality</p>	<p>This policy seeks to ensure high quality, innovative design is at the forefront of all planning applications and decisions in Southend, and that all new development achieves a high design standard that contributes positively to local character and distinctiveness.</p>	<p>It is not considered that this policy has, or is likely to give rise to, any cross-boundary issues as its premise is to secure an acceptable standard of design in new development in Southend.</p>
<p align="center">DM2 Low Carbon Development and Efficient Use of Resources</p>	<p>This policy sets the planning framework, together with Core Strategy Policy KP2, for reducing the consumption of energy and natural resources, seeking to contribute towards securing more sustainable forms of development within the Borough.</p>	<p>The objective of this policy is to secure effective and efficient sustainable development that minimises local contributions to, and the impact of, climate change and the depletion of non-renewable resources. It is not considered that this policy has, or is likely to create, any strategic-level cross-boundary issues with neighbouring authorities. However, if proposals are considered likely to have cross-boundary effects, Southend Council will work jointly with neighbouring authorities.</p>

<p>DM3 The Efficient and Effective Use of Land</p>	<p>This policy seeks to support development that optimises the use of land in Southend in a sustainable manner that responds positively to local character and does not lead to over-intensification.</p>	<p>It is not considered that this policy has, or is likely to create, any cross boundary issues.</p>
<p>DM4 Tall and Large Buildings</p>	<p>This policy sets out the approach and locational preferences for tall / large buildings within the Borough.</p>	<p>It is not considered that this policy has, or is likely to create, any cross boundary issues.</p>
<p>DM5 Southend-on-Sea's Historic Environment</p>	<p>This policy sets the principles for positively conserving and enhancing Southend's heritage assets.</p>	<p>It is not considered that this policy has, or is likely to create, any cross boundary issues.</p>
<p>DM6 The Seafront</p>	<p>This policy recognises the important role the seafront plays in Southend's evolution and heritage, and the varied character along its length, promoting its continued regeneration and sustainable development. It highlights that the foreshore is Southend's most valuable amenity, biodiversity and natural resource, as recognised by local, national and international designations, ensuring that development incorporates measures which will limit an adverse impacts and protect the valuable natural amenity of these areas. It also seeks to address the management of flood risk in the seafront area, in accordance with the adopted Southend Core Strategy DPD (2007) and national policy.</p>	<p>While it is recognised that flooding can span across several administrative boundaries, this policy expands upon the spatial approach set by the Southend Core Strategy, and is informed by the Strategic Flood Risk Assessment (Level 1 and Level 2) and Thames Estuary 2100 Plan and Essex and South Suffolk Shoreline Management Plan. The policy looks to manage flood risk and coastal change by directing, where possible, development away from areas at risk of flooding. It is not considered that this policy has, or is likely to create, any cross boundary issues. However, where proposals are likely to have cross-boundary effects, the Council will work with neighbouring authorities.</p>
<p>DM7 Dwelling Mix, Size and Type</p>	<p>This policy seeks to ensure new housing has regard to the needs and demands of Southend's existing and future resident's and improves the quality and mix of new market and affordable housing in the Borough.</p>	<p>It is not considered that this policy has, or is likely to create, any cross boundary issues. These matters were initially discussed at the TGSE level and translated to the local level in the TGSE Strategic Housing Market Assessment (SHMA). As such it is considered that there</p>

		has been input and outcomes across the appropriate housing market area. Core Strategy Policy CP8 sets the thresholds that trigger the need for affordable housing provision within the Borough, Policy DM7 sets borough-wide targets for tenure and dwelling mix.
DM8 Residential Standards	This policy sets out residential standards that it is expected will be achieved for new development in the Borough, including the creation of lifetime home and homes that are wheelchair adaptable.	A key driver of the setting of residential space standards locally is the NPPF, which requires local authorities to have due regard to the nature of local housing development in relation to current and future demand. It is not considered that this policy has, or is likely to create, any cross boundary issues. Its purpose is to set out space standards for all residential development in the Borough, in order to deliver good quality homes and ensure flexibility.
DM9 Specialist Residential Accommodation	This policy sets out the policy criteria for the delivery of specialist residential accommodation in the Borough.	It is not considered that this policy has, or is likely to create, any cross boundary issues. The purpose of this policy is to ensure that where specialist residential accommodation is proposed within the Borough, that there is a clearly identified need – taking into account key evidence base documents including the Council’s Older Peoples’ Accommodation Strategy, Older Peoples’ Strategy, and the Southend Health and Wellbeing Strategy.
DM10 Employment Sectors	This policy seeks to support the economy of the Borough by promoting and focusing related industries in clusters to help foster specialisms and maximise associated benefits within Southend.	The Southend-on-Sea Local Economic Assessment and Southend-on-Sea Employment Land Review identify a number of key sectoral groups that are considered important to the Borough’s economy and future economic growth. It is not considered that the policy has or will give rise to any cross boundary issues, however where any cross-boundary issues arise, for example with jobs/employment growth in aviation

		industries associated with the growth of London Southend Airport and surrounding business parks, the Council will continue to work jointly with Rochford District Council, with whom it had worked to produce the Joint Area Action Plan for London Southend Airport and its Environs.
DM11 Employment Areas	This policy supports enhancements to the quality of existing employment areas, the retention, enhancement and development of Class B uses within the employment areas as identified by the plan, as well as supporting the promotion of the Employment Growth Areas for increased modern Floorspace.	It is not considered that the policy has or will give rise to any cross boundary issues.
DM12 Visitor Accommodation	This policy recognises the importance of tourism and cultural industries in Southend for sustained economic growth. It identifies key areas for new visitor accommodation, together with the retention of existing visitor accommodation within these key areas.	It is not considered that the policy has or will give rise to any cross boundary issues. Visitor accommodation is an important part of the tourism sector in Southend, as emphasised by the Southend on Sea Local Economic Assessment 2013, which indicates potential for future growth over the next 20 years. It is necessary that the Council manages this growth in a sustainable manner, positively contributing to Southend's regeneration and economic objectives. This policy therefore sets out the approach for managing this growth within Southend.
DM13 Shopping Frontage Management outside the Town Centre	This policy seeks to actively manage the concentration of different use classes within the Primary Shopping Frontages outside of the town centre, to ensure district and local centres remain attractive places to shop.	It is not considered that the policy has or will give rise to any cross boundary issues. The Core Strategy sets out the retail hierarchy and network of centres within the Borough, which was supported by the Retail Study 2011. The approach to managing shopping frontages in the town centre is set out in the Southend Central Area Action Plan.

<p>DM14 Environmental Protection</p>	<p>This policy sets out the Council’s approach to development on land or near land known to be contaminated, or which may be affected by contamination. It also sets out the policy approach to managing development in the vicinity of the cliff frontages, ensuring they take full account of the risk of ground instability.</p>	<p>Contamination, or land instability in the case of the cliff frontages, is likely to be location specific. While it is recognised that there may be potential for contamination to spread, this policy seeks to reduce and mitigate such impacts, and as such it is not considered that this policy has or will give rise to any cross boundary issues.</p>
<p>DM15 Sustainable Transport Management</p>	<p>This policy deals with the role of sustainable transport in Southend. It seeks to prioritise and promote viable alternatives to private vehicle use, the use of smarter choices measures, and sets out the parking standards for the Borough.</p>	<p>It is not considered that this policy has, or will give rise to, any cross boundary issues. It builds upon the approach set out within the Council’s Local Transport Plan, which seeks to reduce the need to travel by car and to broaden the number of travel options available. Where there is potential for a cross boundary approach to new public transport links the Council with work with neighbouring authorities through the TGSE Planning and Transport Board.</p>

5.3 This assessment has led to the conclusion that there are no policies within the Development Management document that give rise to strategic cross-boundary issues with neighbouring authorities. It is noted that flooding can be a cross-boundary issue however the approach to managing flood risk for the seafront area, as set out in Policy DM6, expands upon the Core Strategy which provides the strategic policy approach to managing flood risk in the Borough. The Core Strategy was subject to wide-ranging cooperation during its production, and was prepared in accordance with national planning guidance and the (former) Regional Spatial Strategy.

6. Collaborative and Cross Boundary Working

6.1 The Council has a long history of actively co-operating with its neighbouring authorities of Castle Point Borough Council and Rochford District Council, as well as Essex County Council, and authorities within the wider Thames Gateway South Essex (TGSE) sub-region² (further details of which are set out in Appendix D). The Council’s engagement with its partners in TGSE is central to

² Thames Gateway South Essex consists of Southend-on-Sea Borough Council; Rochford District Council; Castle Point Borough Council; Basildon Borough Council; and Thurrock Borough Council.

producing plans that are based on a cooperative, cross-boundary approach. Many of these relationships were in place prior to the Duty to Cooperate coming into effect. The following table provides an overview of these working relationships:

Organisation / Group / Partnership	Purpose
TGSE Housing Group	Comprised of planning and housing officers representing local authorities in TGSE with the combined objective working collaboratively to produce and update the Strategic Housing Market Assessment (SHMA) to reflect current housing need. The most recent update of the SHMA was produced in 2013. It forms a key element of the evidence base.
TGSE Planning Memorandum of Collaboration	The Memorandum of Collaboration is being taken forward jointly between the five authorities in TGSE to determine an agreed approach for cooperation on key strategic matters such as housing, transport, employment, and green belt. This is currently at an early stage of preparation, however the authorities are proposing a Member workshop to take place later in 2014.
South East Local Enterprise Partnership (SELEP) - South East Local Transport Board	The South East Local Transport Board is a sub-group of the SELEP. Southend is one of six local authorities representatives who, together with three business representatives from Essex, Southend and Thurrock; Kent and Medway; and East Sussex, and invited representatives from the Department for Transport, Highways Agency and Network Rail, are involved in the local prioritisation and overseeing of the delivery of major local transport schemes.
South Essex Planning and Transport Board	The South Essex Planning and Transport Board comprises the five authorities in TGSE and Essex County Council. Its purpose is to promote sustainable development and transportation

	<p>strategies to facilitate economic prosperity, regeneration and improved quality of life for TGSE communities, and to ensure development and transport policy and initiatives influence and are integrated with the wider aspirations of the TGSE and SE LEP. Meetings are held on a quarterly basis, and subsidiary working groups can be set up, where necessary, to address a certain subject and to report back to the Board.</p>
Essex Planning Officers Association (EPOA)	<p>EPOA represents 12 Local Planning Authorities in Essex, as well as two unitary authorities (which includes Southend), with an agreed terms of reference. Head of the planning departments from these authorities meet several times a year to discuss planning issues affecting the whole of Essex, as well as producing planning guidance documents which include: the Gypsy and Traveller Housing Accommodation Needs Assessment for Essex and Southend and Parking Standards – Design and Good Practice. EPOA also commissioned a range of demographic forecasts to be produced on a rolling basis, representing a variety of scenarios defined by different parameters, including migration-led, dwelling-led and economic-led approaches. This is not intended to produce a recommended / preferred approach but to encourage examination of the demography of each area from different perspectives. The partnership is accountable to the Essex Association of Chief Executives.</p>
EPOA Planning Policy Forum	<p>EPOA represents 12 Local Planning Authorities in Essex, as well as two unitary authorities (including Southend). Officers from the Council participate in the planning policy forum, a sub group of the main EPOA forum, set up to provide a general forum for the open discussion of planning policy issues affecting Greater Essex. The group meets quarterly and enables good practice to be shared amongst participants, and facilitates cooperation and</p>

	joint working on issues of a strategic nature and common interest. The Forum also, where relevant, coordinates project work commissioned by the main EPOA forum.
Waste Joint Project Board and Joint Briefing Panel for Local Waste Plan	A Memorandum of Understanding, agreed 17 th March 2009, is in place that agrees to joint working on the Waste Plan between Southend Borough Council and Essex County Council. The Waste Joint Briefing Panel has been established to facilitate this, and is comprised of Officers and Members from both authorities. The Panel doesn't have any decision making/approval powers, but considers documents produced by the Joint Officer Group and seeks to gain agreement between the authorities that can then be taken forward for approval through existing mechanisms in each authority. The Joint Project Board covers the development of the Waste Plan, which is being prepared jointly between Essex County and Southend Borough Council. The Board has the authority for the project to start and proceed to next stages.
East of England Waste Technical Advisory Body	This is a group of Waste Planning Officers from local authorities in the East of England, including Southend and Essex, and other related bodies, including the Environment Agency and Chartered Institute of Waste Management, who meet regularly with the overarching aim of improving planning for waste management by supporting waste planning authorities in their work, working with the community and private sectors to enhance participation, act as a discussion forum, and encourage joint working and contribute to the Duty to Cooperate.
Regional Transport Forum (RTF)	RTF was initially established in 2005 and comprises Portfolio Holder representatives from each of the eleven Transport Authorities in the East of England, including Southend Borough Council. Attendance at Forum meetings also includes

	representatives from the Highways Agency. Representatives from the Department for Transport, Network Rail and other organisations are invited and to attend as appropriate. The Forum meets three to four times a year to discuss transport matters of regional interest and to exchange information on best practice.
Southend Airport Liaison Group	Participants in this group include London Southend Airport, Southend Borough Council, Rochford District Council, Essex County Council, TGSE Partnership (Economic Development) who meet on a monthly basis to discuss the development of the Joint Area Action Plan for London Southend Airport and its Environs, the delivery of infrastructure at London Southend Airport, wider airport and transport matters and feed into the regional transport forum.
Essex Conservation Officers Forum	Conservation Officers from County, Unitary and District Authorities across Essex, together with representatives from English Heritage, discuss issues that affect the historic built environment across Essex, including Building at Risk, and relevant case studies in relation to Conservation Areas, Listed Buildings and Scheduled Ancient Monuments.
Planning Officers Society Community Infrastructure Levy Group	Officers participate in this group which provide participants from over 50 authorities the opportunity to explore the practical implications of developing infrastructure plans, developing CIL charging schedules and collecting and managing CIL funds. The group offers the opportunity to exchange ideas and experience and hear from experts and Local Authority Front Runners.

6.2 Attendance and participation at these meetings and subsequent feedback has been fruitful in gaining an understanding of recent guidance and cross-boundary planning priorities. It is considered that the Council, given its involvement in these groups and on-going partnership arrangements, is in a positive position to continue to facilitate partnership working and that these groups will continue to work collaboratively and effectively to address strategic cross-boundary issues.

6.3 While Local Enterprise Partnerships (LEPs) are not subject to the requirements of the duty, the Council should have regard to the LEPs activities when preparing local plans where these activities are relevant to local plan making. The Council has been proactively engaging with the South East LEP (SE LEP) to discuss strategic matters, including strategic infrastructure projects, to progress priorities and key asks for the Growth Deal for TGSE. As has been identified however, the DM DPD does not address strategic, cross boundary matters, nor does it contain strategic site or land allocations of relevance to the SE LEP.

7. Cooperation in Plan Making

7.1 The Duty to Cooperate (the 'Duty') came into effect in November 2011. The DM DPD was at an advanced stage of preparation at this time, having been through both an Issues and Options and the first Proposed Submission consultation. Nonetheless, it is considered that the work undertaken by Southend Borough Council as part of the preparation of the Development Plan demonstrates on-going cooperation through the plan making process, which has informed the DM DPD. Indeed, the Consultation Statement's published alongside the DM DPD outline the considerable level of community and stakeholder consultation that has taken place to inform the development of the DM DPD. This is summarised below:

Date	Engagement / Cooperation
May 2010	English Heritage, Natural England and the Environment Agency invited to comment on the environmental issues in Southend and how they might be affected by matters dealt within the Development Management DPD. Comments are received from English Heritage on the sustainability assessment.
June/August 2010	Development Management Issues and Options consultation held for an 8-week period under the former Regulation 25, this was accompanied by a Sustainability Appraisal. Under the former Regulation 25 the Council notified those specific consultation bodies and general consultation bodies that it considered may have an interest in the subject of the proposed plan, the statutory bodies listed in the former PPS12 and the associated planning regulations were also formally invited to make representation. Consultation was carried out in accordance with the Council's Statement of Community Involvement, and included prescribed bodies now covered by the Duty to Cooperate, including the Environment Agency, English Heritage and Natural England; a full list of consultees used during the Issues and Options consultation is detailed within Appendix 1 of the Reg 27 DM DPD Consultation Statement, available on the Council's website. Drop-in public exhibitions on the plan were held at The Royals and The Victorias shopping centres on 17/18 th July in order to target residents and visitors to the town centre.
September 2010	Letter sent to Natural England and the Environment Agency inviting comment on the Habitats Regulation Assessment Screening report for the Issues and Options version of the DM DPD.

November 2010	Comments received from Natural England on the Habitats Regulations Assessment Screening Report. Natural England was generally supportive of the Council's suggested options within the Issues and Options consultation, although provided some further commentary on the approach to a number of issues includes flood risk and water management, water recreation, alterations and additions to existing buildings, and contaminated land. In regard to the HRA Screening Report, Natural England commented that this provided an adequate assessment of this stage in the evolution of the plan.
November 2010	Comments received from the Environment Agency (EA) on the Habitats Regulations Assessment Screening Report. The EA concurred with the conclusions of the HRA Screening Report and also highlighted key issues for consideration as the plan progressed. These included: consideration of flood risk and surface water management and the inclusion of Sustainable Drainage Systems.
March 2011	Letter sent to all contacts on the Council's Local Development Framework (LDF) database and all local councillors to inform them of the first Proposed Submission consultation document. The consultation allowed statutory bodies, local groups and organisations, town/parish councils, landowners, residents, developers and other interested parties to comment on the soundness of the plan. Consultation was carried out in accordance with the Council's Statement of Community Involvement, and included prescribed bodies now covered by the Duty to Cooperate, including the Environment Agency, English Heritage and Natural England. Inspection copies were also made available at all public libraries within the Borough, the Civic Centre, and hard copies of the document made available upon request. The document was published on the Council's website together with the public notice and supporting documents, and allowed for comment and viewing via the JDi on line consultation facility. Additionally, posters were provided to local doctors' surgeries, a press release produced, to ensure comprehensive coverage.
July 2012 – December 2013	On-going officer-level cooperation and participation with other TGSE authorities to collaboratively produce an update to the TGSE Strategic Housing Market Assessment (SHMA) which will form part of the evidence base for the DM DPD. This collaborative working led to the publication of the 2013 TGSE SHMA in December 2013.
February 2013	In addition to the statutory consultation events, the Council also undertook informal consultation exercises whereby stakeholders were contacted to discuss specific ideas and proposals. In relation to unsound representations (Rep 1172: EA and Rep 1200: Natural England) on the first Proposed Submission Consultation, in relation to Policy DM15 - Environmental Protection, discussions were held by the Council with Anglian Water, Natural England and the Environment Agency concerning waste water infrastructure. Following discussions with Anglian Water, the Environment Agency and Natural England agreed to withdraw their unsound representations as Anglian Water were able to demonstrate to the Environment Agency that there is capacity at the Southend Waste Water Treatment Works to accept the growth proposed by the Southend Core Strategy (see Appendix A).

February 2014	Informal discussions at Essex Planning Officers Association Planning Policy Forum, whereby officers advised other members of the forum that the Development Management document would be published shortly for consultation. Details of the plan preparation schedule, including that for the DM DPD, added / updated within the document preparation table circulated to officers at each EPOA policy forum meeting to keep other authorities informed of progress.
April 2014	Letter sent to all authorities within Thames Gateway South Essex, including the neighbouring authorities of Rochford and Castle Point, informing them of the forthcoming publication of the Development Management document, notifying them that no cross-boundary issues are envisaged, however providing them with the opportunity to meet with representatives of the Council to discuss the Plan. An example of this letter is included within Appendix B . No requests for subsequent meetings under the duty to cooperate were received.
April 2014 / May 2014	Publication of the Revised Proposed Submission Development Management Development Plan Document (Regulation 19) for a 6 week period of public consultation (Regulation 20). The consultation allowed statutory bodies, other local groups and organisations, town and parish councils, landowners, residents, developers and other interested parties to engage with the process and comment on the soundness of the plan. Consultation was carried out in accordance with the Council's Statement of Community Involvement, and included writing to appropriate general and specific consultees considered relevant to the context of this plan, which does not address strategic cross-boundary matters or include site or land allocations Inspection copies were also made available at all public libraries within the Borough, the Civic Centre, and hard copies of the document made available upon request. The document was published on the Council's website together with the public notice and supporting documents, and allowed for comment and viewing via the JDi on line consultation facility. Additionally, a press release was produced to ensure comprehensive coverage.
June 2014	In total 436 representations were received during the three formal consultation stages of the DM DPD. Of the 54 representations received during the consultation on the Revised Proposed Submission DPD, 6 considered the documents of elements of it to be 'unsound', and 24 considered the document or parts of it were 'sound'. There were also 24 general comments that did not state if the document was either 'unsound' or 'sound'. No objections or unsound representations were raised by specific or general consultees, indeed the 6 unsound representations were raised by just three respondents.
June 2014	Commentary was provided by Natural England in their representation (Ref 1635) to the revised proposed submission DM DPD highlighted that the Habitats Regulation Assessment linked to the DM DPD is dated September 2010 and that the Council needs to be satisfied that the information they are holding is appropriate and current. The representation also outlined that the approach and methodology used in the 2010 Assessment is acceptable to

	Natural England and in line with relevant legislation.
July 2014	In response to Natural England's representation (ref 1635) the Council subsequently produced an addendum to the Habitats Regulation Assessment baseline, confirming that Council is satisfied that the HRA baseline position remains appropriate. It affirms that the DM DPD is a positive plan that will, in combination with the adopted Core Strategy, protect and enhance the integrity of nature conservation sites in accordance with the requirements of Natural England. This conclusion was validated by Natural England who state that they 'do not disagree with the Council's assessment, therefore we accept the Habitats Regulation Assessment as submitted by Southend in respect of this document.' A full copy of this correspondence is provided at Appendix C.

7.2 Further details of cooperation with neighbouring authorities and other bodies relevant to the plan are set out in Appendix D.

7.3 In addition to the Council's cooperative working and engagement on the current and previous consultation stage of the DM DPD, there are a number of other local policy and evidence base documents, themselves the outcome of collaborative, cross-boundary working on strategic planning priorities, which have informed the production of the DM DPD.

Southend Core Strategy DPD (2007)

7.4 Southend's Core Strategy, adopted in 2007 for the plan period 2001 – 2021, sets out the spatial strategy for the Borough. The Core Strategy was prepared in accordance with relevant national planning policy guidance and the regional spatial strategy for the East of England, which endorsed the objectives for the Thames Gateway and set out strategic policies for the regeneration of the area, including specific targets for additional jobs and dwellings in Southend. The Core Strategy is itself therefore the product of collaborative, cross-boundary working, including the Thames Gateway South Essex (TGSE) Partnership, which designated Southend as a 'Zone for Change', along with Basildon and Thurrock, as a catalyst for the delivery of the vision for a regenerated and sustainable TGSE, supported by Rochford and Castle Point as 'Zones of Influence'.

7.5 In order to achieve this, the Core Strategy has the overarching aim of securing a major refocus of function and the long term sustainability of Southend as a significant urban area, recognising that there is a need to release the potential of Southend's land and buildings to achieve measurable improvements in the town's economic prosperity, transportation networks, infrastructure and facilities. This includes safeguarding and improving the standards of the town's amenities and improving the quality of the natural and built environment.

- 7.6 The Core Strategy provides the framework for subsequent DPDs, such as the Development Management DPD (DM DPD), to be brought forward in order to provide more detailed local policies for the management of development, providing the framework in which Southend's unique built environment can be managed, and to ensure successful place making.
- 7.7 The DM DPD sets out the Council's policies for positively managing development in Southend and will be used to assess and determine planning applications replacing, once adopted, a number of the saved policies from the Council's Borough Local Plan. The DM DPD reflects the spatial vision and objectives of the Core Strategy DPD and includes more detailed local policies for the management of development in this context.

Evidence Base Documents and Strategies

- 7.8 Southend Borough Council has produced various technical reports and studies that have fed into the evidence base of its local planning framework. The evidence base documents that have informed the DM DPD are available to download from the Council's website³. A number of these studies were jointly commissioned with neighbouring authorities, and involved cooperating with other authorities and prescribed bodies, such as Essex County Council and the Environment Agency to ensure a joined up approach, collaborative approach. These include, *inter alia*:

Thames Gateway South Essex Strategic Housing Market Assessment (SHMA)

- 7.9 Officers from Southend Council participate in and contribute to the Thames Gateway South Essex Housing Group. The Strategic Housing Market Assessment (SHMA) for TGSE, commissioned by the group was originally produced by GVA Grimley in 2008 and a subsequent update produced in 2010. Most recently, the SHMA has been reviewed and an updated document published in 2013 by Opinion Research Services (ORS). The evidence base provided by these iterations of the SHMA have fed into the development of the housing policies (DM7 and DM8) within the DM DPD, allowing the Council to understand Southend's role in the wider housing market area and, in particular establish an approach to dwelling tenure, mix and size that was based on the results of a collaborative, cross-boundary study.

3

http://www.southend.gov.uk/downloads/file/2520/development_management_dpd_revised_proposed_submission_%E2%80%93_key_documents_and_evidence_base_2014

Essex Thames Gateway Water Cycle Study – Scoping Study Final Report (2009)

7.10 The Essex Thames Gateway Water Cycle Study Scoping Study Final Report (the 'Study') was prepared jointly by Basildon, Castle Point, Rochford, Southend and Essex County Council, and provides a sub-regional review of the existing condition of both the natural water environment and the water infrastructure which serves the population of the South Essex study area. A significant level of growth is proposed within the planning authority areas and this development has the potential to have a negative impact on the water environment, with the potential for there being limitations on the capacity of the infrastructure available to service this new development. The Study provides the basis for informing local policy to ensure water related matters are appropriately addressed within relevant plans.

Southend Strategic Flood Risk Assessment (SFRA) Level 1 (2010) and Level 2 (2010)

7.11 Following the replacement of PPG25 Development and Flood Risk with PPS25: Development and Flood Risk, Southend Borough Council commissioned a revision to the existing Thames Gateway South Essex Strategic Flood Risk Assessment (TGSE SFRA) (2006) to provide up-to-date information regarding flood risk across the Borough, and to inform the preparation of Local Development Documents, including the DM DPD (Policy DM6). Southend's SFRA was carried out in collaboration with the Environment Agency's Anglian and Thames Regions and provides the Council with a stand-alone SFRA that updates on the TGSE SFRA (2006), which addressed flood risk across the whole of South Essex. A range of stakeholders were contacted on behalf on the Council to provide data and information for the Southend SFRA (2010) including: Anglian Water, Essex and Suffolk Water and the Environment Agency Anglian Region; Essex County Council were also consulted.

7.12 The Level 1 Southend SFRA, completed in September 2010, provides an overview of the flood risk issues throughout Southend in order to facilitate a sequential approach during the production of spatial strategies in the future; the Level 2 Southend SFRA, completed in November 2010, provides a more detailed assessment of flood risk to inform the Exception Test. The National Planning Policy Framework (NPPF) states that Local Plans should be supported by a SFRA, and accordingly the SFRA – the product of collaborative working - has been used to inform the seafront policy in the DM DPD (DM6), informing the context for managing flood risk and costal change within the Borough.

Waste Planning

7.13 Separately from the DM DPD, Southend and Essex Councils are working jointly to produce a new replacement Joint Waste Local Plan. A number of evidence base documents have been published and are being produced collaboratively for the joint area, including:

- Waste Capacity Report

- Minerals and Waste Flood Risk Assessment
- Waste Water Treatment Works Needs Assessment
- Greater Essex Local Aggregate Assessment

8. Demonstrating Compliance with the Duty to Cooperate

- 8.1 The Core Strategy DPD (December 2007), which sets the strategic planning framework for the Borough was found sound by a Planning Inspector and was in general conformity with the Regional Spatial Strategy (now revoked), which provided the mechanism for dealing with cross-boundary, strategic issues prior to the introduction of Section 33A to the PCPA (2004) as amended. The DM DPD contains detailed policies that deliver the strategic priorities of the Core Strategy DPD and is therefore at its core the product of a high level of cross-boundary, cooperative working.
- 8.2 The Consultation Statement sets out how statutory bodies were consulted during the statutory consultation stages on the three iterations of the DM DPD. In addition, the Council has ensured continuous dialogue has taken place with neighbouring authorities and other key stakeholders and organisations on issues relating to housing, employment, transport and the environment (including flood risk).
- 8.3 The Council is not aware of any objections to the overall soundness of the DM DPD from adjoining districts or county councils; indeed, as outlined within this statement, it has worked cooperatively with authorities in the TGSE sub-region to produce key evidence base documents on strategic matters relevant to the plan, which incidentally does not include any strategic site allocations.
- 8.4 However, the Council did receive objections on grounds of soundness at the first proposed submission stage from the Environment Agency and Natural England in regard to foul water infrastructure and water quality issues. The Council has worked with the Environment Agency and Anglian Water to facilitate discussion on this matter, in order to reach a mutually agreeable outcome. Following discussions with Anglian Water, the Environment Agency and Natural England agreed to withdraw their unsound representations as Anglian Water were able to demonstrate to the Environment Agency that there is capacity at the Southend Waste Water Treatment Works to accept the growth proposed by the Southend Core Strategy (see **Appendix A**).

9. Continuing Cooperation

- 9.1 While this Statement of Compliance has focussed on the Duty to Cooperate in respect of the preparation of the DM DPD, cooperation is a continuous process and will not end here; indeed, it will continue through plan monitoring and review. A

monitoring framework is set out within the Council's adopted Core Strategy DPD (at Section 11: Monitoring and Review) and within the Development Management DPD (at Appendix One of the DM DPD).

- 9.2 All cooperation will be reported within the Council's Annual Monitoring Report in accordance with Regulation 34(6) of the Town and Country Planning (Local Planning) (England) Regulations 2012.

10. Conclusions

- 10.1 Although the majority of the plan's preparation pre-dated the formal requirements of the Duty to Cooperate, Southend Borough Council has had a strong level of continuous cooperation and engagement with other authorities (in particular Rochford District Council, Castle Point Borough Council and Essex County Council), and public bodies (including the Environment Agency, Natural England and English Heritage), and has participated in a number of joint studies (including the Strategic Housing Market Assessment and Vehicle Parking Standards).
- 10.2 This cross-boundary and collaborative working is reflected within the Development Management DPD, which builds upon the spatial strategy established by Southend's adopted Core Strategy DPD (which is itself the product of a high level of cross-boundary, cooperative working). Feedback received during the three consultation stages has been considered and amendments made where appropriate, with every effort having been taken to reach an agreed outcome on those key issues raised as part of the engagement/consultation process, where possible to do so. Southend Borough Council therefore considers that the Duty to Cooperate has been fulfilled in relation to the preparation of the Development Management document and that there are no cross boundary issues arising from the document that have not been addressed through higher level strategic documents.

Appendix A: Correspondence from Environment Agency and Natural England in relation to Waste Water Treatment Works

Environment Agency



FAO: Mr Mark Sheppard
Southend-on-Sea Borough Council
Planning Department
PO Box 6
Southend-on-Sea
Essex
SS2 6ER

Our ref: AE/2006/000317/OT-04/SB1-L01

Your ref: *

Date: 27 March 2013

Dear Mr Sheppard

Southend-on-Sea – Waterwater Treatment Discussions

We refer to our meeting at your offices on 1 February 2013 and the subsequent email from Anglian Water, received on 28 February 2013, containing flow data for Southend Wastewater Treatment Works (WwTW).

The information provided confirms that there is capacity at Southend WwTW to accept the growth proposed by both Southend Borough Council and Rochford District Council.

We can therefore confirm that we withdraw our unsound representation to your Development Management Policies DPD and will not be raising this concern in your forthcoming re-consultation on the Development Management Policies DPD or Southend Central Area Action Plan. We would however welcome further discussions with you on including references in the text to water quality as discussed at the meeting.

We trust this advice is useful.

Yours sincerely

Mrs Jo Firth
Senior Planning Liaison Officer

Environment Agency
Cobham Road, Ipswich, Suffolk, IP3 9JD.
Customer services line: 08708 506 506
Email: enquiries@environment-agency.gov.uk
www.environment-agency.gov.uk

Natural England

From: Wyatt, Gordon (NE) [mailto: [REDACTED].org.uk]
Sent: 11 December 2013 16:10
To: Mark Sheppard
Cc:
Subject: RE: Southend-on-Sea Development Management DPD

Dear Mr Sheppard,

Thank you for your e-mail regarding the above.

I hereby confirm that, in view of the information contained within the Environment Agency's letter dated 27 March 2013, Natural England wishes to withdraw its previous objection to Policy DM15 Environmental Protection.

Gordon Wyatt
Lead Adviser
Land Use Operations
Natural England
Tel: 01 [REDACTED] [REDACTED]

Please send all consultations to Natural England by email to consultations@naturalengland.org.uk. Or, if it is not possible to consult us electronically then consultations should be sent by post to:

Natural England, Consultation Service, Hornbeam House, Electra Way, Crewe Business Park, Crewe, Cheshire CW1 6GJ

Please be advised that we will respond to your query within our statutory response timeframe and [Customer Service standards](#).

www.naturalengland.org.uk

We are here to secure a healthy natural environment for people to enjoy, where wildlife is protected and England's traditional landscapes are safeguarded for future generations.

In an effort to reduce Natural England's carbon footprint, I will, wherever possible, avoid travelling to meetings and attend via audio, video or web conferencing.

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Appendix B: Example of Duty to Cooperate letter sent to TGSE authorities

Peter Geraghty Head of Planning and Transport

Our ref:	TP/100/299/DM DPD	Telephone:	01702 215004 ext. 5358
Your ref:		Fax:	01702 215465
Date:	21 st March 2014	E-mail:	marksheppard@southend.gov.uk
Contact Name:	Mark Sheppard		DX 2812 Southend

Dear Sir / Madam,

Southend's Revised Proposed Submission Development Management Development Plan Document and the Duty to Cooperate

As you will likely be aware following the notification given at the EPOA Policy meeting on 18th February 2014, Southend-on-Sea Borough Council will shortly be publishing its Revised Proposed Submission version of the Development Management Development Plan Document (DPD) for a six-week period of public consultation.

The Development Management DPD will provide the detailed planning policies for positively managing development in Southend and deliver the vision, objectives and policies of the adopted Core Strategy. It will be used to assess and determine planning applications. The Plan also includes a Policies Map.

Naturally, as a neighbouring authority or one with a potential interest in the Development Management DPD, we will be formally consulting you on the document. We do not envisage there being any cross boundary issues arising from the document, however, given that you may feel that proposals within the document give rise to cross-boundary issues, I wished to alert you to the upcoming consultation in advance of its start; and give you the opportunity to meet representatives of Southend-on-Sea Borough Council to discuss the Plan. If you and / or your Members would like to meet to discuss any potential cross-boundary issues that you feel may arise from the Plan however, I would be happy to arrange such a meeting.

Alternatively, if you have any questions or wish to make any observations in advance of the consultation, please do not hesitate to contact me.

Yours faithfully,

Mark Sheppard

Senior Planner, Strategic Planning
Department for Place

Appendix C: Correspondence from Natural England regarding Habitat Regulation Assessment Baseline

Date: 7 July 2014
Our ref: 125276
Your ref:



Mr Matthew Thomas
Team Leader
Strategic Transport and Planning Policy
Southend on Sea Borough Council
Civic Centre
Victoria Avenue
Southend on Sea
SS2 6ER

Customer Services
Hornbeam House
Crewe Business Park
Electra Way
Crewe
Cheshire
CW1 6JC

T 0300 060 3900

BY EMAIL ONLY

Dear Mr Thomas,

Addendum to Development Management Development Plan Document Habitats Regulations Assessment

Thank you for your correspondence dated 3rd July 2014 together with your colleague, Mark Sheppard's correspondence dated 25th June 2014 in respect of the above consultation document, seeking the views and comments of Natural England on the addendum information provided in response to our letter dated 14th May 2014.

Natural England is the Government agency that works to conserve and enhance biodiversity and landscapes, promote access to the natural environment, and contribute to the way natural resources are managed so that they can be enjoyed now and by future generations

Biodiversity and the natural environment can lead to various opportunities, not just for wildlife activity and connection, but also health, recreation, contributing to climate change adaptation and improving quality of life. The Council could make references to the multiple benefits of green, open, natural space to support these policies.

Habitats Regulation Assessment

The Habitats Regulation Assessment linked to this document on the Council's website is dated September 2010, the Council have now identified that they have reviewed the baseline evidence of this report.

Policies to promote sustainable development and enhance designated areas will be supported by Natural England. This document does not include specific plans or proposal that would result in growth that would have an impact on European sites. Southend Council are satisfied that the information they are holding is appropriate and current, and that having revised the information indicates that it meets the needs of the legislation.

Natural England do not disagree with the Council's assessment, therefore we accept the Habitats Regulation Assessment as submitted by Southend in respect of this document.

Natural England expects to be consulted on projects or applications which have the potential to impact on designated (Natura 2000) sites, should a developer or applicant is unsure that a project or application may have an impact, then consultation/contact with Natural England is encouraged at an early stage to discuss and consider.

In respect of the above Southend Council is reminded that in respect of European sites, consideration will need to be given to functional land, as well as the designated sites themselves. Functional land is used as foraging, commuting and perching land for a variety of species, whilst not designated, forms an intrinsic part of the function and ability of the site for species.

There are also proposals to designate the Thames Estuary as a Marine Conservation Zone (MCZ) in the long term due to its ecological status. Such zones, when identified, would be of the same status as SPAs and SACs, and should receive the highest level of protection.

We really value your feedback to help us improve the service we offer. We have attached a feedback form to this letter and welcome any comments you might have about our service.

For clarification of any points in this letter, please contact [REDACTED] For any new consultations or issues, please contact consultations@naturalengland.org.uk.

Yours faithfully

[REDACTED]
Lead Advisor

For and on behalf of Beds, Essex, Northants, Cambs, Herts

Appendix D: Summary of Cooperation with TGSE Authorities and other bodies

ORGANISATION	NATURE OF COOPERATION / ENGAGEMENT	RESPONSE	OUTCOME / ACTION
Essex County Council	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2014 – duty to cooperate letter sent out to advise of forthcoming consultation on the Revised Proposed Submission consultation.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>June 2010 – response received in support on the preparation of the document.</p> <p>March 2011 – Response received to (Superseded) Proposed Submission Consultation including commentary on the potential for cross referencing policies and referencing the Parklands Vision (2008) within DM2, and to include further references within DM6 to address matters of biodiversity; did not identify any cross boundary issues.</p> <p>March 2014 – no response received, presume that no cross boundary issues identified under the duty to cooperate.</p> <p>April 2014 – Response received to Revised Proposed Submission consultation, did not identify any cross boundary issues.</p>	<p>No action required in relation to the Duty to Cooperate, amendments made to document to include cross referencing of policies and to DM2 to include reference to the Parklands Vision (2008), amendments made to DM6 to include reference to biodiversity and urban greening designations and relevant local studies.</p>
Rochford District Council	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an</p>	<p>June 2010 – no response received, presume no cross boundary issues</p>	<p>No action required in relation to the Duty to Cooperate.</p>

	<p>8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2014 – duty to cooperate letter sent out to advise of forthcoming consultation on the Revised Proposed Submission consultation.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>identified.</p> <p>March 2011 – No response received to (Superseded) Proposed Submission Consultation presume no cross boundary issues identified.</p> <p>March 2014 – no response received, presume that no cross boundary issues identified under the duty to cooperate.</p> <p>April 2014 – No response received to Revised Proposed Submission consultation, presume no cross boundary issues identified.</p>	
Castle Point Borough Council	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2014 – duty to cooperate letter sent out to advise of forthcoming consultation on the Revised Proposed Submission consultation.</p>	<p>June 2010 – no response received, presume no cross boundary issues identified.</p> <p>March 2011 – Response received to (Superseded) Proposed Submission Consultation, did not give rise to any cross boundary issues.</p> <p>March 2014 – no response received, presume that no cross boundary issues identified under the duty to cooperate.</p>	No action required in relation to the Duty to Cooperate.

	April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.	April 2014 – No response received to Revised Proposed Submission consultation, presume no cross boundary issues identified.	
Thurrock Council	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2014 – duty to cooperate letter sent out to advise of forthcoming consultation on the Revised Proposed Submission consultation.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>June 2010 – no response received, presume no cross boundary issues identified.</p> <p>March 2011 – No response received to (Superseded) Proposed Submission Consultation, presume no cross boundary issues identified.</p> <p>March 2014 – no response received, presume that no cross boundary issues identified under the duty to cooperate.</p> <p>April 2014 – No response received to Revised Proposed Submission consultation, presume no cross boundary issues identified.</p>	No action required in relation to the Duty to Cooperate.
Basildon Council	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week</p>	<p>June 2010 – no response received, presume no cross boundary issues identified.</p> <p>March 2011 – No response received to (Superseded) Proposed Submission Consultation presume no cross</p>	No action required in relation to the Duty to Cooperate.

	<p>period.</p> <p>March 2014 – duty to cooperate letter sent out to advise of forthcoming consultation on the Revised Proposed Submission consultation.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>boundary issues identified.</p> <p>March 2014 – no response received, presume that no cross boundary issues identified under the duty to cooperate.</p> <p>April 2014 – Response received to Revised Proposed Submission consultation stating ‘no comment’.</p>	
English Heritage	<p>May 2010 – letter sent to invite comment on the sustainability assessment for the document.</p> <p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>May 2010 – response received, drawing reference to English Heritage guidance on the preparation of SA/SEAs and suggesting a review of the baseline for the historic environment to take account of PPS5.</p> <p>June 2010 – response received, including relevant references within national policy and suggested approach to the monitoring framework.</p> <p>March 2011 – response received, including support for DM5.</p> <p>April 2014 – no response received.</p>	<p>No action required in relation to Duty to Cooperate.</p>

<p>Environment Agency</p>	<p>May 2010 – letter sent to invite comment on the sustainability assessment for the document.</p> <p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>September 2010 – letter sent to invite comment on HRA Screening Report for Issues and Options document.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2013 – meeting held to discuss waste water treatment</p>	<p>May 2010 – no response received.</p> <p>June 2010 – response received, including suggestions to include reference to existing buildings as well as new in regard to low carbon development, together with reference to managing flood risk and costal change and updates in relation to SFRA and TE2100 Plan.</p> <p>November 2010 – response received, concurring with the conclusions of the HRA Screening Report.</p> <p>March 2011 – detailed response received, with comments on waste efficiency and the need to include within DM2, and objections raised in regard to waste water infrastructure capacity in Southend to meet core strategy growth targets; and objections in regard to the wording relating to contaminated land (DM15).</p> <p>March 2013 – following discussion with Anglian Water and Southend Borough Council, objection</p>	<p>Amendment made to DM2 to include focus on sustainable construction and new and existing buildings; additional reference made to TE2100 Plan and SFRA.</p> <p>Meeting held with EA and Anglian Water, who demonstrated there is current capacity within Southend, which saw the subsequent withdrawal</p>
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	<p>capacity with Anglian Water.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>withdrawn.</p> <p>April 2014 - response received to the consultation including commentary and support, no objections raised to the document.</p>	<p>of the EAs objection on 27 March 2013; considered appropriate amendments to DM15 to address objections.</p>
Natural England	<p>May 2010 – letter sent to invite comment on the sustainability assessment for the document.</p> <p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>September 2010 – letter sent to invite comment on HRA Screening Report for Issues and Options document.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2013 – meeting held between Anglian Water and</p>	<p>May 2010 – no response received.</p> <p>June 2010 – response received including commentary that DM10 Water Recreation should include reference to biodiversity interests.</p> <p>November 2010 – response received confirmed that the HRA Screening Report provides an appropriate assessment.</p> <p>March 2011 – in relation to the Environment Agency’s objection, objection received in relation to Policy DM15 in regard to waste water infrastructure capacity and associated risk of impacts on SPA and RAMSAR sites.</p> <p>March 2013 – following discussion with Anglian Water and Southend Borough Council, objection</p>	<p>Reference to national designations and importance of biodiversity addressed within the DM; meeting held with EA and Anglian Water, who demonstrated there is current capacity within Southend, which saw the subsequent withdrawal of Natural England’s objection on 11 December 2013.</p>

	<p>Environment Agency to discuss waste water treatment capacity within Southend in light of objections from EA and Natural England.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>withdrawn.</p> <p>April 2014 - response received and no objections raised, however commentary received regarding the HRA Baseline</p>	<p>An addendum to the published HRA Screening Report, which confirmed that the Council is satisfied that the HRA Baseline remains appropriate, was subsequently produced by the Council and provided to Natural England. Natural England validated the Council's conclusions in this matter by stating that they 'do not disagree with the Council's assessment, therefore we accept the Habitats Regulation Assessment as submitted by Southend in respect of this document'.</p>
Anglian Water	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>March 2013 – meeting held to discuss waste water treatment capacity with Environment Agency.</p>	<p>June 2010 – response received, no comments to make on the document.</p> <p>March 2011 – response received, no comments to make on the document.</p> <p>March 2013 – Anglian Water demonstrated that there is capacity within Southend's waste water</p>	<p>No action required in relation to Duty to Cooperate.</p>

	<p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>treatment works to support growth set out in the core strategy and beyond.</p> <p>April 2014 - No response received.</p>	
Highways Agency	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>June 2010 – response received, no comments made other than to support modal shift from private car use to sustainable modes of travel.</p> <p>March 2011 – response received, no comments to make on the document.</p> <p>April 2014 - No response received.</p>	No action required in relation to Duty to Cooperate.
Network Rail	<p>June 2010 – letter sent to inform of Issues and Option Consultation for an 8 week period.</p> <p>March 2011 – letter sent to inform of (now Superseded) Proposed Submission Consultation for a 6 week period.</p> <p>April 2014 – letter sent to inform of Revised Proposed Submission Consultation for a 6 week period.</p>	<p>June 2010 – no response received.</p> <p>March 2011 – response received, no comments to make on the document.</p> <p>April 2014 - No response received.</p>	No action required in relation to Duty to Cooperate.

