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Eich cyf : Your ref
Ein cyf : Our ref APP30-01-013/4
Dyddiad : Date **11th November 2009**

Dear Mr Davies

Merthyr Tydfil Local Development Plan 2006-2021
Addendum to the Deposit Plan: Further Statement of Focussed Proposed Changes

Thank you for your letter of 22nd October.

We note that this Addendum document includes the sustainability appraisal screening assessment for these Focussed Proposed Changes, together with the sustainability appraisal of the Focussed Proposed Changes (August 2009) as requested .

We have considered how these Further Focussed Proposed Changes (FFPC), together with the previously advertised Focussed Proposed Changes (FPC) and the Schedule of Minor Editorial Changes address our representations to the Deposit LDP. We indicate below whether the changes fully, partially or do not meet the matters raised in our deposit representations; we have used the deposit reference numbers and groupings that you have provided.

Deposit Reps 073/01&02&03 affordable housing TB4

- In relation to FFPC Reference Numbers 48-54 & 59-66 on affordable housing, please refer to our response to FPC i) together with our statement for the examination hearing session.

Deposit Reps 073/04&05&06 mineral safeguarding BW10

- partially (almost fully) met by FPC i) + FFPC Refs 76 + Minor Editorial Changes and the Minerals Background Paper (subject to accuracy of the Proposals Map); please refer to our response to FPC i) together with our statement for the examination hearing session. The remaining issue is that the proposed changes do not address



the need to consider extraction in advance of development for proposed development within coal safeguarding areas.

Deposit Reps 073/07&08&09 mineral proposals /extraction TB8

- partially met:
- in relation to FFPC Reference Numbers 69-73 on minerals, please refer to our response to FPC i) together with our statement for the examination hearing session;
- FFPC Ref 71 – information on mines with planning permission have been added to RJ para 5.8.3, but they also should be shown on the PM;
- FFPC Ref 72 – clarification provided is adequate in relation to where operations may not be acceptable.

Deposit Reps 073/10&11&12 mineral buffer zones TB9

- fully met by FFPC Refs 26, 27, 74, 75, 144

Deposit Reps 073/13&15 – infrastructure, deliverability & monitoring

- not met (no FFPCs relate to our deposit representations)

Deposit Reps 073/14 – flood risk

- not met by FFPC Ref 17 paragraph 3.8.3. The proposed additional text within the paragraph fails to make clear that there needs to be a proven over-riding imperative for any development that falls within the C2 flood plain; the words “may result in the need” are too weak. The proposed final sentence of the paragraph is acceptable.

Deposit Reps 073/16 – employment

- not met by FFPC Refs 28, 29, 80, 85, 86.

Deposit Reps 073/17 – built heritage BW6 & Appendix 1

- fully met by FFPC Ref 11, 92 & 149 + Minor Editorial Changes.

Deposit Reps 073/18 – neighbouring plan area anomalies

- partially met by FPC i) & Minor Editorial Change to 3.10.4 (minerals safeguarding); and Minor Editing Change to 4.4.7 (local landscape designations).

In addition we have two further points:

- **FFPC Ref 33** – please refer to our response to FPC vii); the proposed reasoned justification at paragraph 3.18.3 for the proposed new policy BW18 on contaminated land has not been amended from that contained in the Consultation Report. We continue to consider that the reasoned justification should be on clear how the information referred to in paragraph 3.18.3 would be available to assist developers.
- it is important that **proposed wording changes** deliver the outcomes initially intended; for example FFPC Ref 78 adds a caveat to the policy TB11 which is explained in the revised reasoned justification in relation to the first bullet point of the policy but not to the second; it results in a weakening of the clarity of the policy.

Yours sincerely

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