



**Nottinghamshire
County Council**

Nottinghamshire Minerals Local Plan

**Nottinghamshire County Council Statement in
response to Supplementary Questions**

MATTER 4 – DEVELOPMENT MANAGEMENT POLICIES

Questions 50 - 52

Policy DM4

Question 50. Should Policy DM4 and the supporting text in paragraph 5.56 require net gains in biodiversity?

1. Yes, to ensure consistency with national policy, it is proposed to amend paragraph 3(a) of Policy DM4 to add '*and provides net gains for biodiversity.*' at the end of the paragraph.
2. It is also proposed to amend paragraph 5.57 (rather than 5.56) of the supporting text by amending the first sentence to read '*Biodiversity enhancement, and the need to provide net gains for biodiversity in accordance with national policy, should be seen as a cross-cutting theme and the creation and improvement of habitats will be supported in accordance line with local and national biodiversity targets.*'

Policy DM5

Question 51. The Planning Practice Guidance (ID:8-036-20190721) states that policies may set out criteria against which proposals for development affecting landscapes that have particular value will be assessed. Paragraph 5.62 of the Plan states that national guidance requires such policies. Should this paragraph be amended?

3. Yes, to more accurately reflect national planning guidance it is proposed to amend paragraph 5.62 to read: '*National Planning Guidance states that valued landscapes should be protected and enhanced, and requires The guidance allows for the inclusion of Local Plans to include criteria-based policies in Local Plans against which proposals for any development on or affecting landscapes areas will be judged.*

Policy DM12

Question 52. The wording of paragraphs 5.135 and 5.136 would appear to allow some latitude in determining whether extended aftercare periods are necessary and in using planning agreements to secure aftercare provisions. This would not be consistent with the requirements of Policy DM12 part (5). I suggest the following changes, however the Council may wish to suggest alternative wording.

5.135. (second sentence): ~~Where possible and where appropriate, voluntary~~ Extended aftercare periods will be negotiated for those uses that would benefit from such longer periods and will be secured by condition.

5.136. (second sentence): ~~Developers will be encouraged to enter into~~ Planning agreements will be used to ensure that the appropriate aftercare provisions remain in effect for the required aftercare period.

4. Yes, it is proposed to amend paragraphs 5.135 and 5.136 as suggested.