TO: THE MONITORING OFFICER (TOM CLARK, SOLICITOR TO THE COUNCIL)

RECORD OF ACTION TAKEN BY A CABINET MEMBER UNDER DELEGATED POWERS

Subject: Consultation on potential revisions to Local List of information requirements for planning applications		
Cabinet Member: Cllr. Andrew MacNaughton		
Has the Cabinet Member received a report prior to making the decision?	yes	
In the case of a key decision where the Cabinet Member has received a report, please state the date a copy of the report was made available to the Chair of the relevant Scrutiny Committee and placed in the public domain:		
Record of decision taken:		
Consultation authorised.		
Date of decision:		
Statement of reasons for making the decision:		
Following a review of the local list a Cabinet Member is requested to authorise consultation on potential revisions to the local list of information requirements for planning applications. A further report will be produced after consultation responses have been considered and the Local List revised as necessary.		
The proposed amendments are made in track changes to the local list document and summarised in the table – both are appended to this repo	ort.	
Alternative options considered and rejected:		
The Local List is required to be reviewed every two years. If not the requirements of the List are of no effect and planning applications can be submitted with limited information to aid decision making. This is not an option.		
Code of Conduct Interest of Cabinet Members? If yes, please advise on the nature and whether dispensation in place	е	
Is the decision to be protected from call-in? (i.e if any delay would seriously prejudice the Council's or the public's interest) - see Scrutiny Procedure Rule 14 (M)	No	
If so, please state:		

Of Meiller ?

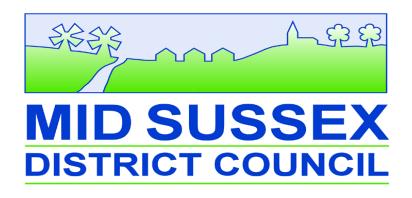
Signed:

Cabinet Member

This record must be forwarded immediately to the Monitoring Officer (TC) and copied to the relevant Cabinet Member.

For Monitoring Officer

Date of publication of Member Information Service Bulletin	
Date of decision can be implemented (on the Thursday after publication of the Member Information Service Bulletin, unless already protected from call-in)	



Validation Criteria for Planning Applications Review March 2020

Report for Councillor Andrew MacNaughton

Background Report

Information Requirements and Validation for Planning Applications

- 1. This report explains the reasoning behind the request to the Cabinet Member to **authorise consultation** on a revised Local List of information requirements for planning applications.
- 2. Mid Sussex District Council adopted a 'Local List' of information requirements for validating planning applications in March 2008. This was carried out in conjunction with the publication of a 'national list' of statutory requirements and the standard national planning application form in April 2008.
- 3. In March 2010 the Government published updated policy on this issue in the form of 'Development Management Policy Annex: Information requirements and validation for planning applications' and 'Guidance on information requirements and validation.' It required a review of existing criteria to be carried out. This work was carried out fully in accordance with national advice and against the principles set out in that document. The revised 'Local List' was adopted in December 2010. This Local List was further reviewed and re published in June 2015, June 2017 and updated in September 2018. It is now time to review the list again.
- 4. The current review is to be carried out in accordance with the statutory tests set out in section 62 (4A) of the Town and Country Planning Act 1990 and Article 11(3)c Town and Country Planning (Development Management Procedure) (England) Order 2015. This requires:
 - Information requests should be reasonable having regard to the nature and scale of the proposed development; and
 - Information requests should relate to matters that it is reasonable to think will be a material consideration in the determination of the application.

The Local List is only valid if it was published or republished in the preceding 2 year period. The current Local List must therefore be reviewed by September 2020 for it to be of effect.

- 5. Advice within National Planning Policy Guidance has also been taken into account. This advises that LPA's should identify the drivers for each item on the local list of information requirements. These should be statutory, policies in the NPPF or development plan or published guidance. Where changes are necessary, the proposals should be issued to the local community, including applicants and agents for consultation. Consultation responses should be taken into account by the LPA when preparing the final revised list.
- 6. The current Local List has been subject to informal internal consultation with relevant consultees and WSCC. The main changes proposed to the current 'Local List' are set out in the attached table and tracked change document. These are generally minor in nature and include updates following the publication of new policy and guidance, the fixing of broken website links to relevant documents and corrections/ improvements resulting from experience gained from the use of the 'Local List' to date.

7. It is proposed to consult on the revised 'Consultation Draft' Local List for a 4 week period. Consultees would include relevant internal and external consultees, those agents who regularly submit planning applications to the Council and the Town and Parish Councils. Responses received will be taken into account in formulating the revised Local List. A further report will be produced for the Cabinet Member before the revised Local List is adopted and published.



Validation criteria for planning applications (including Technical Details Consent) Local requirements

Last review: March 2020

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Plans and Drawings

When is this required?

Plans and drawings will be required for all applications to show the development being applied for.

What should this include?

All submitted plans should be to a standard, identified metric scale. Each application is assessed individually; however as a guide, the drawings required may include:

- Location plan
 - A plan of the existing site.
 - This will be required for all development.
 - o Recommended scale 1:1250.
 - The site boundary <u>must be highlighted-clearly marked in red_and include all land necessary to carry out the development, including access from the public highway.</u>
 Other land owned should be outlined in blue.
 - This will be required for all development.

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- Block plan
 - o A plan of the existing site which <u>must include the area of works marked in red</u> <u>and/or labelledcan include the proposed development highlighted.</u>
 - This will be required for all development.
 - o Recommended scale 1:500.
 - The site boundary must be clearly marked in red and include all land necessary to carry out the development, including access from the public highway. Other land owned should be outlined in blue.
 - This will be required for all development.

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The site boundary highlighted in red.

Existing floorplans

- A layout of the existing arrangement of the building(s). This should show all doors and openings.
- This will be required for all cases where an existing building is being altered or removed.
- Floorplans will be required for any buildings or structures that are to be demolished as part of the application.
- If a change of use is proposed, floorplans including clear labelling of the existing use of each room/area will be required.
- o Recommended scales: 1:50, 1:100
- Existing elevations
 - Drawings showing each side of the existing building that will be altered as part of the application as it stands prior to the applied for works.
 - This will be required for all cases where an existing building is being altered or removed.
 - Where the building adjoins a neighbouring structure, the existing elevation must include enough of the neighbouring property to clearly show the arrangement.
 - Recommended scales: 1:50, 1:100
- Proposed floorplans
 - A layout of the proposed arrangement of the building(s). This should show all doors and openings.
 - This will be required in all cases where a building is to be altered or erected.
 - If a change of use is proposed, floorplans including clear labelling of the proposed use of each room/area will be required.
 - o Recommended scales: 1:50, 1:100
- Proposed elevations
 - Drawings showing each side of the building displaying how it will look following completion of the applied for works.

- o This will be required in all cases where a building is to be altered or erected.
- Where the building adjoins a neighbouring structure, the proposed elevation must include enough of the neighbouring property to clearly show the arrangement.
- Recommended scales: 1:50, 1:100

Roof plan

- A roof plan is a birds-eye view of the roof of the building, which should contain clear labelling showing the direction of the roof slopes and positioning of any roof lights or dormers.
- This will be required if changes to the roof are unable to be adequately described with elevations and floorplans.
- o Recommended scales: 1:50, 1:100

Sections

- o A section is a "cut through" of a site often used to show ground or floor levels.
- This will be required if changes to site or floor levels are proposed as part of the application.

Street Scenes

- Similar to the elevations as described above, however this drawing shows the view of the entire street.
- These will be required for major residential estate developments.

Guidance

Additional guidance on the requirements for each type of planning application can be obtained on our <u>website</u>.

Affordable Housing Statement[TS1][TS2]

When is this required?

An Affordable Housing Statement will be required when the proposed residential development is above the relevant threshold as set out in Policy DP31 of the Mid Sussex District Plan 2014-2031.

Where the Affordable Housing policy cannot be met then a Viability Assessment will be required as detailed on page 30 of this document.

What should this include?

This statement should include:

- Number and mix of proposed residential units including <u>property type</u>, numbers of <u>habitable</u> rooms or bedrooms and proposed number of occupants
- The hHabitable floor space of each of the proposed units.
- Proposed number of each tenure based on 75% Social or Affordable Rent and 25% Shared Ownership or other Intermediate homes
- If different levels or types of affordability or tenure are proposed for different units this should be clearly and fully explained
- Details of any-the Registered Partner who will take over the affordable units Social Landlords acting as partners in the development if this has been determined.
- If an existing building is being redeveloped, the statement should include the size in m² of the existing building and the size in m² of the proposed new development including any remodelling of the existing building.

Guidance

It is strongly recommended that <u>the applicant</u> contacts <u>a member of</u> the District Council's Housing Enabling team **prior** to submitting an application in order to discuss their proposal and to ensure they meet <u>the all</u> affordable housing—and/or starter home requirements. <u>Please see here for further information.</u>

Contact the Housing Enabling Team Manager, helen.blackith@midsussex.gov.uk 01444 477232 Housing Enabling and Development Officer: nicholad.royle@midsussex.gov.uk 01444 477309

Additional information

Please see policy DP31 of the Mid Sussex District Plan 2014-2031.

Affordable Housing SPD (July 2018)

Where the Affordable Housing policy cannot be met then a Viability Assessment will be required as detailed in the above document.

Section 5 Delivering a sufficient supply of homes, of the <u>National Planning Policy Framework</u> (February 2019)

Planning practice guidance on <u>Planning obligations</u> and <u>Housing Needs for different groups</u>

Air Quality Assessment [TS3] [TS4] [TS5]

When is this required?

Excluding Householder, Advertisement, Tree and Listed Building applications an Air Quality Assessment may is be required for:

- All applications within, or in relevant proximity, to an Air Quality Management Area.
- Major development, as defined by Town and Country Planning (Development Management Procedure) Order (England) 2015
- B8 storage and distribution use class with a floorspace of 500m² or more
- All major applications within or adjacent to an Air Quality Management Area.
- Applications for residential development of 200 units or more,
- Applications for commercial development of 10,000m² gross floor area or more.
- Smaller applications or planned developments within close proximity to one another that, when combined, meet the above criteria.
- Introductions of biomass energy/heating plant into an urban area.
- If the development is likely to result in the designation of an Air Quality Management Area.
- Applications that conflict with elements of a Local Authorities Air Quality Action Plan.

What should this include?

This assessment should include:

• Such information as is necessary to allow full consideration of the impact of the proposal on the air quality of the area.

Additional information

Air Quality Officer envhealth@midsussex.gov.uk

Please also see policy DP29 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy Framework (February 2019)</u>.

Planning practice guidance, Air Quality.

Air Quality and Emissions Mitigation Guidance for Sussex (2020)Air Quality and emissions mitigation guidance for Sussex 2019

Mid Sussex Air Quality information.

Biodiversity Survey and Report

When is this required?

A Biodiversity Survey and Report is required for proposed development on which there is a reasonable likelihood that the features listed below that are within or adjacent to the application site, may be positively or negatively affected:

- Protected and priority species
- o Designated sites, important habitats, or other biodiversity features
- o Features of geological conservation importance

This includes alterations to water courses or the demolition, alteration or conversion of older or rural buildings which may support protected or priority species.

This includes applications within Sites of Special Scientific Interest (SSSI's), Sites of Nature Conservation and Ancient Woodland.

What should this include?

- Information should be provided on existing biodiversity interests and possible impacts on them to allow full consideration of those impacts.
- When the demolition, alteration or conversion of older buildings or rural buildings is proposed, the report should include a Bat and Owl survey and mitigation plan. Natural England has produced standing advice on Bat surveys and mitigation.

Guidance

Please also see policies DP37 and DP38 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment, of the <u>National Planning Policy</u> Framework (February 2019).

Planning Practice Guidance, Natural Environment.

Natural England standing advice for developments near ancient woodlands and veteran trees.

Environmental Statement

When is this required?

Please see the <u>Environmental Impact Assessment</u> section of the Planning Practice Guidance to determine if an Environmental Impact Assessment (EIA) is required.

What should this include?

Where an EIA is required, the Town and Country Planning (Environmental Impact Assessment) Regulations 2017 sets out the information that should be included in an Environmental Statement. Please see the "Environmental Impact Assessment – Preparing an Environmental Statement" section in the Planning Practice Guidance for further details.

Guidance

It may be helpful for a developer to request a 'screening opinion' (i.e. to determine whether EIA is required) from the District Council before submitting a planning application. In cases where a full EIA is not required, the Council may still require environmental information to be provided.

Flood Risk Assessment

When is this required?

A Flood Risk Assessment (FRA) will be required for:

- Applications in flood zone 1 as designated by the Environment Agency with a site area of 1 hectare (10,000m²) or greater.
- All applications within flood zone 2 or 3 as designated by the Environment Agency.
- All applications with any part of the site in an area at risk of surface water or groundwater flooding

What should this include?

- Identification and assessment of all forms of flooding to and from the development, and a
 demonstration of how these risks will be managed so the development remains safe
 throughout its life time. This assessment should show that the effects of climate change
 have been considered.
- Identification of opportunities to reduce the probability and consequences of flooding.
- Details of proposed management of surface water including the use of Sustainable Drainage Systems (SUD's).
- Addressing the requirement for safe access to and from the development in areas at risk of flooding.

Guidance

You can find out the classification of your applications site in respect of river flood risk, surface water flood risk and flood zone by checking the Government's <u>Flood Warning Service</u> and the Department for Environment, Food and Rural Affairs <u>Flood Map</u>. The Department for Communities and Local Government and the Environment Agency provide detailed advice on <u>flood risk</u> and <u>flood risk assessments</u>.

National Planning Policy Framework (February 2019) Section 14 Meeting the challenge of climate change, flooding and coastal change, provides guidance in relation to the undertaking of Flood Risk Assessments and the responsibilities for controlling development where it may be directly affected by flooding or affect flooding elsewhere. There is also an accompanying <u>guidance document.</u>

Please also see policy DP41 of the Mid Sussex District Plan 2014-2031.

The Flood Risk Assessment should form part of an Environmental Statement when one is required by the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 2017.

Further information can be downloaded from the <u>Drainage</u> page of the Mid Sussex District Council website.

Foul Sewage and Surface Water (Drainage) Assessment

When is this required?

A Foul Sewage and Surface Water Assessment is required in the following cases:

- Commercial proposals which rely on non-mains drainage.
- Residential developments where a new <u>or replacement</u> dwelling is created <u>and/or where</u> <u>alterations are greater than 250m² and/or</u> where the site area is 0.5 hectares (5000m²) or more.
- Other development where the floor area to be created is more than or equal to 1000m².
- Other development where the site area is more than or equal to 1 hectare (10,000m²).

What should this include?

- If an application proposes to connect a development to the existing drainage system then
 details of the existing system should be shown on the application drawing(s). It should be
 noted that in most circumstances surface water is not permitted to be connected to the
 public foul sewers.
- If the proposed development results in any changes/replacement to the existing system or
 the creation of a new system, scale plans of the new foul and/or drainage arrangements will
 also need to be provided. This will include a location plan, cross sections/elevations,
 specifications and where necessary, a plan indicating both finished levels and flood flow
 routes.
- If connection to any of the above requires crossing land that is not in the applicant's ownership, other than on a public highway, then notice may need to be served on the owners of that land.
- Note that the supplied drainage details should show that they would achieve Building Regulations Approval in addition to meeting the requirements of West Sussex County Council's Lead Local Flood Authority Policy for the Management of Surface Water.-

Guidance

Further information can be downloaded from the <u>Drainage</u> page of the Mid Sussex District Council website

Please also see policy DP41 of the Mid Sussex District Plan 2014-2031.

For smaller developments please see West Sussex Lead Local flood Authority Policy for the Management of Surface Water page 32. (https://www.midsussex.gov.uk/media/3826/ws-llfa-policy-for-management-of-surface-water.pdf).

Ordinary Watercourse Consent (separate process to planning permission) will also be required for any changes that affect the flow of a watercourse. Such changes include for example a drainage outfall into a watercourse, culverting a watercourse or realigning a watercourse. Further advice is available here.

Heritage Statement and Archaeological Assessment

When is this required?

A Heritage Statement will be required for:

- All applications for listed building consent.
- Applications affecting the setting of a Listed Building
- Planning applications that include demolition of buildings within a Conservation Area.

 All applications for development other than change of use in areas that are within or adjacent to sites of archaeological interest.

Historic Environment Record searches will be required for:

- All householder applications for extensions involving any below ground activity to a boundary/adjacent to a Listed Building. or Scheduled Ancient Monument or a historic church or churchyard.
- <u>NewR_residential Ddevelopment within Red Archaeological Notification Area for one or more units and for any below ground activity within a Scheduled Ancient Monument or a historic church or churchyard.</u>
- New residential development within or adjacent to Scheduled Ancient Monument.
- New residential development within Amber Notification Area for 5 or more units.
- New residential development for 10 or more units.
- Non-residential schemes within an Archaeological Notification Area where the site is over 5ha.

What should this include?

- A description of any heritage assets that are affected, including any contribution made by their setting. The level of detail should be proportionate to the assets' importance and no more than is sufficient to understand the potential impact of the proposal on their significance.
- The relevant historic environment record should be consulted and the heritage assets assessed using appropriate expertise where necessary. These are held by West Sussex County Council and further information can be obtained from the <u>West Sussex County</u> <u>Council website</u>.
- Applications seeking listed building consent, the Heritage Statement should also include:
 - An analysis of the significance of archaeology, history and character of the building/structure. Significance can be defined as the special interest of a heritage asset, which may be archaeological, architectural, artistic or historic.
 - The principles of and justification for the proposed works and their impact on the special character of the listed building or structure, its setting, and the setting of adjacent listed buildings.
- For all applications affecting heritage assets with an archaeological interest, or for proposals which are located within a pre-defined area of Archaeological Notification Area or represent significant infrastructure works, an applicant will need to commission an Archaeological Desk-Based Assessment and submit the results. Where such Assessment is inconclusive, or inconclusive or indicates that a proposed development might detrimentally impact upon the archaeological significance of a site, the applicant may be required to carry out field evaluation and a report on the findings may be required to accompany the planning application.

Guidance

Section 16 Conserving and enhancing the historic environment of the <u>National Planning Policy Framework</u> (February 2019).

Planning Practice Guidance, Conserving and Enhancing the Historic Environment.

Please also see policies DP34 and DP35 of the Mid Sussex District Plan 2014-2031

Land Contamination Assessment

When is this required?

A Land Contamination Assessment will be required for applications for development on land that may be affected by contamination including, but not limited to, fuel filling stations, gas works, landfills, industrial sites, barn conversions.

What should this include?

- Where contamination is known or suspected or the proposed use would be particularly vulnerable, the applicant should provide such information with the application as is necessary to determine whether the proposed development can proceed. As a minimum this should include a desk study and site walkover report in support of their planning application.
- Applications may also need to be accompanied by a land contamination assessment which should include an extended assessment of contamination in line with the <u>National Planning</u> <u>Policy Framework (February 2019)</u>. Sufficient information should be required to determine the existence or otherwise of contamination, its nature and the risks it may pose and whether these can be satisfactorily reduced to an acceptable level.

Guidance

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy</u> <u>Framework (February 2019)</u>

Environment Agency's Land Contamination: technical guidance Land Contamination: Risk Management guidance note

Planning Practice Guidance, Land affected by contamination.

Lighting Assessment

When is this required?

A lighting assessment will be required for applications for the provision or alteration of floodlighting, or any other planning applications other than householder that include external lighting.

What should this include?

- Proposals involving the provision of publicly accessible developments, in the vicinity of residential property, a listed building or a conservation area, or open countryside, where external lighting would be provided or made necessary by the development, should be required to be accompanied by details of external lighting and the proposed hours when the lighting would be switched on.
- The details provided should also include a layout plan showing <u>vertical and horizontal</u> <u>illuminance beam orientation</u> and a schedule of the equipment in the design.

Guidance

<u>Lighting in the countryside: Towards good practice (1997)</u> is a valuable guide. This advice is applicable in towns as well as the countryside.

Institute of Lighting Professionals guidance

Guidance Note 1 for the reduction of obtrusive light 2020

Planning Practice Guidance, Light Pollution.

Please also see policy DP29 of Mid Sussex District Plan 2014-2031

Noise Impact Assessment

When is this required?

Applications for developments that raise issues of disturbance by noise to the occupants of nearby existing buildings, and for developments that are considered to be noise sensitive and which are proposed to be sited close to existing sources of noise. This may include, but is not limited to:

- Residential Developments
- Offices
- Hospitals
- Schools

What should this include?

The Noise Impact Assessment should consist of a report conducted by a suitably qualified acoustician.

Guidance

Planning Practice Guidance, Noise.

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy</u> Framework (February 2019)

Please see also policy DP29 of Mid Sussex District Plan 2014-2031

<u>Please also see Planning Noise Advice Document: Sussex (2015) (Latest update currently out for consultation)</u>

<u>See also ProPG – Planning & Noise: new residential development https://www.association-of-noise-consultants.co.uk/propg-planning-noise-new-residential-development/</u>

Open Space Assessment

When is this required?

An Open Space Assessment is required for applications for development on school playing fields or public areas, e.g. parks.

What should this include?

An Open Space Assessment should include:

- Plans showing any areas of existing or proposed open space within or adjoining the application site.
- Demonstration that the land in question has been suitably assessed and deemed to be surplus to requirements, or that the loss of open space has been replaced by equivalent or better provision in terms of quantity, quality and location.
- If the proposal is for alternative sports or recreational provisions, it must be shown that the need for the proposed development outweighs the loss of the existing provisions.

Guidance

Section 8 Promoting healthy and safe communities of the <u>National Planning Policy Framework</u> (February 2019).

Planning Practice Guidance, <u>Open space</u>, <u>sports and recreation facilities</u>, <u>public rights of way and local green space</u>.

Please see also policy DP24 of the Mid Sussex District Plan 2014-2031

Planning Obligation Instruction Form

When is this required?

A Planning Obligation Instruction Form is required in instances where financial contributions to local infrastructure and/or appropriate on site mitigation or infrastructure provision will need to be secured as part of the application. The applications that this applies to are:

- Applications relating to a net increase of 5 or more units or where affordable housing is required
- Applications for the creation of additional residential units or annexes within the 7km buffer zone surrounding the Ashdown Forest.
- Applications for Holiday Lets within 7km of the Ashdown Forest
- Removal or Variation of Condition (Section 73) applications when required on the original application
- Commercial developments are considered on an individual basis. Applicants are advised to contact West Sussex County Council Highway Authority and the District Council's Leisure section before submitting an application. <u>Information for Developers</u> including other contributions may be viewed on their website.

What should this include?

Submission of a Planning Obligation Instruction Form with sections 1 to 8 completed. A copy of the form can be obtained at this webpage.

Guidance

Planning obligations are private agreements negotiated between local planning authorities and person(s) with an interest in the land forming the application site entered pursuant to section 106 of the Town and Country Planning Act 1990 as amended. Planning Obligations assist in mitigating the impact of unacceptable development to make it acceptable in planning terms. Planning Obligations must meet the statutory tests contained in Regulation 122 of the Community Infrastructure Levy Regulations 2010.

The Council encourages early discussion to confirm and establish any infrastructure requirements that may apply.

Section 4 Decision-making of the National Planning Policy Framework (February 2019)

Planning Practice Guidance, Planning Obligations.

Development Infrastructure and Contributions SPD (July 2018)

Please see the "<u>Ashdown Forest</u>" page on our website to view our "Strategic Access Management and Monitoring (SAMM) and "Suitable Alternative Natural Greenspace (SANG) strategies and tariffs.

Please see the West Sussex County Council website for guidance on infrastructure contributions.

Planning Statement

When is this required?

A planning statement is required for all applications except those for trees, householders, and minor alterations to commercial premises.

What should this include?

The submission of a supporting planning statement provides the opportunity for the applicant to present the case for the proposal to be granted planning permission. Therefore, the statement should include:

- Identification of the context and need for a proposed development and includes an
 assessment of how the proposed development accords with relevant national, regional and
 local planning policies.
- It may also include details of consultations with the local planning authority and wider community/statutory consultees undertaken prior to submission.

Road Safety Audit and Designers Response

When a Road Safety Audit is Required:

For all 'major' planning applications that include any of the following:

- Alteration to an existing highway,
- Intensification of use of an existing access. Intensification is generally defined as 50 or more vehicle movements per day. However it is recommended that clarification is sought from WSCC where a proposal involves the intensification of an existing access as other issues such as collision data, visibility and geometry would need to be considered.
- Formation of a new access,
- Off-site highway improvements,
- New residential estate roads where a through route is created, where a bus route is created or where the road serves access to a school or other major community or retail facility.

('major' applications are defined as;

- Residential development of 10 units or more; or
- The development is to be carried out on a site having an area of 0.5 ha or more when the numbers are unknown
- Commercial development of 1,000m² or more
- The development is carried out on a site have an area of 1 ha or more.)
- For all other planning applications that include proposals that do not meet recognised standards, the need for a safety audit will be assessed by West Sussex County Council officers. Of particular interest will be visibility, geometry and junction location. Safety Audits will not normally be required, for minor applications, if guidance set out in Manual for Streets or Design Manual for Roads & Bridges is achieved.

Safety Audits must be undertaken in compliance with HD 19/15, Road Safety Audit. A Designer's Response must accompany any Road Safety Audit.

Guidance

The <u>Road Safety Audit Policy</u> on the West Sussex County Council Road Agreements web page explains the procedure for developer proposals requiring a Road Safety Audit.

Statement of Community Involvement

When is this required?

A Statement of Community involvement is required for applications that include:

- Residential development of 50 units or more or a site area of 0.5 hectares (5000m²) or more when the numbers of units are unknown
- Commercial development of 1,000m² or more or a site area of 1 hectare (10,000m²) or more.
- Onshore windfarms

What should this include?

The Statement of Community Involvement should demonstrate that the views of the local community have been sought and taken into account in the formulation of development proposals. A proportionate approach is required depending on the scale and likely NR6 impact of the Tdevelopment proposal

A proportionate approach is required depending on the scale and likely impact of the development proposal. This may include:

- Reports following discussions with the District, Town, or Parish Councils,
- Reports of feedback obtained from public exhibition.

 Details of leafletting or other advertisements in the local area and a report of any feedback received.

Guidance

The Councils' <u>Statement of Community Involvement</u> may be viewed on our website.

Structural Surveys

When is this required?

A Structural Survey will be required for applications where the structural integrity of a building is likely to be a key consideration. This may include but is not limited to:

- Re-use or alteration of rural buildings including barn conversions.
- Re-use or alteration of older buildings.

What should this include?

A structural survey should include:

- appraisal of the structural stability of the building,
- schedule of the work that is required to make the building fit for the proposed purpose,
- method statement for carrying out the work,
- plans detailing the repairs and alterations required.

Guidance

The survey should be carried out by an independent specialist consultant.

Additional information

National Planning Policy Framework (February 2019)

DP15 of the Mid Sussex District Plan 2014-2031

Supplementary Information for Telecommunications Development

When is this required?

This information is required for applications for mast and antenna development by mobile phone network operators as set out in section 10 of the <u>National Planning Policy Framework</u> (February 2019).

What should this include?

- Details of the outcome of consultations with organisations with an interest in the proposed development, in particular with the relevant body where a mast is to be installed near a school or college or within a statutory safeguarding zone surrounding an aerodrome or technical site,
- For an application for an addition to an existing mast or base station, a statement that selfcertifies that the cumulative exposure, when operational, will not exceed International Commission on non-ionising radiation protection guidelines;
- For an application for a new mast or base station, evidence that the applicant has explored
 the possibility of erecting antennas on an existing building, mast or other structure and a
 statement that self-certifies that, when operational, International Commission guidelines will
 be met.

Guidance

Please also see DP23 of the Mid Sussex District Plan 2014-2031

Energy and Sustainability Assessment

When is this required?

A Sustainability Statement is required for all applications with the exceptions of:

- Householder planning applications,
- Change of use applications,
- Listed building consent applications.

What should this include?

A Sustainability Statement should contain all details necessary to demonstrate how the proposed development will be efficient in its use of energy, water and drainage to comply with Policy DP39 of the Mid Sussex District Plan and any relevant Neighbourhood Plan policy.

Guidance

Please see policy DP39 of the Mid Sussex District Plan 2014-2031.

Section 14 Meeting the challenge of climate change, flooding and coastal change of the <u>National Planning Policy Framework (February 2019)</u>.

Planning Policy Guidance, Renewable and low carbon energy.

Town Centre Impact Assessment

When is this required?

A Town Centre Impact Assessment, to include a sequential test, is required for proposals that include creation of floorspace exceeding 500m² gross of main town centre uses (as defined in the NPPF), outside of town centres which are not in accordance with an up-to-date Local Plan.

What should this include?

A Town Centre Impact Assessment should include:

- The impact of the proposal on existing, committed and planned public and private investment in a centre or centres in the catchment area of the proposal
- The impact of the proposal on town centre vitality and viability, including local consumer choice and trade in the town centre and wider area.

Guidance

Section 7 Ensuring the vitality of town centres <u>National Planning Policy Framework (February 2019)</u>

Planning Practice Guidance, Town Centres and retail.

Policy DP2 of the Mid Sussex District Plan 2014-2031

Transport Assessment and Transport Statement

When is a Transport Assessment or Transport Statement is required? A Transport Assessment is required for:

- Residential development of more than 80 units.
- Commercial Development falling within use class B1 (Business) resulting in over 2500m² floor space.

A Transport <u>Statement</u> is required for:

- Residential development of up to 50 80 units.
- Commercial Development falling within use class B1 (Business) resulting in 1500m² 2500m² floor space.

What should this include?

Both Transport Assessments and Transport Statements should include:

- Illustration of the accessibility to the site by all modes of transport,
- Demonstration of the likely modal split of journeys to and from the site.
- Details of proposed measures to improve access by public transport, walking and cycling to reduce the need for parking associated with the proposal and mitigate transport impact.
- A Design Audit of highway works proposed. Which should state the design guidance used (e.g. Design Manual for Roads and Bridges, Manual for Streets, etc.), how the design complies with this guidance and identifying any departures from any standards. Further guidance can be found in the Transport evidence bases in plan making, (March 2015) published by the Department for Communities and Local Government.
- A Stage 1 Road Safety Audit (only necessary if required under WSCC Safety Audit policy).

Guidance:

West Sussex County Council Transport Assessment Methodology (June 2007)

Section 9 Promoting sustainable transport of the <u>National Planning Policy Framework</u> (February 2019).

Planning practice guidance, Transport evidence bases in plan making and decision taking.

Policy DP21 of the Mid Sussex District Plan 2014-2031

Travel Plans and Travel Plan Statements

When is this required?

As a rule, a Travel Plan Statement is required for sites where a *Transport Statement* is required, and full Travel Plan is required for sites where a *Transport Assessment* is required.

The thresholds for Travel Plan Statements and full Travel Plans are contained within West Sussex County Council's Development Travel Plans Policy (see below):

What should this include?

Full Travel Plans should include:

- Background information about the site including any relevant travel information (e.g. staff travel surveys).
- A nominated Travel Plan Co-ordinator (including contact details).
- Details of the measures, information, and incentives that will be introduced to encourage use of non-car modes and car sharing. (N.B. for residential developments each dwelling should be offered a £150 voucher which can be used as a contribution towards a new bicycle, cycle training, a bus or rail season ticket, or membership of a Car Club etc.).
- Details of any measures and incentives that will be introduced to reduce the need to travel in the first place.
- Details of how the Travel Plan will be monitored (in accordance with the TRICS UK Standard Methodology).
- A target to achieve a 12-hour weekday vehicle trip rate that is either 10% lower (rural areas) or 15% lower (urban areas) than is predicted in the accompanying Transport Assessment for a 'no Travel Plan' scenario.
- A commitment to achieving this target with the agreed monitoring period (usually 5 years from initial occupation for workplaces and 5 years from an agreed occupation level for residential sites).
- Details of the remedial/enforcement action that will follow if the target is not achieved. (N.B. for residential developments this should consist of a second offer of £150 travel vouchers to each dwelling).

Travel Plan Statements should include:

- Background information about the site including any relevant travel information (e.g. staff travel surveys).
- A nominated Travel Plan Co-ordinator (including contact details).
- Details of the measures, information, and incentives that will be introduced to encourage use of non-car modes and car sharing. (N.B. for residential developments each dwelling should be offered a £150 voucher which can be used as a contribution towards a new bicycle, cycle training, a bus or rail season ticket, or membership of a Car Club etc.).
- Details of any measures and incentives that will be introduced to reduce the need to travel in the first place.
- Details of how the Travel Plan will be monitored (e.g. through questionnaire surveys)
- A commitment to the setting a modal shift target based on the outcomes of the initial travel survey.
- A commitment to achieving the target within 5 years of occupation.

The County Council has developed a range of tools, incentives, and publicity material for inclusion in Travel Plans and Travel Plan Statements. For full details of what to include in this plan please refer to West Sussex County Council Highways directly on planninghighways@westsussex.gov.uk.

Guidance:

A copy of West Sussex County Council's Development Travel Plans Policy is available upon request from plansinghighways@westsussex.gov.uk. The County Council has also produced guidance for developing Travel Plan Statements.

Planning Practice Guidance, Travel Plans, Transport Assessments and Statements.

Section 9 Promoting sustainable transport of the <u>National Planning Policy Framework</u> (February 2019).

Policy DP21 of the Mid Sussex District Plan 2014-2031.

Tree and Landscaping Implications

When is this required?

A Tree Report will be required for:

- Applications where there are trees within, or on land adjacent to, the application site 15m of the development
- Applications where trees are to be removed as part of the development.

What should this include?

Information will be required on which trees are to be retained and on the means of protecting these trees during construction works. This information should be prepared by a qualified arboriculturist in the form of an Arboricultural Impact Assessment or Method Statement.

Guidance

The tree survey should include such detail as required by British Standard 5837 (2012) Trees in relation to design, demolition and construction – recommendations.

Please also see policy DP37 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment <u>National Planning Policy</u> Framework (February 2019)

Ventilation and Extraction Statement

When is this required?

A Ventilation and Extraction Statement will be required for:

- Applications for the creation of floorspace falling within planning use classes A3
 (Restaurants and Cafes), A4 (Drinking Establishments) and A5 (Hot Food Takeaways).
 This includes both new builds and change of use of existing buildings.
- Any other applications where ventilation or extraction equipment is proposed to be installed.

What should this include?

A Ventilation and Extraction Statement should include:

Details of the position and design of ventilation and extraction equipment, including odour abatement techniques and acoustic noise characteristics.

- The acoustic assessment shall be carried out in accordance with British Standard 4142-2014+A1-2019: Methods for rating and assessing industrial and commercial sound
- The odour assessment shall be carried out in accordance with current industry accepted quidance.

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Guidance

Please also see policy DP29 of the Mid Sussex District Plan 2014-2031.

National Planning Policy Framework (February 2019)

Guidance on the control of odour and noise from commercial kitchen exhaust systems (DEFRA) 2005

Viability Assessment

When is this required?

A Viability Assessment will be required for:

 Those applications which are non-policy compliant in respect of financial contributions to the provision of infrastructure and/or Affordable Housing.

What should this include?

Viability Assessments must be submitted in a standardised and accessible format with full supporting evidence to substantiate the inputs and assumptions used (as detailed in the Development Viability SPD (July 2018)) Details of discussions with Registered Providers of affordable housing to inform the value of affordable housing assumed within an assessment should also be included

It should also be noted that:

In order to ensure openness and transparency in the planning process all viability information will be made publically available on the public planning register alongside other planning application documentation

Redaction of any information will only be allowed in exceptional circumstances and only in the event that the disclosure of an element of a Viability Assessment would clearly cause harm to the public interest to an extent that is not outweighed by the benefits of disclosure

Applicants wishing to make a case for exceptional circumstances should provide full justification as to the extent to which disclosure of a specific piece of information would cause an 'adverse effect' and harm to the public interest, that is not outweighed by the public benefits of disclosure.

It should be noted that any justification provided as to the extent of harm that would occur if the information was disclosed will also be placed on the public planning register whether or not accepted.

Guidance

<u>Development Infrastructure and Infrastructure SPD</u> (July 2018)

Affordable Housing SPD (July 2018)

Development Viability SPD (July 2018)

Policies DP20 and DP31 of the Mid Sussex District Plan 2014-2031

Planning Policy Guidance, Viability

Section 4 Decision-making National Planning Policy Framework (February 2019).

Minerals TS8 and Waste Safeguarding

Mineral Resource Assessment

When is this required?

Applications for new development that fall within the Mineral Consultation Area and within the criteria set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the underlying mineral, taking into account the information listed in the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy M9 of the Joint Minerals Local Plan (2018).

Guidance

Policy M9 of the Joint Minerals Local Plan (July, 2018)

Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/

Mineral Infrastructure Statement

When is this required?

Required for all development that falls within 250 metres of minerals infrastructure within the Mineral Consultation Area as set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the impact the non-mineral development will have on the minerals infrastructure taking into account the information in the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy M10 of the Joint Minerals Local Plan (2018).

<u>Guidance</u>

Policy M10 of the Joint Minerals Local Plan (July, 2018)

Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/

Waste Infrastructure Statement

When is this required?

Required for all development that falls within a Waste Consultation Area as set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the impact the development will have on the waste infrastructure, taking into account the information listed the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy W2 of the West Sussex Waste Local Plan (2014).

Guidance

Policy W2 of the West Sussex Waste Local Plan (2014)

West Sussex Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/



Validation criteria for planning applications (including Technical Details Consent)

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Last review: March 2020

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Plans and Drawings

When is this required?

Plans and drawings will be required for all applications to show the development being applied for.

What should this include?

All submitted plans should be to a standard, identified metric scale. Each application is assessed individually; however as a guide, the drawings required may include:

Location plan

- A plan of the existing site.
- Recommended scale 1:1250.
- The site boundary must be clearly marked in red and include all land necessary to carry out the development, including access from the public highway. Other land owned should be outlined in blue.
- This will be required for all development.

С

Block plan

- A plan of the existing site which must include the area of works marked in red and/or labelled.
- o Recommended scale 1:500.
- The site boundary must be clearly marked in red and include all land necessary to carry out the development, including access from the public highway. Other land owned should be outlined in blue.
- This will be required for all development.

С

Existing floorplans

- A layout of the existing arrangement of the building(s). This should show all doors and openings.
- This will be required for all cases where an existing building is being altered or removed.
- Floorplans will be required for any buildings or structures that are to be demolished as part of the application.
- If a change of use is proposed, floorplans including clear labelling of the existing use of each room/area will be required.
- o Recommended scales: 1:50, 1:100

Existing elevations

- Drawings showing each side of the existing building that will be altered as part of the application as it stands prior to the applied for works.
- This will be required for all cases where an existing building is being altered or removed.
- Where the building adjoins a neighbouring structure, the existing elevation must include enough of the neighbouring property to clearly show the arrangement.
- Recommended scales: 1:50, 1:100

Proposed floorplans

- A layout of the proposed arrangement of the building(s). This should show all doors and openings.
- o This will be required in all cases where a building is to be altered or erected.
- If a change of use is proposed, floorplans including clear labelling of the proposed use of each room/area will be required.
- o Recommended scales: 1:50, 1:100

Proposed elevations

- Drawings showing each side of the building displaying how it will look following completion of the applied for works.
- This will be required in all cases where a building is to be altered or erected.
- Where the building adjoins a neighbouring structure, the proposed elevation must include enough of the neighbouring property to clearly show the arrangement.

o Recommended scales: 1:50, 1:100

Roof plan

- A roof plan is a birds-eye view of the roof of the building, which should contain clear labelling showing the direction of the roof slopes and positioning of any roof lights or dormers.
- This will be required if changes to the roof are unable to be adequately described with elevations and floorplans.
- o Recommended scales: 1:50, 1:100

Sections

- o A section is a "cut through" of a site often used to show ground or floor levels.
- This will be required if changes to site or floor levels are proposed as part of the application.

Street Scenes

- Similar to the elevations as described above, however this drawing shows the view of the entire street.
- o These will be required for major residential estate developments.

Guidance

Additional guidance on the requirements for each type of planning application can be obtained on our <u>website</u>.

Affordable Housing Statement

When is this required?

An Affordable Housing Statement will be required when the proposed residential development is above the relevant threshold as set out in Policy DP31 of the <u>Mid Sussex District Plan 2014-2031</u>. What should this include?

This statement should include:

- Number and mix of proposed residential units including property type, number of bedrooms and proposed number of occupants
- Habitable floor space of each of the proposed units.
- Proposed number of each tenure based on 75% Social or Affordable Rent and 25% Shared Ownership or other Intermediate homes
- Details of the Registered Partner who will take over the affordable units if this has been determined.
- If an existing building is being redeveloped, the size in m² of the existing building and the size in m² of the proposed new development including any remodelling of the existing building.

Guidance

It is strongly recommended that the applicant contacts a member of the District Council's Housing Enabling team **prior** to submitting an application in order to discuss their proposal and to ensure they meet all affordable housing requirements.

Housing Enabling Team Manager, helen.blackith@midsussex.gov.uk 01444 477232

Housing Enabling and Development Officer: nicholad.royle@midsussex.gov.uk 01444 477309

Additional information

Please see policy DP31 of the Mid Sussex District Plan 2014-2031.

Affordable Housing SPD (July 2018)

Where the Affordable Housing policy cannot be met then a Viability Assessment will be required as detailed in the above document.

Section 5 Delivering a sufficient supply of homes, of the <u>National Planning Policy Framework</u> (<u>February 2019</u>)

Planning practice guidance on Planning obligations and Housing Needs for different groups

Air Quality Assessment

When is this required?

Excluding Householder, Advertisement, Tree and Listed Building applications an Air Quality Assessment may be required for:

- All applications within, or in relevant proximity, to an Air Quality Management Area.
- Major development, as defined by Town and Country Planning (Development Management Procedure) Order (England) 2015
- B8 storage and distribution use class with a floorspace of 500m² or more

What should this include?

This assessment should include:

 Such information as is necessary to allow full consideration of the impact of the proposal on the air quality of the area.

Additional information

Air Quality Officer envhealth@midsussex.gov.uk

Please also see policy DP29 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy</u> Framework (February 2019).

Planning practice guidance, Air Quality.

Air Quality and Emissions Mitigation Guidance for Sussex (2020) Mid Sussex Air Quality information.

Biodiversity Survey and Report

When is this required?

A Biodiversity Survey and Report is required for proposed development on which there is a reasonable likelihood that the features listed below that are within or adjacent to the application site, may be positively or negatively affected:

- Protected and priority species
- Designated sites, important habitats, or other biodiversity features
- o Features of geological conservation importance

This includes alterations to water courses or the demolition, alteration or conversion of older or rural buildings which may support protected or priority species.

This includes applications within Sites of Special Scientific Interest (SSSI's), Sites of Nature Conservation and Ancient Woodland.

What should this include?

- Information should be provided on existing biodiversity interests and possible impacts on them to allow full consideration of those impacts.
- When the demolition, alteration or conversion of older buildings or rural buildings is proposed, the report should include a Bat and Owl survey and mitigation plan. Natural England has produced <u>standing advice</u> on Bat surveys and mitigation.

Guidance

Please also see policies DP37 and DP38 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment, of the <u>National Planning Policy Framework (February 2019)</u>.

Planning Practice Guidance, Natural Environment.

Natural England <u>standing advice</u> for developments near ancient woodlands and veteran trees.

Environmental Statement

When is this required?

Please see the <u>Environmental Impact Assessment</u> section of the Planning Practice Guidance to determine if an Environmental Impact Assessment (EIA) is required.

What should this include?

Where an EIA is required, the Town and Country Planning (Environmental Impact Assessment) Regulations 2017 sets out the information that should be included in an Environmental Statement. Please see the "Environmental Impact Assessment – Preparing an Environmental Statement" section in the Planning Practice Guidance for further details.

Guidance

It may be helpful for a developer to request a 'screening opinion' (i.e. to determine whether EIA is required) from the District Council before submitting a planning application. In cases where a full EIA is not required, the Council may still require environmental information to be provided.

Flood Risk Assessment

When is this required?

A Flood Risk Assessment (FRA) will be required for:

- Applications in flood zone 1 as designated by the Environment Agency with a site area of 1 hectare (10,000m²) or greater.
- All applications within flood zone 2 or 3 as designated by the Environment Agency.
- All applications with any part of the site in an area at risk of surface water or groundwater flooding

What should this include?

- Identification and assessment of all forms of flooding to and from the development, and a
 demonstration of how these risks will be managed so the development remains safe
 throughout its life time. This assessment should show that the effects of climate change
 have been considered.
- Identification of opportunities to reduce the probability and consequences of flooding.
- Details of proposed management of surface water including the use of Sustainable Drainage Systems (SUD's).
- Addressing the requirement for safe access to and from the development in areas at risk of flooding.

Guidance

You can find out the classification of your applications site in respect of river flood risk, surface water flood risk and flood zone by checking the Government's <u>Flood Warning Service</u> and the Department for Environment, Food and Rural Affairs <u>Flood Map</u>. The Department for Communities and Local Government and the Environment Agency provide detailed advice on <u>flood risk</u> and <u>flood risk</u> assessments.

National Planning Policy Framework (February 2019) Section 14 Meeting the challenge of climate change, flooding and coastal change, provides guidance in relation to the undertaking of Flood Risk Assessments and the responsibilities for controlling development where it may be directly affected by flooding or affect flooding elsewhere. There is also an accompanying <u>guidance</u> <u>document</u>.

Please also see policy DP41 of the Mid Sussex District Plan 2014-2031.

The Flood Risk Assessment should form part of an Environmental Statement when one is required by the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 2017.

Further information can be downloaded from the <u>Drainage</u> page of the Mid Sussex District Council website.

Foul Sewage and Surface Water (Drainage) Assessment

When is this required?

A Foul Sewage and Surface Water Assessment is required in the following cases:

- Commercial proposals which rely on non-mains drainage.
- Residential developments where a new or replacement dwelling is created and/or where alterations are greater than 250m² and/or where the site area is 0.5 hectares (5000m²) or more.
- Other development where the floor area to be created is more than or equal to 1000m².
- Other development where the site area is more than or equal to 1 hectare (10,000m²).

What should this include?

- If an application proposes to connect a development to the existing drainage system then
 details of the existing system should be shown on the application drawing(s). It should be
 noted that in most circumstances surface water is not permitted to be connected to the
 public foul sewers.
- If the proposed development results in any changes/replacement to the existing system or the creation of a new system, scale plans of the new foul and/or drainage arrangements will also need to be provided. This will include a location plan, cross sections/elevations,

specifications and where necessary, a plan indicating both finished levels and flood flow routes.

- If connection to any of the above requires crossing land that is not in the applicant's ownership, other than on a public highway, then notice may need to be served on the owners of that land.
- Note that the supplied drainage details should show that they would achieve Building Regulations Approval in addition to meeting the requirements of West Sussex County Council's Lead Local Flood Authority Policy for the Management of Surface Water.

Guidance

Further information can be downloaded from the <u>Drainage</u> page of the Mid Sussex District Council website

Please also see policy DP41 of the Mid Sussex District Plan 2014-2031.

For smaller developments please see West Sussex Lead Local flood Authority Policy for the Management of Surface Water page 32. (https://www.midsussex.gov.uk/media/3826/ws-llfa-policy-for-management-of-surface-water.pdf).

Ordinary Watercourse Consent (separate process to planning permission) will also be required for any changes that affect the flow of a watercourse. Such changes include for example a drainage outfall into a watercourse, culverting a watercourse or realigning a watercourse. Further advice is available here.

Heritage Statement and Archaeological Assessment

When is this required?

A Heritage Statement will be required for:

- All applications for listed building consent.
- · Applications affecting the setting of a Listed Building
- Planning applications that include demolition of buildings within a Conservation Area.
- All applications for development other than change of use in areas that are within or adjacent to sites of archaeological interest.

Historic Environment Record searches will be required for:

- All applications involving any below ground activity to a boundary/adjacent to a Listed Building, Scheduled Ancient Monument or a historic church or churchyard.
- New residential development within Red Archaeological Notification Area for one or more units.
- New residential development within Amber Notification Area for 5 or more units.
- New residential development for 10 or more units.
- Non-residential schemes within an Archaeological Notification Area where the site is over 5ha.

What should this include?

- A description of any heritage assets that are affected, including any contribution made by their setting. The level of detail should be proportionate to the assets' importance and no more than is sufficient to understand the potential impact of the proposal on their significance.
- The relevant historic environment record should be consulted and the heritage assets assessed using appropriate expertise where necessary. These are held by West Sussex County Council and further information can be obtained from the <u>West Sussex County</u> Council website.

- Applications seeking listed building consent, the Heritage Statement should also include:
 - An analysis of the significance of archaeology, history and character of the building/structure. Significance can be defined as the special interest of a heritage asset, which may be archaeological, architectural, artistic or historic.
 - The principles of and justification for the proposed works and their impact on the special character of the listed building or structure, its setting, and the setting of adjacent listed buildings.
- For all applications affecting heritage assets with an archaeological interest, or for proposals which are located within a pre-defined area of Archaeological Notification Area or represent significant infrastructure works, an applicant will need to commission an Archaeological Desk-Based Assessment and submit the results. Where such Assessment is inconclusive or indicates that a proposed development might detrimentally impact upon the archaeological significance of a site, the applicant may be required to carry out field evaluation and a report on the findings may be required to accompany the planning application.

Guidance

Section 16 Conserving and enhancing the historic environment of the <u>National Planning Policy Framework</u> (February 2019).

Planning Practice Guidance, Conserving and Enhancing the Historic Environment.

Please also see policies DP34 and DP35 of the Mid Sussex District Plan 2014-2031

Land Contamination Assessment

When is this required?

A Land Contamination Assessment will be required for applications for development on land that may be affected by contamination including, but not limited to, fuel filling stations, gas works, landfills, industrial sites, barn conversions.

What should this include?

- Where contamination is known or suspected or the proposed use would be particularly vulnerable, the applicant should provide such information with the application as is necessary to determine whether the proposed development can proceed. As a minimum this should include a desk study and site walkover report in support of their planning application.
- Applications may also need to be accompanied by a land contamination assessment which should include an extended assessment of contamination in line with the <u>National Planning</u> <u>Policy Framework (February 2019)</u>. Sufficient information should be required to determine the existence or otherwise of contamination, its nature and the risks it may pose and whether these can be satisfactorily reduced to an acceptable level.

Guidance

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy</u> Framework (February 2019)

Land Contamination: Risk Management guidance note

Planning Practice Guidance, Land affected by contamination.

Lighting Assessment

When is this required?

A lighting assessment will be required for applications for the provision or alteration of floodlighting, or any other planning applications other than householder that include external lighting.

What should this include?

- Proposals involving the provision of publicly accessible developments, in the vicinity of residential property, a listed building or a conservation area, or open countryside, where external lighting would be provided or made necessary by the development, should be required to be accompanied by details of external lighting and the proposed hours when the lighting would be switched on.
- The details provided should also include a layout plan showing vertical and horizontal illuminance and a schedule of the equipment in the design.

Guidance

<u>Lighting in the countryside: Towards good practice (1997)</u> is a valuable guide. This advice is applicable in towns as well as the countryside.

Institute of Lighting Professionals guidance

Guidance Note 1 for the reduction of obtrusive light 2020

Planning Practice Guidance, <u>Light Pollution</u>.

Please also see policy DP29 of Mid Sussex District Plan 2014-2031

Noise Impact Assessment

When is this required?

Applications for developments that raise issues of disturbance by noise to the occupants of nearby existing buildings, and for developments that are considered to be noise sensitive and which are proposed to be sited close to existing sources of noise. This may include, but is not limited to:

- Residential Developments
- Offices
- Hospitals
- Schools

What should this include?

The Noise Impact Assessment should consist of a report conducted by a suitably qualified acoustician.

Guidance

Planning Practice Guidance, Noise.

Section 15 Conserving and enhancing the natural environment of the <u>National Planning Policy</u> Framework (February 2019)

Please see also policy DP29 of Mid Sussex District Plan 2014-2031

Please also see Planning Noise Advice Document: Sussex (2015) (Latest update currently out for consultation)

See also ProPG – Planning & Noise: new residential development https://www.association-of-noise-consultants.co.uk/propg-planning-noise-new-residential-development/

Open Space Assessment

When is this required?

An Open Space Assessment is required for applications for development on school playing fields or public areas, e.g. parks.

What should this include?

An Open Space Assessment should include:

- Plans showing any areas of existing or proposed open space within or adjoining the application site.
- Demonstration that the land in question has been suitably assessed and deemed to be surplus to requirements, or that the loss of open space has been replaced by equivalent or better provision in terms of quantity, quality and location.
- If the proposal is for alternative sports or recreational provisions, it must be shown that the need for the proposed development outweighs the loss of the existing provisions.

Guidance

Section 8 Promoting healthy and safe communities of the <u>National Planning Policy Framework</u> (February 2019).

Planning Practice Guidance, <u>Open space</u>, <u>sports and recreation facilities</u>, <u>public rights of way and local green space</u>.

Please see also policy DP24 of the Mid Sussex District Plan 2014-2031

Planning Obligation Instruction Form

When is this required?

A Planning Obligation Instruction Form is required in instances where financial contributions to local infrastructure and/or appropriate on site mitigation or infrastructure provision will need to be secured as part of the application. The applications that this applies to are:

- Applications relating to a net increase of 5 or more units or where affordable housing is required
- Applications for the creation of additional residential units or annexes within the 7km buffer zone surrounding the Ashdown Forest.
- Applications for Holiday Lets within 7km of the Ashdown Forest
- Removal or Variation of Condition (Section 73) applications when required on the original application
- Commercial developments are considered on an individual basis. Applicants are advised to contact West Sussex County Council Highway Authority and the District Council's Leisure section before submitting an application. <u>Information for Developers</u> including other contributions may be viewed on their website.

What should this include?

Submission of a Planning Obligation Instruction Form with sections 1 to 8 completed. A copy of the form can be obtained at this webpage.

Guidance

Planning obligations are private agreements negotiated between local planning authorities and person(s) with an interest in the land forming the application site entered pursuant to section 106 of the Town and Country Planning Act 1990 as amended. Planning Obligations assist in mitigating the impact of unacceptable development to make it acceptable in planning terms. Planning Obligations must meet the statutory tests contained in Regulation 122 of the Community Infrastructure Levy Regulations 2010.

The Council encourages early discussion to confirm and establish any infrastructure requirements that may apply.

Section 4 Decision-making of the National Planning Policy Framework (February 2019)

Planning Practice Guidance, Planning Obligations.

Development Infrastructure and Contributions SPD (July 2018)

Please see the "Ashdown Forest" page on our website to view our "Strategic Access Management and Monitoring (SAMM) and "Suitable Alternative Natural Greenspace (SANG) strategies and tariffs.

Please see the West Sussex County Council website for guidance on infrastructure contributions.

Planning Statement

When is this required?

A planning statement is required for all applications except those for trees, householders, and minor alterations to commercial premises.

What should this include?

The submission of a supporting planning statement provides the opportunity for the applicant to present the case for the proposal to be granted planning permission. Therefore, the statement should include:

- Identification of the context and need for a proposed development and includes an assessment of how the proposed development accords with relevant national, regional and local planning policies.
- It may also include details of consultations with the local planning authority and wider community/statutory consultees undertaken prior to submission.

Road Safety Audit and Designers Response

When a Road Safety Audit is Required:

For all 'major' planning applications that include any of the following:

- Alteration to an existing highway,
- Intensification of use of an existing access. Intensification is generally defined as 50 or more vehicle movements per day. However it is recommended that clarification is sought

from WSCC where a proposal involves the intensification of an existing access as other issues such as collision data, visibility and geometry would need to be considered.

- Formation of a new access,
- Off-site highway improvements,
- New residential estate roads where a through route is created, where a bus route is created or where the road serves access to a school or other major community or retail facility.

('major' applications are defined as;

- Residential development of 10 units or more; or
- The development is to be carried out on a site having an area of 0.5 ha or more when the numbers are unknown
- Commercial development of 1,000m² or more
- The development is carried out on a site have an area of 1 ha or more.)
- For all other planning applications that include proposals that do not meet recognised standards, the need for a safety audit will be assessed by West Sussex County Council officers. Of particular interest will be visibility, geometry and junction location. Safety Audits will not normally be required, for minor applications, if guidance set out in Manual for Streets or Design Manual for Roads & Bridges is achieved.

Safety Audits must be undertaken in compliance with HD 19/15, Road Safety Audit. A Designer's Response must accompany any Road Safety Audit.

Guidance

The <u>Road Safety Audit Policy</u> on the West Sussex County Council Road Agreements web page explains the procedure for developer proposals requiring a Road Safety Audit.

Statement of Community Involvement

When is this required?

A Statement of Community involvement is required for applications that include:

- Residential development of 50 units or more or a site area of 0.5 hectares (5000m²) or more when the numbers of units are unknown
- Commercial development of 1,000m² or more or a site area of 1 hectare (10,000m²) or more.
- Onshore windfarms

What should this include?

The Statement of Community Involvement should demonstrate that the views of the local community have been sought and taken into account in the formulation of development proposals. A proportionate approach is required depending on the scale and likely impact of the development proposal

- . This may include:
 - Reports following discussions with the District, Town, or Parish Councils,
 - Reports of feedback obtained from public exhibition.
 - Details of leafletting or other advertisements in the local area and a report of any feedback received.

Guidance

The Councils' Statement of Community Involvement may be viewed on our website.

Structural Surveys

When is this required?

A Structural Survey will be required for applications where the structural integrity of a building is likely to be a key consideration. This may include but is not limited to:

- Re-use or alteration of rural buildings including barn conversions.
- Re-use or alteration of older buildings.

What should this include?

A structural survey should include:

- · appraisal of the structural stability of the building,
- schedule of the work that is required to make the building fit for the proposed purpose,
- method statement for carrying out the work,
- plans detailing the repairs and alterations required.

Guidance

The survey should be carried out by an independent specialist consultant.

Additional information

National Planning Policy Framework (February 2019)

DP15 of the Mid Sussex District Plan 2014-2031

Supplementary Information for Telecommunications Development

When is this required?

This information is required for applications for mast and antenna development by mobile phone network operators as set out in section 10 of the <u>National Planning Policy Framework</u> (February 2019).

What should this include?

- Details of the outcome of consultations with organisations with an interest in the proposed development, in particular with the relevant body where a mast is to be installed near a school or college or within a statutory safeguarding zone surrounding an aerodrome or technical site.
- For an application for an addition to an existing mast or base station, a statement that selfcertifies that the cumulative exposure, when operational, will not exceed International Commission on non-ionising radiation protection guidelines;
- For an application for a new mast or base station, evidence that the applicant has explored
 the possibility of erecting antennas on an existing building, mast or other structure and a
 statement that self-certifies that, when operational, International Commission guidelines will
 be met.

Guidance

Please also see DP23 of the Mid Sussex District Plan 2014-2031

Energy and Sustainability Assessment

When is this required?

A Sustainability Statement is required for all applications with the exceptions of:

- Householder planning applications,
- Change of use applications,
- Listed building consent applications.

What should this include?

A Sustainability Statement should contain all details necessary to demonstrate how the proposed development will be efficient in its use of energy, water and drainage to comply with Policy DP39 of the Mid Sussex District Plan and any relevant Neighbourhood Plan policy.

Guidance

Please see policy DP39 of the Mid Sussex District Plan 2014-2031.

Section 14 Meeting the challenge of climate change, flooding and coastal change of the <u>National</u> Planning Policy Framework (February 2019).

Planning Policy Guidance, Renewable and low carbon energy.

Town Centre Impact Assessment

When is this required?

A Town Centre Impact Assessment, to include a sequential test, is required for proposals that include creation of floorspace exceeding 500m² gross of main town centre uses (as defined in the NPPF), outside of town centres which are not in accordance with an up-to-date Local Plan.

What should this include?

A Town Centre Impact Assessment should include:

- The impact of the proposal on existing, committed and planned public and private investment in a centre or centres in the catchment area of the proposal
- The impact of the proposal on town centre vitality and viability, including local consumer choice and trade in the town centre and wider area.

Guidance

Section 7 Ensuring the vitality of town centres <u>National Planning Policy Framework (February 2019)</u>

Planning Practice Guidance, Town Centres and retail.

Policy DP2 of the Mid Sussex District Plan 2014-2031

Transport Assessment and Transport Statement

When is a Transport Assessment or Transport Statement is required? A Transport Assessment is required for:

- Residential development of more than 80 units.
- Commercial Development falling within use class B1 (Business) resulting in over 2500m² floor space.

A Transport Statement is required for:

- Residential development of up to 50 80 units.
- Commercial Development falling within use class B1 (Business) resulting in 1500m² 2500m² floor space.

What should this include?

Both Transport Assessments and Transport Statements should include:

- Illustration of the accessibility to the site by all modes of transport,
- Demonstration of the likely modal split of journeys to and from the site.
- Details of proposed measures to improve access by public transport, walking and cycling to reduce the need for parking associated with the proposal and mitigate transport impact.
- A Design Audit of highway works proposed. Which should state the design guidance used (e.g. Design Manual for Roads and Bridges, Manual for Streets, etc.), how the design complies with this guidance and identifying any departures from any standards. Further guidance can be found in the Transport evidence bases in plan making, (March 2015) published by the Department for Communities and Local Government.
- A Stage 1 Road Safety Audit (only necessary if required under WSCC Safety Audit policy).

Guidance:

West Sussex County Council Transport Assessment Methodology (June 2007)

Section 9 Promoting sustainable transport of the <u>National Planning Policy Framework</u> (February 2019).

Planning practice guidance, Transport evidence bases in plan making and decision taking.

Policy DP21 of the Mid Sussex District Plan 2014-2031

Travel Plans and Travel Plan Statements

When is this required?

As a rule, a Travel Plan Statement is required for sites where a *Transport Statement* is required, and full Travel Plan is required for sites where a *Transport Assessment* is required.

The thresholds for Travel Plan Statements and full Travel Plans are contained within West Sussex County Council's Development Travel Plans Policy (see below):

What should this include?

Full Travel Plans should include:

• Background information about the site including any relevant travel information (e.g. staff travel surveys).

- A nominated Travel Plan Co-ordinator (including contact details).
- Details of the measures, information, and incentives that will be introduced to encourage use of non-car modes and car sharing. (N.B. for residential developments each dwelling should be offered a £150 voucher which can be used as a contribution towards a new bicycle, cycle training, a bus or rail season ticket, or membership of a Car Club etc.).
- Details of any measures and incentives that will be introduced to reduce the need to travel in the first place.
- Details of how the Travel Plan will be monitored (in accordance with the TRICS UK Standard Methodology).
- A target to achieve a 12-hour weekday vehicle trip rate that is either 10% lower (rural areas) or 15% lower (urban areas) than is predicted in the accompanying Transport Assessment for a 'no Travel Plan' scenario.
- A commitment to achieving this target with the agreed monitoring period (usually 5 years from initial occupation for workplaces and 5 years from an agreed occupation level for residential sites).
- Details of the remedial/enforcement action that will follow if the target is not achieved. (N.B. for residential developments this should consist of a second offer of £150 travel vouchers to each dwelling).

Travel Plan Statements should include:

- Background information about the site including any relevant travel information (e.g. staff travel surveys).
- A nominated Travel Plan Co-ordinator (including contact details).
- Details of the measures, information, and incentives that will be introduced to encourage use of non-car modes and car sharing. (N.B. for residential developments each dwelling should be offered a £150 voucher which can be used as a contribution towards a new bicycle, cycle training, a bus or rail season ticket, or membership of a Car Club etc.).
- Details of any measures and incentives that will be introduced to reduce the need to travel in the first place.
- Details of how the Travel Plan will be monitored (e.g. through questionnaire surveys)
- A commitment to the setting a modal shift target based on the outcomes of the initial travel survey.
- A commitment to achieving the target within 5 years of occupation.

The County Council has developed a range of tools, incentives, and publicity material for inclusion in Travel Plans and Travel Plan Statements. For full details of what to include in this plan please refer to West Sussex County Council Highways directly on planninghighways@westsussex.gov.uk.

Guidance:

A copy of West Sussex County Council's Development Travel Plans Policy is available upon request from plansinghighways@westsussex.gov.uk. The County Council has also produced guidance for developing Travel Plan Statements.

Planning Practice Guidance, Travel Plans, Transport Assessments and Statements.

Section 9 Promoting sustainable transport of the <u>National Planning Policy Framework</u> (February 2019).

Policy DP21 of the Mid Sussex District Plan 2014-2031.

Tree and Landscaping Implications

When is this required?

A Tree Report will be required for:

- Applications where there are trees within 15m of the development
- Applications where trees are to be removed as part of the development.

What should this include?

Information will be required on which trees are to be retained and on the means of protecting these trees during construction works. This information should be prepared by a qualified arboriculturist in the form of an Arboricultural Impact Assessment or Method Statement.

Guidance

The tree survey should include such detail as required by British Standard 5837 (2012) Trees in relation to design, demolition and construction – recommendations.

Please also see policy DP37 of the Mid Sussex District Plan 2014-2031.

Section 15 Conserving and enhancing the natural environment <u>National Planning Policy</u> <u>Framework</u> (February 2019)

Ventilation and Extraction Statement

When is this required?

A Ventilation and Extraction Statement will be required for:

- Applications for the creation of floorspace falling within planning use classes A3
 (Restaurants and Cafes), A4 (Drinking Establishments) and A5 (Hot Food Takeaways).
 This includes both new builds and change of use of existing buildings.
- Any other applications where ventilation or extraction equipment is proposed to be installed.

What should this include?

A Ventilation and Extraction Statement should include:

- Details of the position and design of ventilation and extraction equipment, including odour abatement techniques and acoustic noise characteristics.
- The acoustic assessment shall be carried out in accordance with British Standard 4142-2014+A1-2019: Methods for rating and assessing industrial and commercial sound
- The odour assessment shall be carried out in accordance with current industry accepted guidance.

Guidance

Please also see policy DP29 of the Mid Sussex District Plan 2014-2031.

National Planning Policy Framework (February 2019)

Guidance on the control of odour and noise from commercial kitchen exhaust systems (DEFRA) 2005

Viability Assessment

When is this required?

A Viability Assessment will be required for:

• Those applications which are non-policy compliant in respect of financial contributions to the provision of infrastructure and/or Affordable Housing.

What should this include?

Viability Assessments must be submitted in a standardised and accessible format with full supporting evidence to substantiate the inputs and assumptions used (as detailed in the Development Viability SPD (July 2018)) Details of discussions with Registered Providers of affordable housing to inform the value of affordable housing assumed within an assessment should also be included

It should also be noted that:

In order to ensure openness and transparency in the planning process all viability information will be made publically available on the public planning register alongside other planning application documentation

Redaction of any information will only be allowed in exceptional circumstances and only in the event that the disclosure of an element of a Viability Assessment would clearly cause harm to the public interest to an extent that is not outweighed by the benefits of disclosure

Applicants wishing to make a case for exceptional circumstances should provide full justification as to the extent to which disclosure of a specific piece of information would cause an 'adverse effect' and harm to the public interest, that is not outweighed by the public benefits of disclosure.

It should be noted that any justification provided as to the extent of harm that would occur if the information was disclosed will also be placed on the public planning register whether or not accepted.

Guidance

Development Infrastructure and Infrastructure SPD (July 2018)

Affordable Housing SPD (July 2018)

Development Viability SPD (July 2018)

Policies DP20 and DP31 of the Mid Sussex District Plan 2014-2031

Planning Policy Guidance, Viability

Section 4 Decision-making National Planning Policy Framework (February 2019).

Minerals and Waste Safeguarding

Mineral Resource Assessment

When is this required?

Applications for new development that fall within the Mineral Consultation Area and within the criteria set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the underlying mineral, taking into account the information listed in the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy M9 of the Joint Minerals Local Plan (2018).

Guidance

Policy M9 of the Joint Minerals Local Plan (July, 2018)

Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/

Mineral Infrastructure Statement

When is this required?

Required for all development that falls within 250 metres of minerals infrastructure within the Mineral Consultation Area as set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the impact the non-mineral development will have on the minerals infrastructure taking into account the information in the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy M10 of the Joint Minerals Local Plan (2018).

Guidance

Policy M10 of the Joint Minerals Local Plan (July, 2018)

Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/

Waste Infrastructure Statement

When is this required?

Required for all development that falls within a Waste Consultation Area as set out in the 'Minerals and Waste Safeguarding Guidance'.

What should this include?

An assessment of the impact the development will have on the waste infrastructure, taking into account the information listed the 'Minerals and Waste Safeguarding Guidance' and how the proposal addresses Policy W2 of the West Sussex Waste Local Plan (2014).

Guidance

Policy W2 of the West Sussex Waste Local Plan (2014)

West Sussex Minerals and Waste Safeguarding Guidance

https://www.westsussex.gov.uk/about-the-council/policies-and-reports/environment-planning-and-waste-policy-and-reports/minerals-and-waste-policy/joint-minerals-local-plan/

The Validation of Planning Applications: Review of Local List

Information Requirement	Summary of main revisions to Sept	Summary of revisions post
	2018 version for consultation purpose	consultation
Plans and Drawings	Use of the word 'must' in lieu of 'can'; Clarify that the 'red line' should include all necessary highway land necessary to carry out the development.	
Affordable Housing Statement	Minor changes and updates to wording; Reference to the potential need for a Viability Assessment.	
Air Quality Assessment	Updated to reflect emerging policy which should be adopted when the review of the Local List is complete and goes live.	
Biodiversity Survey and Report	No change	
Environmental Statement	No change	
Flood Risk Assessment	Change date of NPPF	
Foul Sewage and Surface Water	Clarification that this relates to replacement dwellings as well as new and for additions of more than 250m2; Confirmation that WSCC are the Lead Local Flood Authority.	
Heritage and Archaeology Statement	Confirmation that a statement is required for applications which affect the setting of a listed building; Confirmation that a HER report is required for works to church or churchyard; Update to date of NPPF	

	Hedata data of NDDE	
Land Contamination Assessment	Update date of NPPF.	
	Update to 'Guidance' section to refer to PPG and	
	Risk Management guidance note.	
Lighting Assessment	Update to required details;	
	Update to guidance documents.	
Noise Impact Assessment	Update to guidance documents.	
Open Space Assessment	Update to guidance documents	
Planning Obligation Instruction Form	Confirmation that this relates to applications for	
g - 1 g - 1	holiday lets within the 7km Zone of influence of	
	Ashdown Forest;	
	Confirmation that this relates to applications for	
	variation of condition applications as required.	
Planning Statement	No changes	
Stage 1 Safety Audit and Designers	No changes.	
Response		
Statement of Community Involvement	Reference included to a proportionate approach	
,	depending on scale and likely impact of the	
	development. This would provide some flexibility	
	in those cases where there would be limited	
	benefit from a SCI	
Structural Survey	Change to date of NPPF.	
Supplementary information for	No changes	
telecommunications development		
Sustainability Assessment	Delete reference to MSDC Sustainable	
,	Construction SPD as it has been withdrawn;	
	Update to guidance documents.	
Town Centre Impact Assessment	Update to guidance documents.	
Transport Assessment	Update date of NPPF.	
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Travel Plan	Update date of NPPF.	
Tree and Landscaping Implications	More specific wording as to when a Tree Report is required based on British Standard; Update to policy number and guidance documents.	
Ventilation and Extraction Statement	Clarification that acoustic assessment should be to appropriate standards; Update date of NPPF. Guidance documents updated.	
Viability Assessment	Update to guidance documents	
Minerals and Waste safeguarding	New section following advice from West Sussex County Council and policy in the Joint Minerals Local Plan.	