

From: [Clare Plant](#)
To: [Sheffield Filing](#)
Subject: FW: 05.30.CP.BT.YK2758.Committee report comment
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From: Clare Plant
Sent: 30 May 2019 09:35
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Cc: Johnson Michael (DEL-Planning) <Michael.Johnson@sheffield.gov.uk>; Walker Colin <Colin.Walker@sheffield.gov.uk>; Williamson John <John.Williamson@sheffield.gov.uk>
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Bob,

We have now had the opportunity to review the planning committee report for Carr Road, Deepcar and both appreciate and welcome the positive recommendation.

We would however suggest that officers may wish to clarify, for Members benefit, the correct application of the Framework test in relation to the tilted balance. The 2019 Framework sets out at paragraph 11(d) that permission should be granted (subject to the stated criteria) where the policies which are *'most important'* for determining the application are out of date. This is a broader approach than that referred to in the earlier version of the National Planning Policy Framework, and as applied within the officers report, which only considers policies *'relevant to the supply of housing'*.

We appreciate that the report has been subject to Counsel review and you may wish to discuss this to clarify the legal advice in this respect. The impact of the change is that no local policies can carry full weight in the absence of a five year housing land supply. Whilst we appreciate that the Council may choose to still apply some weight to the policies, the change in emphasis does have a particular impact on the Council's assessment in respect of policies LR5 and CS47.

A further point of clarification, which members may appreciate is that the Framework at Paragraph 170 indicates that in order to be classified as a 'valued landscape', sites must hold statutory status or be identified specifically as 'valued landscape' within the Development Plan. The site is not specifically identified on this basis within CS72, which in any case is considered to hold limited weight as an out of date policy.

I hope that the above is useful and provides clarification for the benefit of all in determining the overall planning balance applicable to the proposals.

Thanks
Clare

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