

**The London Plan**  
**Examination in Public 2018-2019**

**Panel Note No. 2:**

**Preliminary Questions to the Mayor**

**August 2018**

**Panel appointed by the Secretary of State:**

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## *Introduction*

In order to provide clarity and potentially narrow down the focus of the matters to be considered at the Examination in Public, the Mayor is asked to provide a brief response to the following Preliminary Questions from the Panel. Where relevant, reference should be made to supporting evidence.

A response is requested by **Friday 7 September 2018**.

The Mayor's response will be published on the examination website after it has been received by the Panel Secretary.

## *Role and Preparation of the London Plan*

PQ1. Does the Plan deal only with matters which are of strategic importance to Greater London<sup>1</sup>? Please provide a schedule of all policies in the Plan explaining briefly why each of them deals with matters of strategic importance.

PQ2. Has the approach to planning in London described in paragraphs 0.0.21 and 0.0.22 of the Plan been agreed with all London Boroughs and other relevant interests, particularly with regard to the relationship between the spatial development strategy, local plans and neighbourhood plans, and the development management process?

PQ3. In preparing the Plan, how has the Mayor had regard to the matters referred to at sections 41(4) and (5) of the GLA Act including health, health inequalities, achievement of sustainable development, climate change and its consequences, other relevant strategies, resources available for implementation, and the desirability of promoting and encouraging the use of the River Thames? How are those matters addressed in policies in the Plan?

## *National Policy*

PQ4. What, if any, implications does the Mayor consider that the publication of the revised National Planning Policy Framework on 24 July 2018 has for the content of the London Plan and the examination?

PQ5. Which specific policies in the London Plan deviate from national policy and guidance<sup>2</sup>?

PQ6. Given the legal requirement for the Mayor to have regard to the need to ensure that the London Plan is consistent with national policies<sup>3</sup>, what is the justification for each of the policies deviating from national policy and guidance?

## *Duty to Cooperate, Consultation and Engagement*

PQ7. Having regard to the findings of the Inspector in 2014 regarding the Further Alterations to the London Plan, does the Mayor consider that the duty to

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<sup>1</sup> Section 334(5) of the Greater London Authority Act 1999 ("GLA Act").

<sup>2</sup> London Plan (December 2017) paragraph 0.20.

<sup>3</sup> GLA Act section 41.

cooperate set out in section 33A of the *Planning and Compulsory Purchase Act 2004* applied to the preparation of the London Plan?

PQ8. Irrespective of the answer to PQ7, did the Mayor engage constructively, actively and on an on-going basis during the preparation of the London Plan (a) with all relevant local authorities and other prescribed bodies in London<sup>4</sup> and (b) all relevant local authorities and prescribed bodies outside London on strategic and cross boundary matters in the wider South East?

PQ9. Was the consultation carried out during the preparation of the London Plan in accordance with relevant legislation<sup>5</sup>, and did it involve early and meaningful engagement and collaboration with the community, local authorities, organisations and businesses<sup>6</sup>?

#### *Habitat Regulations Assessment*

PQ10. Have the views of Natural England been sought on the Update of the Habitats Regulations Assessment (July 2018)? If not, this should be pursued.

#### *Flood Risk*

PQ11. What further work has been or will be carried out to address the Environment Agency's concern that there is a need to further develop the Regional Flood Risk Assessment and in particular the application of the sequential test for the designation of growth areas and to assess the impacts of climate change?

#### *Strategic Road Network*

PQ12. What further work has been or will be carried out to address the concerns of Highways England that housing and employment development, as proposed in Opportunity Areas and housing targets for some outer Boroughs, could materially affect the safety, reliability and/or operation of the strategic road network in and around London?

#### *Heathrow Airport*

PQ13. What changes would need to be made to policy T8D and other parts of the Plan to ensure consistency with national policy relating to Heathrow airport as set out in the *Airports National Policy Statement: new runway capacity and infrastructure at airports in the South East of England (June 2018)*.

#### *Waste Management*

PQ14. Having regard to the findings of the Inspector in 2014 regarding the Further Alterations to the London Plan<sup>7</sup>, how has the issue identified in relation

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<sup>4</sup> Including the bodies prescribed under regulation 4 of *The Town and Country Planning (Local Planning) (England) Regulations 2012*.

<sup>5</sup> GLA Act section 335 and *The Town and Country Planning (London Spatial Development Strategy) Regulations 2000*.

<sup>6</sup> NPPF (2012) paragraph 150.

<sup>7</sup> Paragraph 11

to constructive engagement with the adjoining waste planning authorities been addressed in the preparation of the London Plan?

*Roisin Barrett William Fieldhouse David Smith*

*End of Panel Note No. 2*

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