

## Appendix 1

### CHANGES MADE TO THE DRAFT SPDS FOLLOWING THE CONSULTATION PROCESS

#### Development Affecting Conservation Areas Supplementary Planning Document

- Add a new paragraph after paragraph 1.9 to read: "Development affecting Conservation Areas includes any development proposal outside the Conservation Area that would affect its setting, or views into or out of the area. The guidance contained in this SPD should be applied equally to any such development proposals." Renumber the remaining paragraphs accordingly.
- Add the following to the end of paragraph 1.3: "The draft Heritage Protection Bill is likely to introduce changes to the way the historic environment is protected in England when it is implemented. As a result, it may result in a review of PPG15 to support the new Heritage Protection legislation, at which time this SPD will need to be updated."
- Amend the note at the end of paragraph 1.9 to read: "The issue of trees in Conservation Areas is the subject of the Trees and Development Sites SPD."
- Ensure the status of the SPDs listed in Appendix 2 reflects the latest position.
- Amend the last sentence of paragraph 1.11 to read: "Any planning application within or affecting a Conservation Area will be considered against the key characteristics identified within the appraisal and the policies outlined in the management plan."
- Add a footnote to paragraph 1.11 as follows: "Conservation Area Character Appraisals are produced by the Council covering various Conservation Areas within the district. The appraisals define the special character and evolve guidelines for development and enhancement schemes. For further information contact the Conservation and Design Team."
- Amend the first sentence of paragraph 2.9 to read: "The South Cambridgeshire Design Guide identifies that a number of villages have a strong linear form and in such villages backland development may weaken or erode this character."
- Amend the first sentence of paragraph 2.17 to read: "In order for new developments to preserve or enhance a Conservation Area it is important that they are constructed of appropriate materials, i.e. materials drawn from the pallet of traditional materials found in the locality."
- Delete paragraphs 2.19 and 2.20 and replace with the following text: "2.19 Over recent years there has been an increasing move to use recycled building materials, and in particular bricks, slates and roofing tiles. The decision whether to use salvaged or new (but often traditional) materials needs to weigh the particular circumstances of each case against the factors set out below. 2.20

Reusing resources helps achieve sustainability objectives. When repairs are being carried out on a historic building it is important that materials are carefully removed, stored, and reused. When whole or parts of buildings are demolished, materials can be used successfully for new structures on the same site. Salvaged materials are particularly valuable in making repairs to historic buildings that match the existing and this use should be given priority. 2.21 It is also important not to encourage the sort of markets in salvaged materials that lead to the needless and damaging stripping or demolition of historic buildings. Materials should only be reused if they are of good quality and fit for purpose and are appropriate to a building's construction, type and location. 2.22 The changes made to historic buildings over time are usually reflected in their materials and details. Using new materials, as opposed to salvaged ones, means that this tradition is continued as recent additions can be clearly read. New materials can also be appropriate where a new building is responding to the general character of an area's buildings rather than trying to copy them. The use of new but traditional materials such as tiles, brick and stone helps promote their production and availability." Renumber the remaining paragraphs accordingly.

- Add a new section after paragraph 2.21 as follows: "ARTICLE 4 DIRECTIONS 2.22 In order to restrict the right of landowners from carrying out certain types of development, an Article 4 Direction can be placed on specific buildings or areas. This enables the local authority to require permission for what is otherwise allowed without consent. This is despite the current changes to the permitted development rights to landowners which are in the process of being update. This does not necessarily mean that permission would be refused, but allows the authority to assess any potential impact to the buildings, the street scene and the Conservation Area. 2.23 It is recommended the District Council should be contacted prior to undertaking any work to discuss the development proposal to establish whether the development would be permitted and whether planning permission will be needed for all or part of the work. Contravention of the legislation relating to Conservation Areas may result in the local planning authority taking legal action."
- Amend the last sentence of paragraph 2.21 to read: "The District Council will refuse Outline Applications for developments within Conservation Areas, or affecting their character or appearance, where the information submitted is not sufficient to determine whether or not the proposal would preserve or enhance that Conservation Area."
- Add the following after the third sentence in paragraph 2.21: "Consultation with SCDC officers prior to submission of a planning application is encouraged to ensure applicants provide sufficient information with their application to judge its impact."
- Add "Landscape Guidance for Development Sites SPD" to the list of other relevant SPDs by SCDC in Appendix 2.

## Trees and Development Sites Supplementary Planning Document

- Amend paragraph 2.11 to read: "Sites to be developed may also be important for species protected under wildlife legislation or contain ancient woodland or veteran trees which are a valuable biodiversity resource. Further guidance on these can be found in the Council's Biodiversity SPD and Biodiversity Strategy."
- Ensure the status of SPDs listed in Appendix 2 reflects the latest position.
- Amend second sentence of paragraph 2.1 to read: "One of the least wooded counties also having suffered extensive loss of Elm due to the Dutch Elm Disease and more recently Beech, Horse Chestnut and Ash."
- Amend paragraph 2.11 to read: "Sites to be developed may also be important for species protected under wildlife legislation or contain ancient woodland or veteran trees which are a valuable biodiversity resource. Further guidance on these can be found in the Council's Biodiversity SPD and Biodiversity Strategy."
- Amend 8th bullet of paragraph 2.2 to read: "Enhancing a new development; existing trees on a new development can add a sense of maturity to a new building and can enhance property value if incorporated at the design stage."
- Amend the 5th bullet of paragraph 2.2 to read: "Fresh air for all; trees provide clean air as they take in carbon dioxide and release oxygen as part of their living process, acting as carbon sinks."
- Amend paragraph 2.11 to read: "Sites to be developed, including vegetation and individual trees, may also be important for species protected under wildlife legislation or contain ancient woodland or veteran trees which are a valuable biodiversity resource. Further guidance on these can be found in the Council's Biodiversity SPD and Biodiversity Strategy." Add a new paragraph after 2.11 to read: "The Forestry Commission is the Government Department with statutory responsibility for trees and woodland. The responsibilities and powers of the Forestry Commissioners in relation to planning are derived mainly from the Forestry Act 1967 and the Environmental Impact Assessment Regulations 1999. It may be advisable to contact them to determine if compliance with their statutory duties may be required."
- Amend paragraph 2.7 to read: "The Town and Country Act 1990 (section 197) specifically charges the Local Planning Authority with the duty to ensure, whenever it is appropriate, when granting planning permission that adequate provision is made for the preservation and planting of trees through planning conditions and the serving of Tree Preservation Orders (TPOs)." Delete paragraph 2.6, to avoid repetition. Delete the heading "Legal Framework" and move the heading "Statutory Legislation" to precede paragraph 2.5.
- Insert the following text after paragraph 2.8: "Contravention of the statutory legislation relating to trees may result in the local planning authority taking legal action."

- Add a new paragraph after paragraph 2.10: "If any tree subject to a TPO which has been identified for retention or for which prior consent for works or removal is removed, uprooted or destroyed in contravention to a TPO it will be the responsibility of the land owner to plant another tree of an appropriate size and species at the same place as soon as he reasonably can." Renumber remaining paragraphs accordingly.
- Amend paragraph 3.1 to read: "A good quality design cannot be achieved if the opportunities and constraints of a site are not identified and considered. Comprehensive site surveys will allow for key components of a site to be retained and will ensure that where appropriate new trees can be incorporated and existing trees protected."
- Amend paragraph 3.2 to read: "Where there are existing mature trees on a proposed development site careful consideration should be given to the incorporation of those trees in the overall layout of the development, particularly in public areas. Front elevations of buildings facing onto trees or proposed new planting must be well thought out for the longevity of the enhancements that trees bring to development."
- Amend the second sentence of paragraph 3.3 to read: "Landscape professionals are advised to consider sections 13 and 14 of BS 5837 2005; dealing with new planting, future requirements and relationships to development."
- Amend paragraph 3.4 to read: "Development proposals should include landscape proposals and arboricultural information. The data and information should be clearly presented to allow the officer to make a concise and comprehensive assessment of the proposals."
- Amend the last sentence of paragraph 4.11 to read: "This information can be included on a scale plan or discussed prior to a planning application being submitted; further information can be found in Appendix 2 - National Information."
- Insert the following text after paragraph 2.8: "Contravention of the statutory legislation relating to trees may result in the local planning authority taking legal action."
- Add a note after paragraph 4.21 to read: "NOTE - Any tree works which are undertaken need to consider breeding birds and bats which are afforded statutory protection. Further information is provided in the Landscaping and Biodiversity SPDs." Delete "For full details see SPD on Landscaping."
- Add the following into a new section 'Local Information' within Appendix 2 before 'National Information': " - Cambridgeshire Design Guidelines - Cambridgeshire County Council; - Cambridgeshire Design Guide for streets and the public realm - Cambridgeshire County Council".

## Public Art Supplementary Planning Document

- The wording of paragraph 1.2 should be amended to read: "The term Public Art refers to works of art in any media which contributes to the identity, understanding, appreciation, and enhancement of public places. Public Art can promote a sense of place and pleasure for example by evoking local history, be inspiring and / or thought provoking. In South Cambridgeshire Public Art has a role to play in neighbourhood and community development."
- The wording of the fourth bullet of paragraph 1.6 be amended to read as follows: "Where public art is secured, proposals include costed maintenance schedules to ensure continuing community benefit."
- The wording of paragraph 1.8 will be revised to read as follows: "At a national level Planning Policy Statement 3: Housing (PPS3) states that "...Good design is fundamental to the development of high quality new housing, which contributes to the creation of sustainable, mixed communities." (paragraph 12). PPS3 also proposes that Local Planning Authorities should aim at "...Creating places, streets and spaces which meet the needs of people, are visually attractive, safe, accessible, functional, inclusive, have their own distinctive identity and maintain and improve local character." (paragraph 14). South Cambridgeshire District Council considers that the inclusion of Public Art within new developments will assist in creating this distinctive nature."
- The wording of paragraph 1.9 will be amended to read as follows: "Planning Policy Statement 1: Delivering Sustainable Development states that 'Community involvement is an essential element in delivering sustainable development and creating sustainable and safe communities. In developing the vision for their areas, planning authorities should ensure that communities are able to contribute to ideas about how that vision can be achieved, have the opportunity to participate in the process of drawing up the vision, strategy and specific plan policies, and to be involved in development proposals.' (Key Principle (vi) paragraph 13). South Cambridgeshire District Council believe that the inclusion of Public Art in a scheme should assist the involvement of the community and help in creating and delivering a shared vision as well as supporting community development and cohesion."
- Amend second bullet point in paragraph 1.12 to read as follows: "Create unique images that, as symbols, can be used to promote places, generating pride of place and a sense of local identity and distinctiveness."
- In the first sentence of paragraph 1.14 'Public Art Plans' should be replaced by 'Public Art Strategies'. After this first sentence the following words are to be added: "For clarity in this document the terms 'Public Art Plan' and 'Public Art Strategy' are interchangeable."
- Amend paragraph 1.4 by deleting the last sentence and adding the following wording: "The Council is aware of the competing demands made upon developers for funding for infrastructure relating to development schemes and

will take these viability considerations into account when discussing with developers the nature/scale of the Public Art element that could be included in any development scheme."

- Amend first bullet in paragraph 1.6 to read: "To promote the benefits of Public Art in new developments where appropriate, in order to enhance the built or natural environment and the quality of life of residents and visitors."
- Amend second bullet in paragraph 1.6 to read: "Provide practical guidance to developers about how Public Art can be included when a planning application is submitted particularly how it should be referenced / incorporated within Design and Access statements."
- Amend third bullet in paragraph 1.6 to read: "Assist applicants for planning permission by informing them about what contributions may be encouraged and why and how provision and payments could be made."
- Replace final bullet in paragraph 1.6 with the following: "Where Public Art is secured, proposals include costed maintenance schedules to ensure continuing community benefit."
- Replace paragraph 1.14 with the following: "Four of the areas where growth is planned have Area Action Plans, which form part of the LDF, and because of the scale of development proposed within these Plans there are policies that Public Art Strategies should be prepared. For clarity in this document the terms 'Public Art Plan' and 'Public Art Strategy' are interchangeable. The provision of Public Art in these growth areas will help to provide a sense of place and distinctiveness."
- Amend paragraph 2.1 to read: "South Cambridgeshire District Council takes a broad view of Public Art, being a process of improving the quality of development and / or assisting community development. This may include the involvement of recognised artists."
- Add after the word 'landmarks' in the first bullet in paragraph 2.2 the following words: " ...(including artworks incorporated into landmark buildings);..."
- Add the following text to the end of 2.2: "Permanent works should be durable and good quality construction requiring very little if any maintenance;"
- Delete paragraph 3.1.
- Amend paragraph 3.2 to read: "South Cambridgeshire Council will normally encourage developers to dedicate between 1% and 5% of the associated construction costs of the capital project to Public Art. The level of contribution from the developer is likely to be determined by the scale of the development with larger schemes with high service and infrastructure costs being the most likely to contribute the lowest percentage cost toward Public Art. For a number of the very large scale developments within South Cambridgeshire where

development costs will run into the hundreds of millions of pounds and which will have to bear very high costs of services, facilities and infrastructure, the contribution to public art provisions is likely to be less than 1% of the total development value."

- Add the following wording to the last sentence of paragraph 3.3: "...whichever is most appropriate given the scale and location of the development."
- Amend paragraph 3.4 to read as follows: "If a developer is willing to incorporate Public Art within a scheme the Council will include this when they negotiate a legal agreement (referred to as a section 106 agreement) with the developers and their agents to ensure that the public art is well provided and measures are provided to ensure that it is maintained and remains an asset to the development. Such an agreement can cover all the different elements of the necessary infrastructure requirements and for Public Art this could contain the details of the nature and extent of the Public Art contribution and any sums involved."
- Delete paragraph 3.5.
- Amend paragraph 3.7 to read as follows: "Where a developer is willing to make a contribution to Public Art but is unable to prepare a Public Art Plan or achieve an appropriate scheme on site, the Council will encourage developers to make financial contributions to support Public Art initiatives in suitably prominent locations nearby where artworks would contribute to local character and thereby enhance the neighbourhood of the development or as part of other plans adopted and promoted by South Cambridgeshire District Council."
- Amend the second sentence of paragraph 3.8 to read as follows: "The costs could be applied to either one or proportionately to a number of developments in the vicinity."
- Amend the first sentence in paragraph 4.1 to read: "Policy SF/6 in the Development Control Policies DPD encourages the provision and commissioning of Public Art and indicates that it would apply to the following schemes:"
- Amend paragraph 4.6 to read as follows: "Where a developer has decided to include Public Art in a scheme a Public Art Plan will need to be prepared as part of the development process. The nature of the Public Art Plan will depend on the scale of the development."
- Amend bullet 1 of paragraph 4.7 to read: "A brief for the involvement of the artists where Public Art is not already included in the architecture or landscaping of the scheme."
- Replace the word "intrinsic" in the second bullet in paragraph 4.7 with "already included"

- Amend the second sentence of paragraph 4.11 to read: "It is more effective to incorporate Public Art in the earliest thinking of a development proposal."
- Flow Chart Box 1 - amend the text to read: "Pre - Application Discussions and Consultations. Developer contacts the District Council Development Control Section. If the scheme is of a scale that falls under the scope of the Council's Public Art policy the Development Control Officer will provide the developer with this SPD. The Officer will encourage the developer to consult the local community and prepare an integrated Public Art plan as part of other contributions supporting services, facilities and infrastructure."
- Flow Chart Box 2 - remove contact telephone number.
- Flow Chart Box 4 - replace "always" with "often" in the second paragraph.
- Flow Chart Box 5 - add the following text to the end: "Where off-site provision is contemplated the Arts Development Officer will seek early discussions with the local Parish Council to ascertain whether off-site provision would be supported."
- Flow Chart Box 6 - amend the first sentence to read: "Unless the developer employs an in-house specialist, consideration should be given to engaging an artist or artists to form part of the design team. Advice on this recruitment process is given in this SPD."
- Flow Chart Box 9 - amend the first sentence to read: "The artist and / or the developer consults with the local community regarding the purpose and nature of the Public Art scheme."
- Flow Chart Box 10 - add the following text to the beginning of the first sentence: "Where appointed..."
- Flow Chart Box 18 - amend the first sentence to read: "The Public Art Plan is recommended (or declined) by the Arts Development Officer following consultation with the Development Control Officer."
- Amend the heading before paragraph 5.1 to read: "The Role of an Artist"
- Amend paragraph 5.1 to read as follows: "The defining quality of Public Art is the artist's intent and the connection that this intent has with the place that art works are located as well as the viewers or audience."
- Delete the second sentence of paragraph 5.2 and replace with the following: "It may not be necessary to appoint a recognised artist but an artist will often have the necessary skills to successfully take a Public Art project from inception to realisation. Where appointed, the artist should be involved in the creation of development proposals as a member of the design team and will be expected to develop their work in collaboration with the local community and users of the

public building or site. Artists should always have due regard to health and safety issues in respect of the art works."

- Amend paragraph 5.3 to read as follows: "The main roles that artists can have include working: 1) Alongside local people and involving residents in exploring the ideas, development and realisation of permanent or temporary art works or arts projects in the community. 2) As members of design teams and with architects to enhance aesthetic aspects of the development. 3) As researchers and curators, drawing on for example views expressed in parish plans, the local history of a place and its surroundings or its proposed future use in order to inform the art works."
- Amend paragraph 5.4 to read as follows: "All artwork commissioned by a developer should be of a high quality and represent good value for money."
- Amend the second sentence of paragraph 5.5 to read as follows: "The artist's brief should be communicated at the earliest stage."
- Amend the heading before paragraph 5.6 to read: "Recruitment of an Artist"
- Amend the first sentence of paragraph 5.6 to read as follows: "Where the decision is made to appoint an artist, their selection should be made against clear criteria based on the objectives of the commission."
- Amend the heading before paragraph 5.11 to read: "The Public Art Brief"
- Amend paragraph 5.11 to read: "The Public Art brief clarifies precisely the kind of artwork and therefore artist required for the particular development."
- Delete the final sentence of paragraph 5.13.
- Amend paragraph 5.14 to read as follows: "A good degree of Public Art expertise is essential and developers should engage consultants with the skills, knowledge and capacity required to support the Public Art process and have regard to their advice."
- Add a new sentence after the first sentence in paragraph 5.24 to read: "South Cambridgeshire District Council wants to involve communities in decisions whether Public Art should be provided and in the development of Public Art proposals."
- An additional paragraph is to be added after paragraph 2.1 and will result in subsequent changes to the paragraph numbering that follows. This new paragraph will read as follows: "There are two broad categories of Public Art which are as follows: (a) Art Integrated into Physical Form and Function. Projects that have a physical, permanent outcome integrated into the form, function, style or content of a place, space or building. These will range from projects where artworks have been incorporated into the design or masterplanning of buildings, townscapes or landscapes to the design and

making of individual physical elements within them. (b) Arts Activities. A programme of projects that will range from creative consultation to festivals, ephemeral structures, film, web or other 'virtual projects' that promote a clear sense of identity to those within the settlement and external to it to community choirs and so forth and which will support local community development strategies."

- The first sentence of paragraph 2.2 to be deleted and replaced with the following wording: "Such works can include:.."
- Additional wording to be added to paragraph 2.3. At the end of the first sentence the following words to be added: "for South Cambridgeshire District Council."
- The first bullet point in paragraph 2.3 should be amended to read as follows: "Commissioned work should be original and intrinsic to the architecture or landscape of the scheme."
- The wording of the final bullet of paragraph 2.3 is to be amended to read as follows: "In this context the definition could consist of functional elements designed by artists, architects, urban designers, landscape architects or interior designers."
- The second bullet point in paragraph 2.3 be amended to read: "The work should result from a clearly understood procurement process."
- A new paragraph will be added after 3.3 which will result in subsequent re-numbering of the paragraphs that follow. The new paragraph to read: "In addition to funding from developers there are other potential sources of funding for Public Art. This funding is likely to be only part of the cost of Public Art with the developer's initial contribution being the main driver. Alternative funding could include the following: i) Initiatives by community organisations or delivery partners; ii) National funding organisations (such as the Arts Council, Lottery Funds etc); iii) Trusts and Foundations; iv) Local charities and voluntary organisations."
- Text in paragraph 3.6 should be amended to read: "See Appendix 2 for the suggested template for the Section 106 agreement."
- The final sentence to be added at the end of paragraph 3.9 to read as follows: "Consideration of maintenance of the Public Art should be set out in the context of the advice contained in paragraphs B18-20 in Circular 05/2005 on Planning Obligations."
- Amend reference in paragraph 3.9 to "page 17" to read "page 19".
- The heading for this section to be renamed: "PUBLIC ART COMMISSIONS". The first sentence of Paragraph 4.4 is to be deleted and replaced by the following to read: "Commissioners should set clear aims and objectives for

Public Art. These may be based on themes relevant to the nature of the locality such as the uses, historic or contemporary, landscape character or biodiversity, or function of the public space or building(s). The beneficiaries must be clearly identified where artists are to be given scope to interpret these appropriately for the given context. In most cases the clients will be the occupiers of the new development or their representatives."

- The first sentence of Paragraph 4.4 is to be deleted and replaced by the following to read: ""Commissioners should set clear aims and objectives for Public Art. These may be based on themes relevant to the nature of the locality such as the uses, historic or contemporary, landscape character or biodiversity, or function of the public space or building(s). The beneficiaries must be clearly identified where artists are to be given scope to interpret these appropriately for the given context. In most cases the clients will be the occupiers of the new development or their representatives." Also to emphasise the success that using a theme can bring, additional wording to be added to the second sentence so that it reads as follows: "At Arbury Park the fruit and flower growing industries provided the main theme for a number of art works on the 900 home development and has resulted in a wide variety of high quality art interventions."
- In both paragraph 4.7 and 4.8 delete in the first paragraph the word 'commercial development' and replace with 'other development including office, manufacturing, warehousing and retail development'.
- Additional bullet point to be added as the first point to paragraph 4.7 to read as follows: "A Management Plan consisting of a summary of the knowledge, skills and time allowed for Public Art project management."
- An additional bullet point to be added to paragraph 4.8 and is to be the first point. It is to read as follows: "A Management Plan consisting of a summary of the knowledge, skills and time allowed for Public Art project management."
- The bullet points of paragraph 4.8 will be amended to read as follows: "1) The nature and purpose of the Public Art intervention and its relationship to the site including anticipated aims and benefits; 2) A brief for the involvement of the artist(s), the potential recruitment and likely timescales; 3) The process for community liaison and engagement - both undertaken and proposed; 4) An indication of the Public Art programme priorities set in the context of the phasing of the development and likely costs; 5) The ownership, maintenance and decommissioning scheme; 6) A statement indicating the responsibility for future care and maintenance - this will be addressed as details of the Public Art Programme are developed."
- Delete heading "Public Art Support Group" before paragraph 4.9 and delete paragraph 4.9. Delete heading "Public Art Support Group" before paragraph 5.22 and delete paragraph 5.22. Delete Box 17 from the Flow Chart. Add the following wording to the end of paragraph 4.3: "Local involvement will be particularly important and where Public Art does not form an intrinsic part of the

architecture or landscaping of a development, commissioning should normally await the arrival of the new residents or users of the development."

- The wording of the first sentence in Box 25 of the Flow Chart will be amended to read as follows: "Once any site-specific art works are completed, the Developer will confirm that they are ready to be transferred and the legal documents (including the decommissioning process and likely future ownership) will be prepared by Legal representatives of the Developer and the Parish Council (or approved management organisation)." An additional sentence is to be added to the end of paragraph 5.18 to read as follows: "Clarity on the existing and likely future ownership of artworks is essential."
- A new section to be added after paragraph 4.11 to read as follows. The heading is to be: "RECORD KEEPING". The new paragraph will read: "Immediately upon completion a full description and pictorial information of the Public Art should be provided in the form of a written up summary with pictorial and other information for a local Public Art reference archive."
- Box 13 of the Flow Chart on page 14 of the SPD shall be amended. The final sentence to be amended to read as follows: "Ideally the Public Art will be incorporated into the detailed architect / landscape architect drawings submitted as part of the planning application."
- A new paragraph will be added in the funding chapter to follow paragraph 3.9. The wording of this new paragraph is as follows: "On large schemes developers may need to negotiate other arrangements for managing and maintaining the public space and Public Art within this space. This includes the following - a) Offering to grant a lease of the relevant part of the public area where the Public Art is located and transferring responsibility and management arrangements as part of the lease; b) A management entity taking responsibility for managing and maintaining the public areas in accordance with protocols agreed for that management entity; c) A relevant public or statutory authority taking responsibility for managing and maintaining Public Art." Also the text in Box 24 is to be amended to read as follows - "Once provided any installation will need to vest in an owner the ability to maintain or decommission the artwork as appropriate or necessary. Usually a commuted sum will need to be allocated to achieve this and to be included in the Section 106 Agreement."
- The cross reference to 'Appendix 3' will be amended to read 'Appendix 2' in Box 14 of the Flow Chart. Box 13 will be amended and the second bullet point will be now read as follows: "A statement of the proposed heads of terms for the Section 106 Agreement for consideration."
- An additional sentence to be added to end of paragraph 5.2 to read: "Artists should always have due regard to health and safety issues in respect of art works."
- The wording of paragraph 5.8 is to be deleted and replaced with the following: "Developers should seek to appoint the artist best qualified to undertake the

particular project. Work by notable artists will be encouraged in South Cambridgeshire."

- The wording of the first sentence in Box 25 of the Flow Chart will be amended to read as follows: "Once any site-specific art works are completed, the Developer will confirm that they are ready to be transferred and the legal documents (including the decommissioning process and likely future ownership) will be prepared by Legal representatives of the Developer and the Parish Council (or approved management organisation)."
- The wording of final sentence in paragraph 5.26 will be amended to read as follows: "The Council will encourage the involvement of local people (including local non-professional artists) in the development of artworks as the best way to gain public awareness and support."
- Add reference to "Landscape Guidance for Development Sites SPD (in preparation)" in Local Information.

### **Open Spaces in New Developments Supplementary Planning Document**

- Add to end of paragraph 1.2 - "The SPD includes standard charges indicating the level of contribution likely to be sought by the Local Planning Authority, as indicated by Planning Circular 05/05 Planning Obligations."
- Add new paragraph after 1.5 - "Area Action Plans that address sites on the edge of Cambridge (Cambridge East AAP, Cambridge Southern Fringe AAP, North West Cambridge AAP) utilise the Cambridge City Council Open Space standards. The standards and costs included in chapter 2 of this document therefore do not apply to these areas."
- Amend paragraph 1.11 - "The starting point for the mix of Children's Play Space will be 50% formal and 50% informal. A lower percentage of formal playspace (and consequently higher level of informal children's play space) may be acceptable if it can be demonstrated that provision of the LAPS /LEAPS / NEAPs hierarchy can be achieved appropriately with less than 50% formal provision."
- Move the second sentence of paragraph 1.11 to form beginning of paragraph 1.12.
- Amend paragraph 1.13 - "In addition to the standards detailed above, informal open space provision will be encouraged as part of business park, retail and large-scale commercial developments; this is for the benefit and well being of the workforce and also visitors to the site. Any spaces provided should have regard to the nature and location of the development."
- Amend paragraph 2.1 - "When there will be a net increase in the number of occupants as a result of a residential development (details of how this is

calculated are provided below). This includes conversions and change of use. It includes bed-sits, flats, sheltered housing and affordable housing.

- Amend 1st sentence of paragraph 2.5 - "Calculation of provision required for a residential development involves establishing the net increase in occupants, using an occupancy rate for different property types within the development based on the number of bedrooms."
- Add to paragraph 2.7 - " Where there is alternative robust information on population in relation to a specific major development this will be used, subject to the approval of the Local Planning Authority."
- Amend 2<sup>nd</sup> and 3<sup>rd</sup> bullet of paragraph 2.13 - "The laying out and construction of land including sport pitches, facilities and equipment for play and/or sport, and informal open space"; "The improvement or upgrading of land including sports pitches, facilities and/or equipment for play or sport, and informal open space."
- Update costs in table under paragraph 2.14 to 1st quarter of financial year 2008/9 prices (subject to annual index linked update)
- Amend 1<sup>st</sup> sentence of 2.15 - "The level of contribution sought by the Local Planning Authority will be calculated according to the net increase of occupants that will result from a residential development according to the table at paragraph 2.7 above."
- Amend paragraph 2.16 - "Costs are based on research titled 'The Development of a Recreation Policy for South Cambridgeshire District Council', prepared by consultants Leisure and the Environment in 2005, index linked (Building Cost Index All-in Tender Price Index) to 1st quarter of financial year 2008/9."
- Amend Paragraph 2.20 - "It is strongly advised that in the majority of cases new open spaces and facilities should come under the freehold ownership of the Parish Council or Town Council or a local community organisation or trust that has clear accountability, is properly constituted, represents the best interests of the whole community and appropriate access by the community is guaranteed into perpetuity."
- Amend Paragraph 2.21 - "If a developer, in consultation with the District Council and Parish Council, decides to transfer the site to a management company, the District Council will require appropriate conditions to ensure public access and appropriate arrangements in the event that the management company becomes insolvent (a developer guarantee)."
- Amend paragraph 2.25 - "In accordance with Planning Circular 05/05 (paragraph B18) this 10 year requirement has been reviewed and is considered a fair and balanced approach for new provision predominantly for the benefit of the users of the associated development."
- Add to end of paragraph 2.26 - "Additional pump priming contributions will not

be required where a commuted maintenance sum has been secured as set out in paragraph 2.24." Reference should also be to paragraph 'B'19 of the circular.

- Amend 1<sup>st</sup> part of 2.28 - "The level of contribution sought by the Local Planning Authority for commuted maintenance will be as follows:
- Update costs in table under paragraph 2.28 to 1<sup>st</sup> quarter of financial year 2008/9 prices (subject to annual index linked update)
- Amend 2<sup>nd</sup> part of 2.28 - "Costs are based on research titled 'The Development of a Recreation, Policy for South Cambridgeshire District Council', prepared by consultants Leisure and the Environment in 2005, index linked (Building Cost All-in Tender Price Index) to 1<sup>st</sup> quarter of financial year 2008/9. They represent a robust indicator of the level of contribution which will normally be required. If alternative costs were to be sought through negotiation with the Local Planning Authority, clear evidence would need to be produced to the satisfaction of the Local Planning Authority, to show that the required provision could be maintained for the appropriate period whilst still achieving the relevant agreed specification and quality."
- Amend 1<sup>st</sup> sentence of paragraph 3.2 - " The Planning Application should be submitted where possible with a draft Section 106 Agreement (based on the model agreement, but otherwise with a draft statement of the proposed heads of terms for a s106 agreement)."
- Add to end of paragraph 3.2 - "It is acknowledged that this standard template may require revision in relation to the specific circumstances of an application."
- Amend Box 4 of the process flow chart- "Developer submits a planning application accompanied by a Design and Access Statement along with a draft Section 106 Agreement. (based on the model agreement, but otherwise with a draft statement of the proposed heads of terms for a s106 agreement)."
- Delete last 2 sentences of 4.6
- Amend 2<sup>nd</sup> Sentence of paragraph 4.13 - "Pitches should not overlap as the summer and winter seasons now increasingly present potential conflict between sports at the end of each season; for example cricket and football pitches where seasons overlap."
- Add to end of paragraph 4.15 - "It is not unusual for public rights of way to cross open space. When locating sports pitches, consideration should be given to preventing conflicts."
- Amend final sentence of paragraph 4.35 - "They should be sited in open, welcoming locations and where possible and appropriate by family homes to provide informal surveillance. It is noted however that NEAP's can create greater noise levels and disturbance to residential property therefore the requirement for NEAP's is that they should either be overlooked by family

homes or located in “busy” areas where there is considerable natural surveillance and footfall.”

- Delete paragraph 4.36
- Amend paragraph 4.37: Amend table referring to NEAP: 80m-100m for skate parks and informal MUGA’s (for rural areas).
- Amend paragraph 4.37: Add to end of the paragraph referring to distance: The only exception to this may be for NEAP’s, where defined safe crossing points are provided at the same time.
- Amend 1st sentence of 4.46 - "All play areas will be expected to provide each of the following unless clear evidence is produced to demonstrate why any particular facility or item should be omitted:"
- Amend 1st bullet of 4.46: "Robust and low maintenance benches with arm and back rests to aid older or less mobile carers"
- Revise paragraph 4.47 to read - "All play equipment must meet the most recent and relevant BS and EN standards including BS EN 1176 for playground and equipment design and installation and BS EN 1177 for impact attenuating surface testing and performance plus any further BS EN amendments and subsequent standards."
- Amend third sentence of paragraph 4.50 - "Rather they will use landscaping, planting and natural features and will offer a variety of paved and grass surfaces and tactile features."
- Add the following to the end of paragraph 4.50 - "On large developments, Design Codes can provide the framework for a coordinated approach to the design and delivery of LAPs."
- Add to end of 4.78 - "They will help support the vision of the Cambridgeshire Green Infrastructure Strategy to create a comprehensive and sustainable network of green corridors."
- Amend 3<sup>rd</sup> sentence of 4.82 - "Further guidance can be found in the Biodiversity checklist / Action Plan produced by Cambridgeshire & Peterborough Biodiversity Partnership."
- Amend appendix 3 definition of outdoor play space - Children’s Play Space – "Designated areas for outdoor play for children and young people. This will contain a range of facilities and an environment that has been designed to provide focused opportunities for outdoor play. This includes formal equipped play areas and provision for teenagers including wheeled sports parks and macadam kick-about areas. It also includes areas for informal play, including grass kick-about areas within housing developments."

- Amend first sentence of appendix 4 - "The following are areas that will not be considered as contributing to the open space quantitative standard."
- Amend Appendix 4, 6<sup>th</sup> Bullet to read - "Land used for Greenways (off highway landscaped paths), since their principal purpose is that of a movement corridor. This is distinct from a Green Corridor, which comprises open land, which penetrates into an urban area for amenity and recreation. The only exception to this is that part of a Greenway that passes through an area that is designated in its own right as informal open space."
- Appendix 5 - Add reference to the Green Infrastructure Strategy, Biodiversity Checklist/Action Plan and SCDC Biodiversity Strategy.