

# *Public Art Supplementary Planning Document*

## *Public Participation Report*

<i>Representation No.</i>	<i>Nature</i>	<i>Representation Summary</i>	<i>Change To Plan Sought</i>	<i>Council's Assessment</i>	<i>Change To Draft SPD</i>
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### *Chapter 1 - Introduction to the Supplementary Planning Document*

#### *1.1*

22047	Support	The document provides a good framework in terms of overall approaches to public art and detailed stages and procedures for implementation as an integral part of the planning process		Support noted.	No change.
22221 - East of England Regional Assembly	Support	The Regional Planning Panel Standing Committee considered the attached report at the meeting of 27th June 2008 and endorsed the recommendation that: 'The four draft Supplementary Planning Documents prepared by South Cambridgeshire District Council are in general conformity with the RSS.'		Support noted.	No change.
22084 - Natural England	Support	Natural England welcomes the production of this SPD; public art can make a valuable contribution to the appreciation, and indeed conservation, of the natural environment.		Support noted.	No change.
22042 - Cambourne Arts	Support	We generally support the document.		Support noted.	No change.
22043	Support	In support of Public Art Guidance. Demonstrates an integral, strategic approach to public art: to encourage the commission of public art, thus prior to artwork commission; as part of the planning and development process.		Support noted.	No change.

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<i>1.2</i>					
22214 - Marshall of Cambridge (Holdings) Limited	Object	In defining or explaining public art I would suggest that references should be made to issues such as promoting a sense of pleasure, being pleasing, perhaps being evocative of history, being inspiring and / or thought provoking. The contents of the current paragraph are not easy to comprehend.		Agree to amend the definition of Public Art to more reflect what is meant by the term in South Cambridgeshire.	The wording of paragraph 1.2 should be amended by deleting the second sentence and replacing it with the following wording: "Public Art can promote a sense of place and pleasure by evoking local history, be inspiring and / or thought provoking."
<i>1.3</i>					
22159 - Cambridgeshire County Council	Support	In general support, based on the understanding that Policy SF/6 in the Development Control Policies DPD adopted July 2007 is one of encouragement, and is voluntary rather than an a requirement.		Support noted	No change.
<i>1.6</i>					
22215 - Marshall of Cambridge (Holdings) Limited	Object	In the fourth bullet point there is reference to such a maintenance of art works. Any such reference needs to point to the context set by the advice in Circular 05/2005.		The bullet point is to be amended to clarify its meaning.	The wording of the fourth bullet point to be amended to read as follows: "Ensure that, where required, all proposals include costed maintenance schedules to ensure continuing community benefit."

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<i>1.8</i> 22060 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher recommend that references to text contained in PPS1 and PPS3 should be more accurately quoted by providing specific quotes with the paragraphs of the PPS referenced. These paragraphs need to differentiate between the actual text in the PPS and South Cambridgeshire District Council's objectives for Public Art. For example as currently drafted paragraph 1.9 could be interpreted as stating that PPS1 refers to "the inclusion of public art in a scheme could assist the involvement of the community and help in creating vision". In fact there are no specific references to public art within PPS1.		To ensure that there is differentiation between the actual text in PPS3 and South Cambridgeshire District Council's objectives for Public Art specific extracts from PPS3 will be included in paragraph 1.8. The wording of the paragraph will be revised to clarify that it is South Cambridgeshire's opinion that Public Art can assist in creating a distinctive character.	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."

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<i>1.9</i>					
22061 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher recommend that references to text contained in PPS1 and PPS3 should be more accurately quoted by providing specific quotes with the paragraphs of the PPS referenced. These paragraphs need to differentiate between the actual text in the PPS and South Cambridgeshire District Council's objectives for Public Art. For example as currently drafted paragraph 1.9 could be interpreted as stating that PPS1 refers to "the inclusion of public art in a scheme could assist the involvement of the community and help in creating vision". In fact there are no specific references to public art within PPS1.		To differentiate between the actual text in PPS1 and South Cambridgeshire District Council's objectives for Public Art, paragraph 1.9 will be amended to include specific quotes from PPS1. It will be made clear that the value of including Public Art is in the opinion of South Cambridgeshire District Council.	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 could assist the involvement of the community and help in creating a vision."
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<i>1.10</i>					
22062 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher recommend that if reference is to be made to Cambridgeshire Horizons Arts and Culture Strategy in this paragraph then the nature of the Council's recommendation and views on how the Strategy should be treated needs to be recorded. For instance if South Cambridgeshire District Council's Cabinet has considered the content of the Horizons Arts and Culture Strategy then this paragraph should refer to the recommendations of the Cabinet.		Paragraph 1.10 to be amended to include mention of the fact that South Cambridgeshire District Council's Cabinet considered the Arts and Strategy when it was published.	Add the following sentence to the end of the paragraph 1.10: "The Strategy was welcomed by South Cambridgeshire District Council's Cabinet when it was published in July 2006."

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<i>1.12</i>					
22085 - Natural England	Support	We support paragraph 1.15 which identifies the benefits of public art.	Suggest that the second bullet is amended thus: * Create unique images that, as symbols, can be used to promote places, generating pride of place and a sense of local identity and distinctiveness.	Support noted and second bullet point in paragraph 1.12 is to be amended.	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."
<i>1.14</i>					
22063 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher are concerned that the reference to the policy requirement of the Northstowe Area Action Plan (NAAP) is incorrect. Policy NS/9(9) of the NAAP refers to "a strategy for public art..." and not to a "Public Art Plan". The same words are contained in paragraph D5.14 of the NAAP. The SPD should be amended to be consistent with the NAAP and any other Area Action Plans through reference to "a Public Art Strategy". As currently drafted this paragraph would be in conflict with DPD policy and therefore would not be in accordance with the requirements of an SPD as set out at section 19 of the Planning and Compulsory Purchase Act (2004).		The wording in paragraph 1.14 to be amended to reflect the policy wording included in the Area Action Plans. Where the term 'Public Art Plans' is mentioned this should be replaced with 'Public Art Strategy'. An additional sentence is to be included to clarify the meaning of 'plan' and 'strategy' in the SPD.	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."
<i>1.15</i>					
22031 - James A Quinlan & Associates Limited	Object	Make clear that policy is to encourage and that there can be no compulsion on developers to provide public art.		Policy SF/6 in the Development Control Policies DPD, as replicated in paragraph 1.15, clearly states at paragraphs 1 and 3 that the district council will encourage Public Art. It will be one of a number of considerations as part of the planning approval process.	No change.

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22202 - Cambridge Preservation Society	Object	2b - add hospital grounds and similar to the list.		The suggested amendment is to the wording of the policy that is contained in the Development Control Policies DPD adopted by South Cambridgeshire District Council in July 2007. As adopted policy it is not possible to amend the wording. Paragraph 2b lists some non-residential developments that are included but the list is not exhaustive, and the fundamental issue is whether a development meets the size threshold. Therefore, although the policy does not explicitly mention hospitals this type of development is not excluded if it is over 1000m2.	No change.

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*Chapter 2 - What is Public Art*

2.2

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22064 - English Partnerships and Gallagher Longstanton Limited	Object	<p>English Partnerships / Gallagher believe that it is a mistake to try to define the specific types of projects that are recognised as public art as trying to define public art too narrowly will constrain creativity and originality of approach, which SCDC should be seeking to encourage through the SPD.</p> <p>English Partnerships / Gallagher would therefore recommend that there is no definition of public art and the paragraph is deleted.</p> <p>If a definition is to be retained then it will need to be broadened and be less specific through reference to two broad categories of public art.</p>	<p>If a definition is to be retained then it will need to be broadened and be less specific through reference to two broad categories of public art, as follows:</p> <p>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 an artist has participated in the design or masterplanning of buildings, townscapes or landscapes to the design and making of individual physical elements within them.</p> <p>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.</p> <p>Examples could be provided to help clarify the definition if necessary such as for Art Integrated into Physical Form and Function examples would be:</p> <p>"Infrastructure related works. Involvement of artists within planning and design teams to contribute to the development of an articulate and legible landscape for example focussed around (although not limited to) points of entry and orientation,, highways and associated landscape, public transport infrastructure, cycle paths and bridleways, green spaces, pedestrian corridors and play spaces."</p>	<p>The SPD has included a definition of Public Art in order to provide clarity as to what will be accepted as being Public Art within South Cambridgeshire. However it is accepted that the broad categories suggested are a useful definition for Public Art and therefore an additional paragraph will be added into the SPD.</p>	<p>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 an artist has participated in 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."</p> <p>The first sentence of paragraph 2.2 to be deleted and replaced with the following wording: 'Such works can include:.....'</p>



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			"Design of Buildings - involvement of artists within planning and design teams to contribute to the creation of distinctive and stimulating buildings and places that can provide public and community facilities, residential provision, commercial and employment development, and retail and leisure developments."		
22203 - Cambridge Preservation Society	Object	Need to highlight that temporary / ephemeral art should only form part of public art provision and not solely such. This to avoid that developers use public art as promotional / PR activity and that post development some public art features remain (contemporary example is Cambridge Station Redevelopment CB1 where it seems mostly only ephemeral art is proposed at present).		The SPD does not suggest that Public Art in any development should be either a permanent work or a temporary / ephemeral commission. The SPD advises that close consideration is given to a range of arts interventions and appropriate choices are made.	No change.
<b>2.3</b>					
22040 - Cambourne Arts	Object	Non-professional artists should be encouraged.	Change "a living professional artist" to "a living professional artist, possibly in collaboration with local non-professional artists."	The Council accept that non-professional artists could make a beneficial input into Public Art projects and therefore should be encouraged. The wording of the bullet point in paragraph 2.3 will be amended.	The first bullet point in paragraph 2.3 should be amended to read as follows: "Commissioned work should be original and by a living professional artist, wherever appropriate in collaboration with local non-professional artists."

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22216 - Marshall of Cambridge (Holdings) Limited	Object	The criteria for the assessment of public art seems unnecessarily restrictive as set out. Why for example does there need to be reference to a professional artist. Talented amateurs may well have an equally compelling role. It is also difficult to understand why a previously unrealised design should be ruled out. Similarly architects of buildings may be talented artists capable of embellishing their buildings in a manner which gives pleasure to the public. To rule them out seems extreme.		<p>The first bullet point is to be amended to include reference to non-professional artists.</p> <p>Whilst accepting that architectural detail, ornamentation, decoration or functional elements etc are important to the creation of good design in a development, the final bullet of paragraph 2.3 makes it clear that these do not constitute Public Art. The final bullet is not attempting to define members of any design team for Public Art, rather that these design elements, which may be proposed by architects, urban designers, landscape architects or interior architects, do not constitute Public Art, and therefore that an artist will need to be involved in the commission of artwork. The wording of the final bullet point will be amended to express this more clearly.</p>	<p>The wording of the first bullet point of paragraph 2.3 will be amended to read as follows: "Commissioned work should be original and by a living professional artist, wherever appropriate in collaboration with local non-professional artists."</p> <p>The final bullet is amended in response to representation 22066. No further change.</p>

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22036 - University of Cambridge	Object	<p>We object to the inclusion of the criteria that specify what constitutes public art. The SPD should not be so prescriptive in this respect.</p> <p>Specifically, it should not prescribe who should be commissioned, how they should be commissioned or restrict the provision of public art to all but professional artists.</p> <p>Architectural detail, ornamentation and decoration can make a positive contribution as public art whether designed by an artist or architect or other professional designer.</p> <p>The SPD guidance should focus on improving the public realm through public art as an outcome and be less prescriptive about the processes for achieving that outcome.</p>	<p>i) Delete reference to 'living' artists (public art should not be defined solely as works by living artists)</p> <p>ii) Delete reference to the procurement process. It is inappropriate for the SPD to prescribe a particular process.</p> <p>iii) Make clear that architectural detail, ornamentation and decoration can be defined as public art.</p> <p>iv) Make clear that, irrespective of whether such detailing, ornamentation or decoration is designed by an artist or other design professional it can still be considered as public art</p>	<p>The SPD is not making absolute statements about Public Art but is defining what Public Art is for South Cambridgeshire District Council. The SPD has included criteria as to what constitutes Public Art in order for there to be clarity about what the Council will accept as being Public Art. Public Art is distinct from other design features incorporated into a development scheme. Public Art should not include mass produced objects such as garden furniture from a retail store. It must be unique / specific for each location. The Council recognises the contribution that architectural detail etc can make to a development scheme but this is not the same as Public Art. Public Art should be an artwork designed by an artist.</p> <p>The idea of using a living artist is to ensure that the artwork is designed specifically with the particular scheme in mind rather than retro-fitting old art works. The artist will then be able to be involved in the development of the whole scheme and will be able to involve the community in the design of the artwork to produce an end result that is an integral part of final development.</p>	<p>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."</p>
22065 - English Partnerships and Gallagher Longstanton Limited	Object	<p>Paragraph 2.3 - 2nd Bullet Point</p> <p>English Partnerships / Gallagher are concerned that the phrase "an open procurement process" could be misinterpreted.</p>	<p>This text should be amended to read "a clearly understood procurement process."</p>	<p>The amendment suggested is to be accepted.</p>	<p>The second bullet point in paragraph 2.3 be amended to read: "The work should result from a clearly understood procurement process."</p>

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22066 - English Partnerships and Gallagher Longstanton Limited	Object	<p>Paragraph 2.3 - Final Bullet Point</p> <p>English Partnerships / Gallagher believe that if an artist is an integral part of the overall design team and public art is to be integrated into the overall design of a development, seeking to define which members of the design team cannot contribute to public art is perverse.</p>	<p>Therefore in accordance with a broader definition of public art (see English Partnerships / Gallagher representation on paragraph 2.2) the final bullet point under Paragraph 2.3 should be deleted.</p>	<p>Whilst accepting that architectural detail, ornamentation, decoration or functional elements etc are important to the creation of good design in a development, the final bullet of paragraph 2.3 makes it clear that these do not constitute Public Art. The final bullet is not attempting to define members of any design team for Public Art, rather that these design elements, which may be proposed by architects, urban designers, landscape architects or interior architects, do not constitute Public Art, and therefore that an artist will need to be involved in the commission of artwork. The wording of the final bullet point will be amended to express this more clearly.</p>	<p>The wording of the final bullet point of paragraph 2.3 to be amended to read as follows: "In this context the definition cannot simply consist of functional elements designed by architects, urban designers, landscape architects or interior architects."</p>

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## Chapter 3 - Funding

### 3.1

22067 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher are concerned that there is no reference within this paragraph or to anywhere within Chapter 3 to other sources of funding other than funding from a developer. There are a wide range of funding sources for public art and it is recommended that a paragraph is incorporated into the SPD to describe the potential sources of funding and procurement mechanism for public art in addition to funding from developers.	<p>It is recommended that a paragraph is incorporated into the SPD to describe the potential sources of funding and procurement mechanism for public art in addition to funding from developers, including:</p> <ul style="list-style-type: none"> <li>- Initiatives by community organisations or delivery partners</li> <li>- National funding organisations (such as the Arts Council, Lottery Fund etc)</li> <li>- Trusts and Foundations</li> <li>- Local charitable and voluntary organisations</li> </ul>	The SPD is aiming to show developers how Public Art could be incorporated into their development schemes. South Cambridgeshire District Council has a policy that it expects developers to dedicate between 1% and 5% of the associated construction costs of the capital project to Public Art. Additional information could be provided on alternative sources of funding but this funding is likely to be only a part of the cost of Public Art with the developer's initial contribution being the main driver.	<p>A new paragraph will be added after 3.3 which will result in subsequent re-numbering of the paragraphs that follow.</p> <p>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."</p>
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### 3.2

22037 - University of Cambridge	Object	<p>A 5% public art contribution is far too high a cost for development to bear.</p> <p>Adopted planning policy for Cambridge City requires 1% of capital construction costs to be allocated for public art.</p> <p>The strategy for South Cambridgeshire should be consistent with that for Cambridge City.</p>	<p>Replace paragraph 3.2 with the following wording:-</p> <p>South Cambridgeshire District Council will ask developers to dedicate 1% of the associated construction costs of the capital project to public art.</p>	The current adopted Public Art Policy for South Cambridgeshire encourages developers to allocate between 1% and 5% of the total cost of the development. This is referred to in the supporting text for Policy SF/6 on Public Art in the adopted Development Control Policies DPD with the addition of 'ideally' (paragraph 6.7).	The wording of the paragraph is to be amended to reflect those in the supporting text of the adopted Development Control Policies DPD. The revised wording is as follows: "South Cambridgeshire Council expects developers to dedicate ideally between 1% and 5% of the associated construction costs of the capital project to Public Art."
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22068 - English Partnerships and Gallagher Longstanton Limited	Object	<p>English Partnerships / Gallagher believe it is unreasonable and inappropriate to require developers to contribute between 1% to 5% of the construction costs to public art.</p> <p>English Partnerships / Gallagher are very concerned that this paragraph as currently drafted is in conflict with national guidance (Paragraph B9 of ODPM Circular 05/2005) and therefore is not in accordance with the requirements of an SPD as set out at section 19 of the Planning and Compulsory Purchase Act (2004).</p>	English Partnerships / Gallagher therefore strongly recommend that this paragraph is deleted from the SPD.	The SPD is intended to assist the achievement of Policy SF/6 in the adopted Development Control Policies DPD. This encourages developers when making planning applications to make provision for Public Art. It states in the supporting text to this policy that 'ideally' between 1% and 5% of the total cost of the development be allocated to Public Art. The SPD is only re-stating what already appears in the adopted DPD.	No change.
22160 - Cambridgeshire County Council	Object	There are revisions required to the text for editing purposes.	Para 3.2 substitute "expects" with "would expect" to reflect the status of the original policy SF/6 as one to encourage development and the conditional language used within the flow diagram within the SPD.	Accept the amendment as suggested in order to reflect the status of the original policy as one to encourage development.	Paragraph 3.2 to be amended as follows: "South Cambridgeshire would expect developers to dedicate between 1% and 5% of the associated construction costs of the capital project to Public Art."
22217 - Marshall of Cambridge (Holdings) Limited	Object	This refers to an expectation that between 1-5% of construction costs will be dedicated to public art. Whilst this is expressed as an expectation the question must be what is the basis for that expectation. 1% for art has become more familiar over recent years and it has been established that on large scale schemes even that may be excessive.		The supporting text to Policy SF/6 on Public Art mentions the fact that the Council has adopted a Public Art Policy that encourages developers to allocate a proportion of the budget for the implementation of a public art scheme. It states that this proportion is ideally between 1% and 5%. This policy was challenged at the Independent Examination of the Development Control Policies DPD and the inspectors did not amend the policy or the supporting text. It is not for the consultation of this SPD to seek to make changes to the adopted policy in the DPD. It should be noted that the supporting text to the policy states 'ideally' and this will be added to the wording in paragraph 3.2	Paragraph 3.2 to be amended to read as follows: "South Cambridgeshire Council expect developers to dedicate ideally between 1% and 5% of the associated construction costs of the capital project to Public Art."

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<b>3.6</b>					
22069 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher believe that although it is helpful to have an example of suitable text that might be included in a s.106, any legal agreement will need to reflect the specific circumstances of that development.	Therefore the text in paragraph 3.6 should be amended to state 'suggested template for the Section 106 agreement.'	Agree with amendment.	Text in paragraph 3.6 should be amended to read: "See Appendix 2 for the suggested template for the Section 106 agreement."
<b>3.9</b>					
22070 - English Partnerships and Gallagher Longstanton Limited	Object	SPD fails to acknowledge that there are other mechanisms that may be more relevant and appropriate for managing and maintaining the public realm and public works of art within the public realm:  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		There are reasonable ways of ensuring that work is maintained and on large schemes these will need to be negotiated and agreed. An additional paragraph is to be made after paragraph 3.9 to clarify the matter.	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."
22218 - Marshall of Cambridge (Holdings) Limited	Object	This reference to maintenance as well as decommissioning must be set properly in the context of the advice contained in the relevant paragraphs of Circular 05/2005.		Paragraph 3.9 does not include any requirements that are contrary to Circular 05/2005 and an amendment will be made to the wording to clarify this. The Council is proposing to produce a Planning Obligations SPD and this is likely to consider the maintenance and decommissioning matters.	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."
22161 - Cambridgeshire County Council	Object	There are revisions required to the text for editing purposes.	Para 3.9 page 17 to read page 19.	Agree with amendment.	Amend reference in paragraph 3.9 to "page 17" to read "page 19".

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22027	Support	If the relevant Parish Council to the artwork will be taking on the responsibility of maintaining and looking after the work, their views and opinions should be sort at an early stage. On a recent housing project I have been involved with, the Parish council stipulated a 20 year maintenance free period for artwork, which limited greatly the type of work and materials considered. The Parish council was also very wary about indirect costs incurred, asking for a 1 meter paved area around any artwork to make cutting the grass easy and designs adjusted to stop wind blown litter accumulating.		Support and comments noted.	No change.



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## *Chapter 4 - Implementing Public Art*

### *4.4*

22049	Object	Reference to 'themes' will encourage a prescriptive and predictive approach to commissioning. Commissioners should set clear aims and objectives for a project. Artists should be given scope to interpret these appropriately for the given context.	Adapt para title and wording to reflect comment.	The Council did not want to suggest that only themes should be used for Public Art in all new development. Artists should be allowed to have the freedom to create Public Art relevant to a particular location and not be restricted by having to use one particular theme. Therefore paragraph 4.4 is to be reworded.	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, or function of the public space or buildings. Artists should be given scope to interpret these appropriately for the given context."
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<i>Representation No.</i>	<i>Nature</i>	<i>Representation Summary</i>	<i>Change To Plan Sought</i>	<i>Council's Assessment</i>	<i>Change To Draft SPD</i>
22071 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships / Gallagher are concerned that this paragraph is too prescriptive as it recommends that "public art in new development should be based on themes". English Partnerships / Gallagher believe that it is unnecessary and in many circumstances inappropriate for all Public Art in new development to be based on themes. Theming can lead to a "dumbing down" of creativity and can prevent, particularly in larger schemes, a variety of approaches to public art to emerge in response to varying conditions and environments within a site.	English Partnerships / Gallagher recommend that this paragraph is deleted or if it is to be retained then themes should be referred to as "one possible approach to a site".	The Council did not want to suggest that only themes should be used for Public Art in all new development. Artists should be allowed to have the freedom to create Public Art relevant to a particular location and not be restricted by having to use one particular theme. Therefore paragraph 4.4 is to be reworded. However in response to the suggestion that theming can lead to 'dumbing down' of creativity this has certainly not been the case for Arbury Park where the fruit and flower growing theme has been an inspiration. Additional wording to be added to the paragraph to support this.	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, or function of the public space or buildings. Artists should be given scope to interpret these appropriately for the given context."  Also to emphasis the success that using a theme can bring, additional wording to be added to the second sentence so that it reads as follows: "For example at Arbury Park where the fruit and flower growing industries provide 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."
22086 - Natural England	Support	Natural England welcomes the statement at 4.4 and suggest that it is extended thus: "Public Art in new development should be based on themes relevant to the nature of the locality such as the uses, historic or contemporary, landscape character and biodiversity, or function of the public space or building/s".		Support noted and amendments made to paragraph.	The first sentence in paragraph 4.4 to be replaced with the following: "Public Art in new development should be based on themes relevant to the nature of the locality such as the uses, historic or contemporary, landscape character and biodiversity, or function of the public space or building/s."
4.7 22050	Object	Knowledge, skills and time for project management throughout the process are important - suggest there could be an additional bullet point requiring details of what provision will be made for this.		Accept suggestion that an additional bullet point be made to what needs to be in Public Art Plans for small scale developments.	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."

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22162 - Cambridgeshire County Council	Object	There are revisions required to the text for editing purposes.	Para 4.7 and 4.8 only "commercial" development has been included; this needs clarification.	The Public Art policy clearly states that it applies to residential developments and to other developments including office, manufacturing, warehousing and retail development. In the section on Public Art Plans there needs to be a clearer definition of what is meant as 'commercial' development.	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'.

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4.8 22072 - English Partnerships and Gallagher Longstanton Limited	Object	<p>As currently drafted this paragraph would be in conflict with DPD policy and therefore would not be in accordance with the requirements of an SPD as set out at section 19 of the Planning and Compulsory Purchase Act (2004).</p> <p>It is unreasonable and inappropriate for outline applications for major developments to provide all the details as set out in paragraph 4.8 within a Public Art Plan or Strategy.</p> <p>At the outline stage for major developments it would only be possible within a Public Art Strategy to provide a broad description of types of art works and themes being explored and possibly give some indication of the different areas within the site where public art would be appropriate.</p>	<p>The level of detail appropriate for a Public Art Strategy to accompany outline planning applications for major developments should be recognised within this paragraph and therefore English Partnerships / Gallagher recommend that this paragraph is revised to read.</p> <p>"Large Scale Schemes</p> <p>For large scale schemes, where it is probable that an outline planning application will be initially submitted for the site, a Public Art Strategy will need to contain:</p> <ul style="list-style-type: none"> <li>* The nature and purpose of the Public Art intervention and its relationship to the site including anticipated aims and benefits.</li> <li>* An outline of the scope of artists' involvement in the scheme, the potential recruitment and selection processes and likely timescales.</li> <li>* The process for community liaison and engagement - both undertaken and proposed.</li> <li>* A broad indication of programme priorities.</li> <li>* A statement indicating that responsibility for future care and future maintenance will be addressed as the details of the Public Art Programme are developed."</li> </ul>	<p>The Council accept that amendments should be made to paragraph 4.8 - the contents of a Public Art Plan to reflect that for large scale schemes a detailed plan may not be available in the early stages of the planning of the development. However it is still the Council's opinion that an artist should be engaged at the earliest point to contribute to the masterplanning process and to feed into the design and access statement.</p>	<p>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."</p>

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22051	Object	Knowledge, skills and time for project management throughout the process are important - suggest there could be an additional bullet point requiring details of what provision will be made for this.		Accept that an additional bullet point be added to what needs to be contained in the Public Art Plan for a large scale scheme.	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."
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<b>4.9</b>					
22073 - English Partnerships and Gallagher Longstanton Limited	Object	English Partnerships/ Gallagher recommend that this paragraph is amended by adding a new sentence at the end.  Furthermore English Partnerships / Gallagher reserve the right to submit further comments on the remit / terms of reference of this Group if it is set up.	English Partnerships/ Gallagher recommend that this paragraph is amended by adding a new sentence at the end as follows: "The suggested role of the Public Art Support Group is set out in the Flow Chart overleaf."	Agree to suggested amendments to the paragraph. Note the request for opportunity to comment on the terms of reference of this Group once it is set up.	A new sentence is added to the end of the paragraph to read as follows: "The suggested role of the Public Art Support Group is set out in the Flow Chart overleaf."
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22167 - Great Shelford Parish Council	Object	Public Art can be a problematic proposal and requires adequate funds to make a positive contribution to a new development. It is doubtful whether on smaller developments the developers contribution will be enough for a significant work of art. In these circumstances it may be better to have living art - gardens or landscape for the community in which it can get involved with landscape designers. Therefore in Section 4.9 though welcoming the establishment of a support group it should include representatives of a wide number of artistic disciplines who can give sound, unbiased information on proposals.		Note the support for the idea of setting up a Public Art Support Group and the suggestion of having a wide range of artistic experts to be members of the proposed group.  The aim of this SPD is to give greater guidance for developers and the community regarding Public Art. The purposes of the Public Art Support Group is to consider proposals for Public Art submitted with planning applications. If the developer has followed the guidance contained within this SPD particularly the development flow chart obtaining advice regarding the nature of the Public Art proposed and consulting with both the Parish Council and the local community the nature of the artwork should be close to what is acceptable to all parties.	No change.

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<i>The Flow Chart</i>					
22205 - Cambridge Preservation Society	Object	More details of any need to decommission a public art feature and need to clarify future ownership rights at such time of installing a feature.		Accept amendments to clarify the future ownership of an artwork. The wording of the relevant box in the Flow Chart will be amended, as well as paragraph 5.18	<p>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)."</p> <p>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."</p>
22075 - English Partnerships and Gallagher Longstanton Limited	Object	<p>English Partnerships / Gallagher note that the cross reference in this box appears to be to the wrong Appendix - it should cross reference to "Appendix 2" not 'Appendix 3'.</p> <p>Therefore as currently drafted this paragraph is in conflict with national guidance (The Validation of Planning Application) and therefore is not in accordance with the requirements of an SPD as set out at section 19 of the Planning and Compulsory Purchase Act (2004). English Partnerships / Gallagher therefore recommend that this paragraph is amended so that reference is to the submission of a statement of the proposed heads of terms for a s.106 Agreement.</p>		The cross reference to Appendix 3 will be amended to read Appendix 2 in Box 14 of the Flow Chart. The wording in Box 13 will be amended to state that it is a statement of the proposed heads of terms for a Section.106 Agreement that will be submitted with the planning application	<p>The cross reference to 'Appendix 3' will be amended to read 'Appendix 2' in Box 14 of the Flow Chart.</p> <p>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."</p>

<i>Representation No.</i>	<i>Nature</i>	<i>Representation Summary</i>	<i>Change To Plan Sought</i>	<i>Council's Assessment</i>	<i>Change To Draft SPD</i>
22074 - English Partnerships and Gallagher Longstanton Limited	Object	Box 13 - Page 14  English Partnerships / Gallagher recommend that within this box it should be recognised that at an outline planning application stage it would not be possible to incorporate public art into the landscape architect drawings.		The Flow Chart is intended to be used for applicants of both large and small developments and whilst it may not be possible to incorporate Public Art into some of the application drawings for the larger schemes it is certainly possible on others.	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."
22204 - Cambridge Preservation Society	Object	Add "record keeping - immediately upon completion full description and pictorial information of public art features should be provided in form of written up summary with pictorial and other information for a local public art reference archive as well an discrete plaque installed on-site.		The Council accept the suggested amendment and a new section is to be added after paragraph 4.11.	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."

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22076 - English Partnerships and Gallagher Longstanton Limited	Object	<p>English Partnerships / Gallagher are concerned that this part of the flow chart fails to acknowledge that there are other mechanisms that may be more relevant and appropriate for managing and maintaining the public realm and public works of art within the public realm, such as:</p> <p>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  c) A relevant public or statutory authority taking responsibility for managing and maintaining public art.</p>		The suggested amendments have been incorporated in to paragraph 3.9 and the text in Box 24 has been amended.	<p>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."</p>



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## *Appendix 1 - Who does what - Principles of Good Practice*

### *5.2*

22028	Support	Consideration of Health and safety issues, artists should look at BS1176 childrens playground equipment, as a general best practise design criterea, and also look at Department For Transport Inclusive Mobility <a href="http://www.mobility-unit.dft.gov.uk">www.mobility-unit.dft.gov.uk</a> . Children climbing all over sculptural work, and consideration for finger, eye, fall and head injuries. Plus visually impaired pedestrians pavement use is very often overlooked		Note support and comments made. An additional role for the artist is to be added in paragraph 5.3 to take into account the health and safety considerations.	An additional bullet point to be added to the main roles of the artists in paragraph 5.3 to read as follows: "To have consideration of health and safety issues in the design of artworks."
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### *5.3*

22054	Support	A very good summary of artists' roles [whereas the definitions given in paras 2.2 and 2.3 are more limiting and could be adapted to incorporate more of the spirit of what is expressed here]		Support noted. It is proposed to amend the definition of Public Art in paragraphs 2.2 and 2.3 in response to other representations - this should address the concerns raised.	No change.
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### *5.8*

22057	Object	Too limiting - the quality of the art should always be paramount. Commissioners should be encouraged to set their sights high and look for the best possible artist for every project.	Developers should seek to appoint the artist best qualified to undertake the particular project, taking into account those suitably qualified artists in or connected with S Cambs District.	The suggested amendment to paragraph 5.8 is to be accepted.	The wording of the first sentence in paragraph 5.8 to be deleted and replaced with the following: "Developers should seek to appoint the artist best qualified to undertake the particular project, taking into account those suitably qualified artists in or connected with South Cambridgeshire."
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<i>Representation No.</i>	<i>Nature</i>	<i>Representation Summary</i>	<i>Change To Plan Sought</i>	<i>Council's Assessment</i>	<i>Change To Draft SPD</i>
<i>5.18</i>					
22206 - Cambridge Preservation Society	Object	More details of any need to decommission a public art feature and need to clarify future ownership rights at such time of installing a feature.		The amendment is accepted and amendments to be made to Box 25 of the Flow Chart and to paragraph 5.18.	<p>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)."</p> <p>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."</p>
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<i>5.22</i>					
22207 - Cambridge Preservation Society	Object	Add link to Cambridge City Council's Public Art Steering Group in relation to urban extensions covering cross-boundaries.		The wording of paragraph 5.22 will be amended to take into account that representatives from adjoining local authorities should be included in the Public Art Support Group membership where appropriate schemes are to be considered. The Public Art Support group is also mentioned in paragraph 4.9 and a similar amendment will be made to this paragraph.	<p>The first sentence of paragraph 5.22 to be amended to read the following: "The Council is considering setting up a Public Art Support Group convened by the Arts Development Officer and made up of officers, councillors, local specialists and where appropriate representatives on similar bodies of neighbouring local authorities."</p> <p>The second sentence of paragraph 4.9 will now read: "This group will be convened by the Arts Development Officer and made up of officers, councillors, invited specialists concerned with Public Art and where appropriate representatives on similar bodies of neighbouring local authorities."</p>

<i>Representation No.</i>	<i>Nature</i>	<i>Representation Summary</i>	<i>Change To Plan Sought</i>	<i>Council's Assessment</i>	<i>Change To Draft SPD</i>
5.26					
22041 - Cambourne Arts	Object	Non-professional artists should be encouraged.	<p>Change:</p> <p>"The Council will encourage an artist to involve local people in the development of artworks as the best way to gain public awareness and support."</p> <p>to:</p> <p>"The Council will encourage an artist to involve local people (including local non-professional artists) in the development of artworks as the best way to gain public awareness and support."</p>	The Council agree that non-professional artists have a role to play in the development of local artwork and therefore paragraph 5.26 will be amended.	The wording of final sentence in paragraph 5.26 will be amended to read as follows: "The Council will encourage an artist to involve local people (including local non-professional artists) in the development of artworks as the best way to gain public awareness and support."

### *Appendix 3 - Case Studies*

#### *Themed work*

22208 - Cambridge Preservation Society	Object	Genome Strip (Sustrans Cycleway - the coloured strip itself blends in well with the rural countryside but the notice board and vertical DNA ladder are completely inappropriate to that setting (and the usage of non-native tree species/cultivars).		Comment noted.	No change.
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### *Appendix 4 - Further Information*

#### *Local Information*

22209 - Cambridge Preservation Society	Object	Should also refer to the (draft) Landscape Guidance SPD.		Agree.	Add reference to "Landscape Guidance for Development Sites SPD (in preparation)" in Local Information.
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