

**London Borough of Hammersmith and Fulham  
Local Plan Examination 2017**

**Statement of Common Ground**

**As Agreed by:**

**London Borough of Hammersmith and Fulham**

**Royal Borough of Kensington and Chelsea**

**Dated 7<sup>th</sup> June 2017**

## Introduction

This statement of Common Ground has been prepared jointly between the London Borough of Hammersmith and Fulham ("the Council") and the Royal Borough of Kensington and Chelsea (RBKC). The purpose of this Statement of Common Ground (SoCG) is to inform the Inspector and other parties about the areas of agreement between the Council and RBKC.

## Background

Through Duty to Cooperate meetings, the Council has worked closely with RBKC on the production of their respective Local Plans. Continuous and ongoing discussions between both parties have identified those key cross boundary issues relevant to their respective Local Plans.

In response to the Proposed Submission Local Plan consultation, RBKC submitted a representation and has also provided follow up comments in a written statement on 22<sup>nd</sup> May 2017.

Following recent correspondence and a meeting with RBKC on Tuesday 30 May, the Councils have agreed the following areas of common ground prior to the public examination of the Local Plan. The further changes agreed below are additional to those changes outlined in the Minor changes schedule (KD4). The Inspector is asked to consider these further changes and points of clarification which are acceptable to both parties.

## Duty to Cooperate

In light of the below, the Council and RBKC agree that, in their view, Hammersmith and Fulham has discharged its duty under Section s33a of the Planning and Compulsory Purchase Act 2004 to co-operate with RBKC and has engaged constructively, actively and on an ongoing basis in the preparation of its Local Plan.

The matters subject to common ground and clarification are outlined below:

Section/Policy	Common Ground	Reason for change
Policy WCRA1	RBKC raised concern that, prior to this statement, representations to WCRA1 had not been addressed as they do not appear in <a href="#">KD3: Representations</a> or EX6: Regulation 19 Representations Schedule (with council responses) The council have clarified that the changes requested already existed as policy text in Policy WCRA.	Clarification required. No change necessary.
Policy WCRA1	Amend bullet point 4 as follows:  "demonstrate how the proposal fits within the context of a detailed masterplan, and how it integrates and connects with the surrounding context <a href="#">including land adjacent to the boundary with RBKC</a> ".	To improve cross boundary referencing.
Policy WCRA1	RBKC requested text to explicitly state	No change

Paragraph 5.28	<p>the east to west connections are to RBKC.</p> <p>The council has such text in Policy WCRA and RBKC has agreed that that is sufficient and does not need to be repeated in paragraph 5.28.</p>	necessary
Policy WCRA1 Paragraph 5.30	<p>RBKC raised concern about White City being the most appropriate site in WCRA for taller buildings.</p> <p>The council has explained that this statement is justified by townscape analysis for the White City SPD, which will continue to be an SPD to the London Plan. RBKC has agreed that this is sufficient.</p>	No change necessary
WCRA – reference to Gypsy and Travellers	<p>The Council does not consider it needs to illustrate this point at WCRA. At para. 6.63 the Council acknowledges the Stable Way site is located near to the White City Opportunity Area. Also, the Council considers that until its own Site Assessment work has been finalised, no further conclusions can be made about the location of appropriate Gypsy and Traveller sites.</p>	No change necessary
HO10 – Gypsy and Traveller Accommodation	<p>The Council has proposed changes to HO10 at KD4 MC81. In addition to this, the Council proposes further amendments to the policy, as follows:</p> <p><u>'The council will seek to address the joint Gypsy and Traveller accommodation needs over the Plan period, as identified in the Gypsy and Traveller Accommodation Needs Assessment (2016).'</u></p> <p>The Council will work closely with the Royal Borough of Kensington and Chelsea....'</p>	To clarify the Council's position in meeting Gypsy and Traveller need.
Paragraph 6.63 (Gypsy and Travellers)	<p>The Schedule (KD4) outlines these proposed changes to 6.63:</p> <p>The council and the Royal Borough of Kensington and Chelsea (RBKC) jointly provide a site for <del>19</del> <u>20</u> travellers' pitches on land in RBKC to the east of the White City Opportunity Area (<u>19 authorised and 1 unauthorised pitch</u>).'</p>	The Council needed to correct a mistake in the Schedule (KD4) as identified in RBKC's Hearing Statement.

	<p>As part of the SoCG, the Council proposes this clarification:</p> <p>6.63 The council and the Royal Borough of Kensington and Chelsea (RBKC) jointly provide a site for 20 travellers' pitches on land in RBKC to the east of the White City Opportunity Area (<del>10 authorised and 1 unauthorised pitch</del>) <u>(1 is taken up by a community centre).</u></p>	
<p>Para. 6.63 (Gypsy and Travellers)</p>	<p>In the Schedule (KD4) these changes have been proposed:</p> <p><u>'6.63... Both authorities are working together to determine how best to meet this identified need, where possible, in accordance with further Site Appraisal work. Any applications should be developed in accordance with the NPPF and Planning Policy for Traveller Sites guidance note.'</u></p> <p>As part of this Statement, the Council proposes the additional clarifications:</p> <p><u>'6.63 ... Both authorities are working together to determine how best to meet this identified need <del>where possible, in accordance with further Site Appraisal work.</del> <u>The Council will seek to address the findings from the GTANA and to meet its needs by undertaking a Site Appraisal Study. Sites identified will be assessed against the agreed methodology with RBKC, in accordance with the NPPF and the PPTS. Any subsequent planning applications should be considered against the criteria set out in the PPTS along with relevant planning policies and guidance.'</u></u></p>	<p>The Council proposes to amend this wording to clarify how the Council will be seeking to address its housing need following RBKC's Hearing Statements.</p>
<p>Policy CC6</p>	<p>Add additional text to Para 6.285 as follows: -</p> <p><u>Any potential surplus capacity identified at Powerday (Old Oak Sidings), beyond that required to meet LBHF's apportionment target, will be the joint responsibility of the OPDC and LBHF. LBHF will work with the WPAs within the WRWA area and the GLA to consider relevant waste matters, including apportionments</u></p>	<p>To clarify who is responsible for decision making on any potential surplus capacity at the Powerday site.</p>

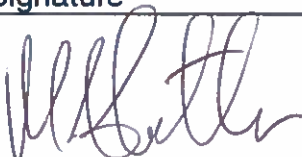
<p>Policy CC6</p>	<p>Add additional sentence to para 6.285 as follows: -</p> <p><u>The council is committed to working with the WPAs within the WRWA area, including OPDC, and will work with them to help ensure that, where appropriate, as much apportioned waste as possible is managed within the WRWA area.</u> The council is also investigating the potential for pooling apportionment requirements with the WPAs within the WRWA area.</p>	<p>To improve effectiveness and to reflect email commitment to continue joint working.</p>
<p>Policy CC6</p>	<p>In its written statement RBKC requests that Policy CC6 should refer to maximising waste management capacity at all WRWA WPA sites, including Powerday instead of Smugglers Way.</p> <p>The Council is not trying to promote Smugglers Way over and above Powerday. Reference to maximising Smugglers Way in Policy CC6 reflects the current WRWA contract for the management of recyclable waste which is dealt with at the Smugglers Way facility in Wandsworth. This contract does not expire until 2032 and promotion of this reflects council priorities for increasing recycling levels in the borough.</p> <p>The Council considers it is not appropriate to reference maximising waste management capacity at all sites within the WRWA area as LBHF has no control over these sites. In relation to maximising the Powerday site, through its Local Plan OPDC is already seeking to optimise use of the Powerday site. Please see Policy EU6 of the OPDC Draft Local Plan.</p> <p>However, agree to amend point (b) of Policy CC6 as follows:-  (b) promoting sustainable waste behaviour and <del>maximum</del> <u>continued</u> use of the WRWA Smugglers Way facility.</p>	<p>To improve clarity on reference to Smugglers Way facility.</p>
<p>LBHF Local Plan Regulation 19 Consultation</p>	<p>RBKC sought clarification in its written statement whether the North London Waste Plan group were consulted on LBHF's Proposed Submission Local</p>	<p>No change necessary</p>


	<p>Plan.</p> <p>As part of the Council's Regulation 19 consultation on the Local Plan, the North London Waste Plan grouping were consulted by way of a letter and also through an update at the London Waste Planning Forum meeting. LBHF has explained this to RBKC.</p>	
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### Outstanding matters

Both parties consider that the above amendments address the majority of the representations raised by RBKC received through the consultations and written hearing statements.

RBKC original Regulation 19 representations on Crossrail 2 remain unchanged following this Statement of Common Ground.

Signed on behalf of the London Borough of Hammersmith and Fulham		
Name and position	Signature	Date
Matt Butler Head of Policy and Spatial Planning		7 June 2017

Signed on behalf of the Royal Borough of Kensington and Chelsea		
Name and position	Signature	Date
Jonathan Wade Head of Forward Planning		7 June 2017