

THE WEST LOTHIAN LOCAL DEVELOPMENT PLAN (LDP)

CONSULTATION RESPONSE PORTAL

Have Your Say on the Proposed Plan

Introduction

West Lothian Council has published its Proposed Plan together with supporting documents including an Environmental Report (SEA), Habitats Regulation Appraisal, Strategic Flood Risk Assessment and Equalities & Human Rights Impact Assessment. These can be viewed on the West Lothian Council website at www.westlothian.gov.uk/proposedplan.

If you wish to make representations on the Proposed Plan or associated documents you are encouraged to use this online consultation portal. It's quick and easy and will help us to process representations more efficiently, reducing the overall cost and environmental impact of the exercise.

You do not need to complete this questionnaire in a single visit. Just simply put your Survey Reference Number (CODE) in the top right corner of the screen to allow you to continue with your submission at a later date.

If you need assistance with completing or submitting your representation online please call the Customer Service Centre (CSC) on 01506 280000. Please advise the Customer Service Centre that your enquiry relates specifically to the Local Development Plan and ask for it to be logged and directed to the Development Plan and Environment Team. Someone will contact you. Alternatively you can email us at <u>wlldp@westlothian.gov.uk</u> We will endeavour to respond as quickly as possible but in any event within 3 working days of receiving your enquiry.

It is important that all representations are submitted no later than midnight on Sunday 22 November 2015. Representations received after that time will not be considered.

Your comments should be concise, having regard to paragraph 84 of Scottish Government Circular 6/2013: Development Planning which states that representations should be no more than 2,000 words plus any limited supporting productions.

Data Protection Statement

Please be aware that when you make representations on the Proposed Plan through the consultation portal (and/or in a conventional written format) personal information provided as part of a representation cannot be treated as confidential. Representations require to be made available online and for public inspection at the council's office (this would include your name but would exclude any information which would be subject to the Data Protection Act 1998 i.e. signature, postal address, telephone number, email).

We are also required to pass these details to the Scottish Government's Directorate of Planning and Environmental Appeals (DPEA). This is because they may at a later date wish to invite you to an Examination in Public of the Proposed Plan to discuss your representation.

Before using the consultation portal you should also note that any information posted may be subject to disclosure under the Freedom of Information (Scotland) Act 2002. West Lothian Council will not be liable for any loss or damage arising from or in connection with the disclosure of any information including the disclosure of user generated content.

1. GENERAL INFORMATION

Your Details

Please indicate in what capacity you are making this submission: *

Please note that this is a mandatory field

- \Box as an individual (and representing your own views)
- \Box as a representative of a private or commercial organisation (and representing the views of that organisation)
- as a representative of a public organisation (and representing the views of that organisation)
- 🗹 as an agent (and making comments on behalf of other individuals that you represent or third parties)

other

Please comp ete the following contact information: *

Please note that this is a mandatory field

Title	Mr
First Name	John
Surname	Duff
Email Address	
Telephone	
Postal Addesss	
Organization Name	John Duff Planning
Client's Name	

Is this the first time you have made a written representation on the Proposed Plan?*

Please note that this is a mandatory field

- C yes
- no

If you have previously submitted a site to be considered for development when the Council was initially seeking Expressions of Interest (EOI), or commented on the Local Development P an at the Main Issues Report (MIR) stage, or made a previous submission to the Proposed Plan please provide the reference given to you at that time if known.

EOI & MIR reference number can be found on any email or written communication we may have previously sent you

Enter EOI (Expression of Interest) reference here	
Enter MIRQ (Main Issues Report) reference here	Not known

Please enter your survey reference number in the text box below. *

Survey Reference Number (CODE) can be found in the top right corner of this screen Survey Reference Number (CODE) will allow you to save your responses and return to finish the survey later

Please keep a note of your Survey Reference Number (CODE) for future reference

Please note that this is a mandatory field

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2. FOREWORD (page 4)

This introduction by the Leader of the Council establishes the ro e of the LDP and how it will he p deliver the council's core objectives.

Do you wish to make a comment?

- C yes
- no

Please use the text box below for comments.

Your comments should be concise and limited to no more than 2,000 words. You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e your representation is an objection) or if your representation supports the Proposed Plan as written

3. BACKGROUND (page 6, paragraphs 1.1-1.5)

Provides a brief historical context to the economic development of West Lothian which helps explain how settlements established and have developed.

Do you wish to make a comment?

- O yes
- no

Please use the text box below for comments.

4. CONTEXT (page 7, paragraphs 2.1-2.2)

Provides wider context for the LDP in geographic terms and explains how the LDP fits with the Strategic Development Plan (SDP1).

Do you wish to make a comment?

O yes

no

Please use the text box below for comments.

Your comments should be concise and limited to no more than 2,000 words You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e your representation is an objection) or if your representation supports the Proposed Plan as written

5. ROLE AND PURPOSE OF PLAN (page 7, paragraphs 3.1-3.5)

Establishes the role and purpose of the LDP in terms of its being a material consideration in the determination of any planning applications for development in West Lothian and, when adopted by the Council, will replace the West Lothian Local Plan. It also sets out what documents the plan must comply with i.e. the P anning etc (Scotland) Act 2006 and what documents will accompany the p an i.e. the Action Programme etc.

Do you wish to make a comment?

- C yes
- no

Please use the text box below for comments.

Your comments should be concise and limited to no more than 2,000 words. You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e your representation is an objection) or if your representation supports the Proposed Plan as written

6. VISION STATEMENT AND AIMS (page 8, paragraphs 4.1-4.3)

Establishes the vision for the LDP in terms of outcomes desired over the plan period and identifies the key aims of the plan by individual subject areas i.e. Economic Development & Growth, Community Regeneration, Sustainable Housing Locations, Infrastructure Requirements and Delivery, Town Centres and Retailing, the Natural and Historic Environment, Climate Change and Renewable Energy and Waste and Minerals.

Do you wish to make a comment?

- C yes
- no

If you wish to make comments p ease begin by selecting the relevant sub-section(s) of Vision Statement and Aims from the list below.

- Economic Development and Growth (page 8)
- Community Regeneration (page 8)
- Sustainable Housing Locations (page 9)
- Infrastructure Requirements and Delivery (page 9)
- Town Centres and Retailing (page 9)
- The Natural and Historic Environment (page 9)
- Climate Change and Renewable Energy (page 9)
- □ Waste and Minerals (page 9)

Please use the text box below for comments.

Economic Development and Growth (page 8)	
Community Regeneration (page 8)	
Sustainable Housing Locations (page 9)	
Infrastructure Requirements and Delivery (page 9)	
Town Centres and Retailing (page 9)	
The Natural and Historic Environment (page 9)	
Climate Change and Renewable Energy (page 9)	
Waste and Minerals (page 9)	

7. THE SPATIAL STRATEGY (INCLUDING POLICY FRAMEWORK) (page 10, paragraphs 5.1-5.10)

In the context of the Strategic Development Plan (SDP), the LDP identifies West Lothian as being one of thirteen Strategic Development Areas where development will be focused in sustainable locations where infrastructure is either available or can be provided and in locations where there are no environmental constraints.

Do you wish to make a comment?

- O yes
- no

If you wish to make comments p ease begin by selecting the relevant sub-section(s) of the Spatial Strategy from the list below.

- \square Economic Development and Growth (page 12, paragraphs 5.11-5.22)
- Flexibility within traditional industrial estates (page 14, paragraphs 5.24-5.25)
- Enterprise Areas (page 17, paragraphs 5.24-5.25)
- □ Local business opportunities, small business start-ups and working from home (page 17, paragraph 5.26)
- Tourism (page 17, paragraphs 5.27-5.28)
- Promoting community regeneration (page 19, paragraphs 5.29-5.35)
- \square Housing land requirements for the LDP (page 20, paragraphs 5.36-5.49)
- $\hfill\square$ Effective Housing Land and Generous Supply (page 23, paragraphs 5.50-5.53)
- New Housing Sites and Design (page 24, paragraphs 5.4-5.56)
- 🗌 Strategic Allocations (including previously identified Core Development Area Allocations) (page 25, paragraphs 5.57-5.61)
- Whitburn/Charette (page 26, paragraph 5.62)
- Linlithgow and Linlithgow Bridge (page 26-27)
- Deans South, Livingston; Area for Comprehensive Re-development (page 27, paragraph 5.68)
- Affordable Housing (page 27, paragraphs 5.69-5.74)
- Accommodation for Gypsies, Travellers and Travelling Show People (page 29, paragraph 5.75)
- Residential Care and Supported Accommodation (page 29, paragraphs 5.76-5.77)
- □ Infrastructure Requirements and Delivery (page 30, paragraphs 5.78-5.84)
- Providing for Community Needs (page 32, paragraphs 5.85-5.88)
- Education (page 32, paragraphs 5.89-5.92)
- Healthcare Provision (page 33, paragraphs 5.93-5.96)
- Sports Facilities (page 33, paragraphs 5.97-5.101)
- Green Infrastructure and Green Networks (page 34, paragraphs 5.102-5.105)
- Water and Drainage (page 34, paragraphs 5.106-5.107)
- Travel in and around West Lothian (page 34, paragraphs 5.108-5.112)
- Roads (page 35, paragraph 5.113)
- A71 Corridor (page 35, paragraphs 5.114-5.115)
- A801 Corridor (page 35, paragraphs 5.116-5.117)
- A89/A8 (page 35, paragraphs 5.118-5.126)
- Rail (page 37, paragraphs 5.127-5.130)
- Walking and Cycling (page 37, paragraphs 5.131-5.132)
- Town Centres and Retailing (page 39, paragraphs 5.133-5.138)
- □ Landscape Character and Local Landscape Designations (page 41, paragraphs 5.139-5.143)
- Countryside Belts (page 42, paragraph 5.144)
- Development in the Countryside (page 42, paragraphs 5.145-5.147)
- Lowland Crofting (page 44, paragraphs 5.148-5.152)
- □ Green Networks, Local Biodiversity Sites and Geodiversity Sites (page 45, paragraphs 5.153-5.155)
- Forestry (page 46, paragraphs 5.156-5.163)
- Union Canal (p.49 paragraphs 5.164-5.165)
- Pentland Hills Regional Park (page 49, paragraphs 5.164-5.165)
- Country Parks (page 50, paragraph 5.169)
- Allotments/Community Growing (page 51, paragraphs 5.170-5.171)
- Temporary/Advance Greening (page 51, paragraphs 5.172-5.174)
- Biodiversity (page 52, paragraphs 5.175-5.180)
- Geodiversity (page 53, paragraph 5.181)
- $\hfill\square$ West Lothian Open Space Strategy (page 53, paragraphs 5.182-5.184)
- Historic and Cultural Environment (page 54, paragraphs 5.185-5.187)
- Conservation Areas (page 55, paragraphs 5.185-5.188)

- Former Bangour Village Hospital, Dechmont (page 56, paragraph 5.189)
- Conservation Area at Abercorn/Hopetoun Estate (page 56, paragraph 5.190)
- Other Areas of Built Heritage and Townscape Value (page 57, paragraphs 5.191-5.199)
- Listed Buildings (page 58, paragraphs 5.185-5.187)
- Historic Gardens and Designed Landscapes (page 59, paragraphs 5.200-5.201)
- Historic Battlefields (page 60, paragraph 5.202)
- Archaeology (page 60, paragraph 5.203)
- Scheduled Monuments (page 60, paragraphs 5.204-5.206)
- Public Art (page 61, paragraphs 5.207-5.208)
- Climate Change Measures (page 62, paragraphs 5.209-5.214)
- Low Carbon Development and Renewable Energy (page 63, paragraphs 5.215-5.221)
- Wind Farms and Wind Turbines (page 65, paragraphs 5.222-5.225)
- Energy and Heat Networks (page 66, paragraphs 5.226-5.229)
- 🗌 Off-gas Grid Areas and Renewable Heat Requirement for New-build Housing (page 67, paragraphs 5.230-5.232)
- □ The Water Environment and Flood Risk Management (page 67, paragraphs 5.233-5.239)
- Air Quality and Noise (page 70, paragraphs 5.240-5.242)
- Edinburgh Airport (page 71, paragraph 5.243)
- Noise (page 71, paragraph 5.244)
- Contaminated Land (page 71, paragraphs 5.245-5.246)
- Vacant and Derelict Land (page 72, paragraphs 5.249-5.250)
- Minerals and Waste (page 73, paragraphs 5.251-5.256)
- Site Restoration (page 75, paragraphs 5.257-5.238)
- Unconventional Gas Extraction including Hydraulic Fracking (page 75, paragraph 5.259)
- Waste (page 76, paragraph 5.260)

Please use the text box below for your comments.

Economic Development and Growth (page 12, paragraphs 5.11-	
5.22) Flexibility within traditional industrial estates (page 14, paragraphs	
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Site Restoration (page 75, paragraphs 5.257-5.238)	
Unconventional Gas Extraction including Hydraulic Fracking (page 75, paragraph 5.259)	
Waste (page 76, paragraph 5.260)	

8. DEVELOPMENT PROPOSAL BY SETTLEMENT (page 79)

Provides details of development proposals which are supported by the LDP in each town and village across West Lothian and assigns each one a unique reference for ease of identification.

Do you wish to make a comment?

- yes
- C no

If you wish to make comments p ease begin by selecting the relevant Sett ement(s) from the list below.

- Addiewell & Loganlea (page 79)
- Armadale (page 80)
- Bathgate (page 81)
- Blackburn (page 82)
- Blackridge (page 83)
- Breich (page 83)
- Bridgehouse & Bridgecastle (page 83)
- Bridgend (page 83)
- Broxburn (page 84)
- Burnside (page 84)
- Dechmont & Bangour (page 85)
- East Calder (page 85)
- East Whitburn (page 86)
- Ecclesmachan (page 86)
- Fauldhouse (page 86)
- Greenrigg (page 86)
- Kirknewton (page 87)
- Landward area (page 87)
- ☑ Linlithgow & Linlithgow Bridge (page 89)
- Livingston (page 90)
- Longridge (page 93)
- Mid Calder (page 93)
- Newton and Woodend (page 93)
- Philpstoun/East & West Philpstoun/Old Philpstoun (page 93)
- Polbeth (page 93)
- Pumpherston (page 93)
- Seafield (page 93)
- Stoneyburn/Bents (page 94)
- Threemiletown (page 94)
- Torphichen (page 94)
- Uphall (page 94)
- Uphall Station (page 94)
- West Calder & Harburn (page 95)
- Westfield (page 95)
- Whitburn (page 96)
- Wilkieston (page 97)
- Winchburgh (page 97)

Please enter site reference(s)/proposals reference (as appropriate) and location/site address below.

Site Reference/ Location / Site Address can be found in the relevant Settlement Statement

	site reference	location/ site address
Linlithgow & Linlithgow Bridge (page 89)		1/2 St Michaels Lane

Please use the text box below for comments.

	Comment	
Linlithgow & Linlithgow Bridge (page 89)	I have prepared a written response whi	ch has been sent by e Mail and hard copy in the post
9. APPENDICES (page	99)	
A number of appendices are	included at the end of the LDP which provides additional	detail on specific elements of the Proposed Plan.
Do you wish to make a comm	ent?	
C yes		
no		
If you wish to make comment	ts p ease begin by selecting the relevant Appendix(es) of	the Proposed Plan from the list below.
Appendix 1 - Employmen	nt Land Allocations (page 99)	
Appendix 2 - Schedule o	f Housing Sites / Site Delivery Requirements (page 119)	
Appendix 3 - Schedule o	f Land Ownership (page 259)	
Appendix 4 - LDP Supple	ementary Guidance (SG) and Planning Guidance (PG) (page 2	65)
Appendix 5 - List of Poli	cies (page 273)	
Appendix 6 - List of Prop	posals (page 275)	
Please use the text box below	w for your comments.	
		issues you wish to be considered when the Proposed Plan the Proposed Plan (i $e_{\rm I}$ your representation is an objection) or if your representation
Appendix 1 - Employment Lar	nd Allocations (page 99)	
Appendix 2 - Schedule of Hou	sing Sites / Site Delivery Requirements (page 119)	
Appendix 3 - Schedule of Lan	d Ownership (page 259)	
Appendix 4 - LDP Supplement 265)	ary Guidance (SG) and Planning Guidance (PG) (page	

Appendix 5 - List of Policies (page 273)

Appendix 6 - List of Proposals (page 275)

10. GLOSSARY (page 280)

An exp anation of unfamiliar terms or expressions used in the LDP is provided to assist understanding of the document.

Do you wish to make a comment?

- C yes
- no

Please use the text box below for comments.

Your comments should be concise and limited to no more than 2,000 words. You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e your representation is an objection) or if your representation supports the Proposed Plan as written

11. PROPOSALS MAPS

The LDP comprises a series of five maps which define settlement boundaries and illustrate land use zonings.

Do you wish to make a comment?

yes

C no

If you wish to make comments p ease begin by selecting the relevant Proposals Maps from the list below.

- Proposals Map 1 West Lothian
- ▼ Proposals Map 2 Linlithgow & Broxburn Area
- Proposals Map 3 Livingston Area
- Proposals Map 4 Bathgate Area
- Proposals Map 5 Villages

Please use the text box below for your comments.

Your comments should be concise and limited to no more than 2,000 words. You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e) your representation is an objection) or if your representation supports the Proposed Plan as written

Proposals Map 2 -Linlithgow & Broxburn Area My comments which are in a seperate letter relate to the non inclusion of land at 1/2 St Michaels Lane which has been approved by West Lothian Council in 2005 as a garden yet has not been included within the settlement boundary

12. ACCOMPANYING DOCUMENTS

Alongside the LDP is a suite of documents which are required by statute as part of the preparation and supporting evidence for the LDP.

Do you wish to make a comment?

- O yes
- no

If you wish to make comments p ease begin by selecting the relevant Accompanying Documents from the list below.

- □ Strategic Environmental Assessment (SEA) Environmental Report.
- Equalities & Human Rights Impact Assessment (EQHRIA).
- Strategic Flood Risk Assessment (SFRA).
- Habitats Regulations Appraisal.
- Transport Appraisal (TA).
- Action Programme.

Please use the text box below for your comments.

Your comments should be concise and limited to no more than 2,000 words You should fully explain the issues you wish to be considered when the Proposed Plan is presented to Scottish Ministers for Examination. Please indicate whether you are seeking a change to the Proposed Plan (i e your representation is an objection) or if your representation supports the Proposed Plan as written

Strategic Environmental Assessment (SEA) Environmental Report.

Equalities & Human Rights Impact Assessment (EQHRIA).	
Strategic Flood Risk Assessment (SFRA).	
Habitats Regulations Appraisal.	
Transport Appraisal (TA).	
Action Programme.	

13. ADDITIONAL COMMENTS

Do you wish to submit any additional comments on the LDP?

- C yes
- no

Please use the text box below for your additional comments on the LDP.

Before pressing the submit button please review your submission and make any changes. Once you have pressed SUBMIT you will be unable to go back to the survey.

Once we have received your submission we will send you a copy for your records. This could take up to 5 working days. If you do not receive a copy in that time please contact the Customer Service Centre.

CONFIRMATION OF YOUR PARTICIPATION

We will send you an email notification as soon as your survey is submitted.

Please enter your email address below.

Development Planning & Environment Manager West Lothian Council Howden Road South Livingston West Lothian EH54 6FF

17th November 2015

Dear Sir

Proposed West Lothian Local Development Plan – Representations Linlithgow Settlement Boundary

Gardens at

Linlithgow

I write on behalf of **and the second second**

My clients were most disappointed to discover that despite my previous letter and the Change of Use Consent [1037/FUL/04] to convert Woodland to Garden Ground approved by West Lothian Council on 7th April 2005 that their garden and that of their neighbours has not been included within the Settlement Boundary for Linlithgow.

I and their neighbours have developed their garden ground with the full support of the Planning Authority including consent for a Garden Shed & Summerhouse in 2006 [Application No 0550/H/06] and their neighbour secured consent for a garage to store motor vehicles, all consistent with the land's use as a domestic garden related to their residential properties. This makes the land's location outside the Settlement Boundary all the more anomalous.

At the consultation during the preparation of the Main Issues Report I attended a Drop-in Consultation Session in the Burgh Halls where the 2 Planners present advised me this was a minor alteration to the boundary which would be addressed during the preparation of the Proposed Local Development Plan.

On becoming aware of the non-alteration of the boundary I attended the Drop-in Consultation on 2nd November 2015 in the Burgh Halls and discussed the matter with Jenny Sheerin She has now advised me in an e Mail that the alteration of the Linlithgow Settlement Boundary is unlikely as "the areas around the loch within the SSSI boundary act as a vital buffer zone to the open water". This is in conflict with written recommendations made by Scottish Natural Heritage when they supplied their comments on previous planning consultations and with the fact that West Lothian Council has approved the use of this land as garden ground.

SCOTTISH NATURAL HERITAGE

In correspondence to West Lothian Council

[1] Letter dated 23rd September 2004 to Kevin Treadwell written by Ian SJ Bray Area Officer [West Lothian}.

SNH state "SNH raises no objection to this development [this refers to application 1037/FUL/04] being carried out in accordance with the terms of the application and submitted plans."

They further go on to state " the area of land within the SSSI boundary covered by this application site is improved grassland and woodland. The habitat does not support any features for which the site has been notified as an SSSI. In addition there is a suitable buffer between this area and the loch"

[2] Letter dated 16th March 2015 to Steven McLaren from Malcolm Fraser [Operations Officer Forth]

SNH state "We have no objection to the proposal [this refers to application 0167/FUL/12]"

This comment was related to the development of the site.

In conclusion SNH have demonstrated they had no objections to the development of this site for uses regularly located within the Settlement Boundary.

CONCLUSION

have been supported by West Lothian Council since 7th April 2005 with 2 planning consents on the area of land they own and their neighbours have been also supported with 2 planning consents for activities associated with their residential properties on St Michaels Lane.

The concept of a Settlement Boundary is regularly used to identify the clear boundary of a settlement for the country / rural area surrounding the settlement. This is a long established planning tool however I am unaware after 40 years of professional practice where a house and its approved garden are not located within the settlement boundary.

By altering the settlement boundary it will recognise the corporate decision made by the Council in 2005 – it is regular practice for Authorities to homologate decisions

have been made during the life time of a previous Local Plan or Local Development Plan with alterations to the next Local Development Plan.

RECOMMENDATION

It is recommended in the strongest terms that West Lothian Council alter the Linlithgow Settlement Boundary to reflect the change of use to garden ground approved by the Council in 2005.

Thereby including the garden ground of numbers and the settlement Boundary of Linlithgow on the West Lothian Local Development Plan.

John Duff Planning

17th November 2015

Cc –

Enc – Site Plan

