



**York and Scarborough  
Teaching Hospitals**  
NHS Foundation Trust

6/10/21

Dear Alison / Carol,

We (York and Scarborough Teaching Hospitals NHS Foundation Trust) would like to make some amendments to the Local Plan Proposed Modifications Consultation form that was submitted to you via email on the 7th July 2021. Specifically, we'd like to amend sections 6.(2) and 6.(3):

**6.(2) Do you consider that the Local Plan complies with the Duty to Cooperate?**

Yes

No

Please can this be changed from 'No' to 'Yes'

**6.(3) Please justify your answer to question 6.(1) and 6.(2)**

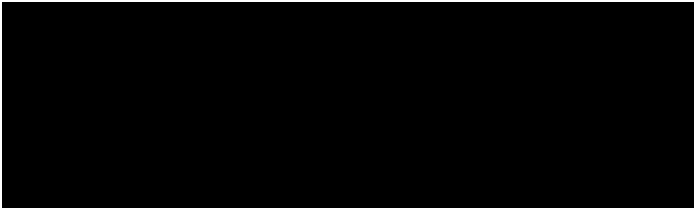
Please can the response in the text box be changed to:

**The Trust has had some previous engagement with City of York Council as part of the Local Plan consultation process. The Vale of York Clinical Commissioning Group have been factored into plans to date, and acute services at York Hospital (including accident and emergency services and others) will need to be considered in regards to the influx of new residents the Local Plan will cause. The current York Hospital facilities will not meet this demand in terms of service delivery, capacity, access or connecting infrastructure, and we wish to work in partnership with City of York Council going forward to ensure this issue can be factored into both organisations' future plans.**

Upon reflection we didn't have all the information needed at the time of submission in July 2021 to give an accurate response to this particular question. Now that we have re-established a good working relationship with the Council, and particularly the team involved in the development of the Local Plan, we would like to make the above changes to ensure our full approval and satisfaction is recorded.

I hope this request can be carried out and the suggested amendments made. If you need any assistance from myself please contact me. If it helps I have attached an updated version of the response form with the suggested amendments completed.

Yours sincerely



York and Scarborough Teaching Hospitals NHS Foundation Trust



# City of York Local Plan Proposed Modifications Consultation Response Form 25 May – 7 July 2021

OFFICE USE ONLY:

ID reference:

This form has three parts: **Part A** How we will use your Personal Information, **Part B** Personal Details and **Part C** Your Representation

To help present your comments in the best way for the Inspectors to consider them, we ask that you use this form because it structures your response in the way in which the Inspectors will consider comments at the Public Examination. Using the form to submit your comments also means that you can register your interest in speaking at the Examination.

**Please read the guidance notes and Part A carefully before completing the form. Please ensure you sign the form on page 2.**

**Please fill in a separate Part C for each issue/representation you wish to make.** Failure to fully complete Part C of this form may result in your representation being returned. Any additional sheets must be clearly referenced. If hand writing, please write clearly in blue or black ink.

## Part A - How we will use your Personal Information

When we use your personal data, CYC complies with data protection legislation and is the registered 'Controller'. Our data protection notification is registered with the Information Commissioner's Office (ICO) – reference **Z5809563**.

**What information will be collected:** The consultation only looks at the specific proposed modifications and specific evidence base documents and not other aspects of the plan. The representations should therefore focus only on matters pertaining to those main modifications and documents being consulted upon. We are collecting personal details, including your name and address, alongside your opinions and thoughts.

**What will we do with the information:** We are using the information you give us with your consent. You can withdraw your consent at any time by contacting the Forward Planning team at [localplan@york.gov.uk](mailto:localplan@york.gov.uk) or 01904 552255.

The information we collect will be provided to the Planning Inspectors, together with a summary of the main issues raised during the representations period and considered as part of the Local Plan examination<sup>1</sup>. Response will be made available to view as part of the Examination process and must be made available for public inspection and published on the Council's website; they cannot be treated as confidential or anonymous and will be available for inspection in full. We will protect it and make sure nobody has access to it who shouldn't and we will not keep it for longer than is necessary.

<sup>1</sup> Section 20(3) Planning & Compulsory Purchase Act 2004 Regulations 17,22, 35 & 36 Town and Country Planning (Local Planning) England) Regulations 2012

We will not use the information for any other purpose than set out in this privacy notice and will not disclose to a third party i.e. other companies or individuals, unless we are required to do so by law for the prevention of crime and detection of fraud, or, in some circumstances, when we feel that you or others are at risk.



You can find out more about how the City of York Council uses your information at <https://www.york.gov.uk/privacy>

We will also ask you if you want to take part in future consultations on planning policy matters including Supplementary Planning Documents and Neighbourhood Plans.

**Storage of information:** We will keep the information you give us in CYC's secure network drive and make sure it can only be accessed by authorised staff.

**How long will we keep the information:** The response you submit relating to this Local Plan consultation can only cease to be made available 6 weeks after the date of the formal adoption of the Plan<sup>2</sup>. When we no longer have a need to keep your information, we will securely and confidentially destroy it. Where required or appropriate, at the end of the retention period we will pass onto the City Archives any relevant information.

**Further processing:** If we wish to use your personal information for a new purpose, not covered by this Privacy Notice, we will provide you with a new notice explaining the purpose prior to commencing the processing and the processing conditions. Where and whenever necessary, we will seek your consent prior to the new processing.

**Your rights:** To find out about your rights under data protection law, you can go to the Information Commissioners Office (ICO): <https://ico.org.uk/for-the-public/>

You can also find information about your rights at <https://www.york.gov.uk/privacy>

If you have any questions about this privacy notice, want to exercise your rights, or if you have a complaint about how your information has been used, please contact us at [information.governance@york.gov.uk](mailto:information.governance@york.gov.uk) on 01904 554145 or write to: Data Protection Officer, City of York Council, West Offices, Station Rise, York YO1 6GA.

**1. Please tick the box to confirm you have read and understood the privacy notice and consent to your information being used as set out in the privacy notice**

**2. Please tick the box to confirm we can contact you in the future about similar planning policy matters, including neighbourhood planning and supplementary planning documents.**

Signature 

Date

## Part B - Personal Details

Please complete in full; in order for the Inspectors to consider your representations you must provide your name and postal address.

3. Personal Details		4. Agent's Details (if applicable)
Title	[REDACTED]	
First Name	[REDACTED]	
Last Name	[REDACTED]	
Organisation (where relevant)	York and Scarborough Teaching Hospitals NHS Foundation Trust	
Representing (if applicable)		
Address – line 1	York Hospital	
Address – line 2	Wigginton Road	
Address – line 3	York	
Address – line 4		
Address – line 5		
Postcode	YO31 8HE	
E-mail Address	[REDACTED]	
Telephone Number	[REDACTED]	

# Guidance note

## Where do I send my completed form?

Please return the completed form **by Wednesday 7 July 2021, up until midnight**

- To: FREEPOST RTEG-TYYU-KLTZ Local Plan, City of York Council, West Offices, Station Rise, York, YO1 6GA
- By email to: [localplan@york.gov.uk](mailto:localplan@york.gov.uk)

You can also complete the form online at:

[www.york.gov.uk/form/LocalPlanConsultation](http://www.york.gov.uk/form/LocalPlanConsultation).

## What can I make comments on?

This consultation provides the opportunity for anyone to make a representation on the proposed modifications and supporting evidence base, further to the Local Plan which was submitted to the Planning Inspectorate in May 2018 and following the phase 1 hearing sessions in December 2019 as part of the Examination into the Plan. You can make comments on any of the proposed modifications and a number of evidence base documents as set out below. The purpose of this consultation is for you to say whether you think the proposed modifications and/or new evidence make the Local Plan 'Legally Compliant' and 'Sound'. These terms are explained as you go through this form.

- City of York Local Plan Composite Modifications Schedule (May 2021) [\[EX/CYC/58\]](#) and City of York Local Plan Publication Draft (February 2018) [\[CD001\]](#) **to be read alongside the comprehensive schedule of proposed modifications only**
- York Economic Outlook (December 2019) Oxford Economics [\[EX/CYC/29\]](#)
- CYC Annual Housing Monitoring and MHCLG Housing Flow Reconciliation Return (December 2019) [\[EX/CYC/32\]](#)
- Affordable Housing Note Final (February 2020) [\[EX/CYC/36\]](#)
- Audit Trail of Sites 35-100 Hectares (June 2020) [\[EX/CYC/37\]](#)
- Joint Position Statement between CYC and Selby DC Housing Market Area (April 2020) [\[EX/CYC/38\]](#)
- G L Hearn Housing Needs Update (September 2020) [\[EX/CYC/43a\]](#)
- Habitat Regulation Assessment (HRA) (October 2020) Waterman Infrastructure and Environment Limited [\[EX/CYC/45\]](#) and Appendices (October 2020) [\[EX/CYC/45a\]](#)
- Key Diagram Update (January 2021) [\[EX/CYC/46\]](#)
- Statement of Community Involvement Update (November 2020) [\[EX/CYC/49\]](#)
- SHLAA Update (April 2021) [\[EX/CYC/56\]](#)
- CYC SuDs Guidance for Developers (August 2018) [\[EX/CYC/57\]](#)
- Topic Paper TP1: Approach to defining York's Green Belt (Addendum) (January 2021) [\[EX/CYC/59\]](#)
  - Annex 1: Evidence Base (January 2021) [\[EX/CYC/59a\]](#)
  - Annex 2: Outer Boundary (February 2021) [\[EX/CYC/59b\]](#)
  - Annex 3: Inner Boundary (Part: 1 March 2021 [\[EX/CYC/59c\]](#), Part 2: April 2021 [\[EX/CYC/59d\]](#) and Part 3 April 2021) [\[EX/CYC/59e\]](#)
  - Annex 4: Other Urban Areas within the General Extent (April 2021) [\[EX/CYC/59f\]](#)
  - Annex 5: Freestanding Sites (March 2021) [\[EX/CYC/59g\]](#)
  - Annex 6: Proposed Modifications Summary (April 2021) [\[EX/CYC/59h\]](#)
  - Annex 7: Housing Supply Update (April 2021) [\[EX/CYC/59i\]](#) and Trajectory Summary (April 2021) [\[EX/CYC/59j\]](#)
- City of York Council Strategic Flood Risk Assessment (SFRA) Level 1 Report [\[EX/CYC/60\]](#)
- Sustainability Appraisal of the Composite Modifications Schedule (April 2021) [\[EX/CYC/61\]](#)

## Do I have to use the response form?

Yes please. This is because further changes to the plan will be a matter for a Planning Inspectors to consider and providing responses in a consistent format is important. For this reason, all responses should use this consultation response form. Please be as succinct as possible and **use one response form for each topic or issue you wish to comment on**. You can attach additional evidence to support your case, but please ensure that it is clearly referenced. It will be a matter for the Inspector to invite additional evidence in advance of, or during the Public Examination.

You can use our online consultation form via [www.york.gov.uk/form/LocalPlanConsultation](http://www.york.gov.uk/form/LocalPlanConsultation) or send back your response via email to [localplan@york.gov.uk](mailto:localplan@york.gov.uk). **However you choose to respond, in order for the inspector to consider your comments you must provide your name and address with your response. We also need your confirmation that you consent to our Privacy Policy (Part A of this form).**

## Can I submit representations on behalf of a group or neighbourhood?

Yes, you can. Where there are groups who share a common view, it would be very helpful for that group to send a single representation that represents that view, rather than for a large number of individuals to send in separate representations that repeat the same points. In such cases the group should indicate how many people it is representing and how the representation has been agreed e.g. via a parish council/action group meeting; signing a petition etc. The representations should still be submitted on this standard form with the information attached. Please indicate in Part B of this form the group you are representing.

## Do I need to attend the Public Examination?

The scope of the Public Examination will be set by the key issues raised by responses received and other matters the Inspector considers to be relevant. You can indicate if you consider there is a need to present your representation at a hearing session during the Public Examination. You should note that Inspectors do not give any more weight to issues presented in person than written evidence. The Inspectors will use their own discretion in regard to who participates at the Public Examination. All examination hearings will be open to the public.

## Where can I view the Consultation documents?

Copies of the consultation documents are available to view on the council's website at <https://www.york.gov.uk/LocalPlanConsultation>.

In line with the current pandemic, we are also making the documents available for inspection by appointment only at City of York Council Offices, if open in line with the Government's Coronavirus restrictions. To make an appointment to view the documents, please contact the Forward Planning team via [localplan@york.gov.uk](mailto:localplan@york.gov.uk) or on 01904 552255.

Documents are also available to view electronically via Libraries, if open in line with Government Coronavirus restrictions. See our [Statement of Representations Procedure](#) for further information.

# Part C - Your Representation

(Please use a separate Part C form for each issue to you want to raise)



## 5. To which Proposed Modification or new evidence document does your response relate?

Proposed Modification Reference:

CD020

Document:

LP Submission Draft Statement to demonstrate compliance with duty to cooperate

Page Number:

Page 13

## What does 'legally compliant' mean?

Legally compliant means asking whether or not the plan has been prepared in line with: statutory regulations; the duty to cooperate; and legal procedural requirements such as the Sustainability Appraisal (SA). Details of how the plan has been prepared are set out in the published Consultation Statements and the Duty to Cooperate Statement, which can be found at [www.york.gov.uk/localplan](http://www.york.gov.uk/localplan) or sent by request.

## 6. Based on the Proposed Modification or new evidence document:

### 6.(1) Do you consider that the Local Plan is Legally compliant?

Yes

No

### 6.(2) Do you consider that the Local Plan complies with the Duty to Cooperate?

Yes

No

### 6.(3) Please justify your answer to question 6.(1) and 6.(2)

The Trust has had some previous engagement with City of York Council as part of the Local Plan consultation process. The Vale of York Clinical Commissioning Group have been factored into plans to date, and acute services at York Hospital (including accident and emergency services and others) will need to be considered in regards to the influx of new residents the Local Plan will cause. The current York Hospital facilities will not meet this demand in terms of service delivery, capacity, access or connecting infrastructure, and we wish to work in partnership with City of York Council going forward to ensure this issue can be factored into both organisations' future plans.

## What does 'Sound' mean?

Soundness may be considered in this context within its ordinary meaning of 'fit for purpose' and 'showing good judgement'. The Inspector will use the Public Examination process to explore and investigate the plan against the National Planning Policy Framework's four 'tests of soundness' listed below.

## What makes a Local Plan "sound"?

**Positively prepared** - the plan should be prepared based on a strategy which seeks to meet objectively assessed development and infrastructure requirements, including unmet requirements from neighbouring authorities where it is reasonable to do so and consistent with achieving sustainable development.



**Justified** – the plan should be the most appropriate strategy, when considered against the reasonable alternatives, based on proportionate evidence.



**Effective** – the plan should be deliverable over its period and based on effective joint working on cross-boundary strategic priorities

**Consistent with national policy** – the plan should enable the delivery of sustainable development in accordance with the policies in the Framework

## **7. Based on the Proposed Modification or new evidence document:**

**7.(1) Do you consider that the Local Plan is Sound?**

Yes  No

**7.(2) Please tell us which tests of soundness are applicable to 7.(1):**

(tick all that apply)

**Positively prepared**  **Justified**

**Effective**  **Consistent with national policy**

**7.(3) Please justify your answers to questions 7.(1) and 7.(2)**

Please use extra sheets if necessary

**8. (1) Please set out any change(s) you consider necessary to make the City of York Local Plan legally compliant or sound, having regard to the tests you have identified at Question 7 where this relates to soundness.**



You will need to say why this modification will make the plan legally compliant or sound. It will be helpful if you could put forward your suggested revised wording of any policy or text and cover succinctly all the information, evidence and supporting information necessary to support/justify your comments and suggested modification, as **there will not normally be a subsequent opportunity to make further representations unless at the request of the Inspectors, based on the matters and issues they identify for examination.**

We are keen to collaborate with City of York Council (CYC) to ensure that an integrated approach is taken when developing the Local Plan and addressing wider housing issues in York. We would like to ensure that York and Scarborough Teaching Hospitals NHS Foundation Trust ('The Trust') is one of the key consultees at all stages of the Local Plan going forward.

Our understanding is that previously CYC have engaged with the Vale of York Clinical Commissioning Group regarding healthcare provision. However the Trust provides acute and emergency healthcare services to the York population and our York site is currently facing pressures to meet demand in terms of access, A and E attendances and other acute services York Hospital provides. These services currently would not be able to absorb the increased residential numbers associated with the Local plan projections. The Trust would need to factor in the increased housing and associated residents into our future plans so will need to maintain communications with CYC to ensure we have the most current information available.

The Trust is aware of the pressures that population growth will make on services. Access and Transport are key factors in this and that is where collaboration with the Local Plan (and Local Travel Plan) will be important. The Local Plan should strengthen the sustainability and economy of York, taking into account that accessible healthcare is an important aspect for residents and improved hospital access (whilst reducing car use) should be accounted for in future plans for York's transport networks and the wider Local Plan outcomes.

Accessibility to York Hospital is limited. York experiences high levels of car use throughout the year, both from a residential / working perspective and during peak tourist times. The nature of the transport infrastructure (single two lane roads around listed buildings and architecture) means that traffic build up around the hospital site can be a serious issue when it comes to patient visiting times,

which then has a knock-on effect throughout the city. Efforts are made by the Trust to manage the traffic flow on site and encourage visitor modal shift where possible. However, the car will often be the primary choice of transportation for those visiting the hospital either in an emergency or travelling long distances. The Trust currently works closely with CYC on efforts to mitigate the impacts this localised traffic has. The Local Plan could obviously has huge potential to significantly impact this in terms of increasing demand for hospital services so again, integration is vital.

Our own Trust travel plan is in the process of being renewed to take account of the recent NHS guidance and we will factor local issues in along with NHS targets. The first phase of the patient experience is the journey to the hospital and more integrated low-carbon, sustainable transport options need to be available to connect all parts of the city (similar in concept to the York Hospital Park & Ride bus). Given time, these types of services will improve connectivity, reduce emissions and congestion and enable York to cope with increased numbers. However the Local Plan also raises the potential need for a new York Hospital facility to meet the increased populations' acute healthcare needs; integrated and accessible transport infrastructure and services would have to be factored into such a development.

The Trust is aware of CYC's net zero carbon target for 2030 and that there is an anticipated 'post-covid' shift towards sustainability and active travel, increasing public transport patronage and infrastructure enhancement. These will present opportunities for a cohesive approach that should be more widely adopted throughout the Local Plan development process.

The Trust would be keen to be involved in any discussions around Section 106 monies that are available through the Local Plan development. Any funding (and community infrastructure levy) we could be entitled to could help us prepare and adapt our existing facilities to cope with the increased demand.

Overall, an integrated approach to future planning in York is vital. Major planned developments (such as the Elvington 'Garden Village' and York Central) must account for the impact they will have on Hospital service delivery. The York Local Plan (as it stands) will result in thousands of new homes in the region over the next 10-20 years, which will have a direct impact on the Hospital's capability to deliver effective healthcare, as currently our main premises work at full capacity.

The Trust will closely cooperate and collaborate with CYC to ensure these future developments result in positive outcomes for residents of York and all parties involved.

## 9. If your representation is seeking a change at question 8.(1)

### 9.(1). Do you consider it necessary to participate at the hearing sessions of the Public Examination? (tick one box only)

**No**, I do not wish to participate at the hearing session at the examination. I would like my representation to be dealt with by written representation

~~**Yes**, I wish to appear at the examination~~

If you have selected **No**, your representation(s) will still be considered by the independent Planning Inspectors by way of written representations.

### 9.(2). If you wish to participate at the oral part of the examination, please outline why you consider this to be necessary:

**Please note:** the Inspectors will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate at the hearing session of the examination.