

Appendix 5 Issue Delivery Programme	Delivery Programme Action Plan	
Development plan reference:	<p>Volume 4 Delivery Programme Action Plan</p> <p>Introduction, page 1</p> <p>Action 8 Site Delivery Strategies and Monitoring of Site Effectiveness, page 14</p> <p>Action 10 Develop Programme to support Delivery of Stalled Sites, page 15</p> <p>Action 11 Review of Vacant/Derelict Land and Empty Properties, page 15</p> <p>Action 20 Delivery of Infrastructure, page 29</p> <p>Action 24 Prepare Development Frameworks for Moray Harbours, page 32</p> <p>Action 27 Central Elgin Masterplan, page 33</p> <p>Action 33 – Compensatory Planting Areas, page 37</p> <p>Aberlour TSP 5, Road Infrastructure Improvements (TSP's), page 41</p> <p>Road Infrastructure Improvements (TSP's), page 56 and page 58</p>	
Body or person(s) submitting a representation raising the issue (including reference number):		
<p>Introduction</p> <p>Scottish Environment Protection Agency (569)</p> <p>Action 8 Site Delivery Strategies and Monitoring of Site Effectiveness</p> <p>Pitgaveny Estate (214)</p> <p>Action 10 Develop Programme to support Delivery of Stalled Sites</p> <p>Scottish Environment Protection Agency (569)</p> <p>Action 11 Review of Vacant/Derelict Land and Empty Properties</p> <p>Scottish Environment Protection Agency (569)</p> <p>Action 20 Delivery of Infrastructure</p>		

<p>Scottish Environment Protection Agency (569)</p> <p>Action 24 Prepare Development Frameworks for Moray Harbours</p> <p>Scottish Natural Heritage (1027)</p> <p>Action 27 Central Elgin Masterplan</p> <p>Scottish Environment Protection Agency (569)</p> <p>Scottish Natural Heritage (1027)</p> <p>Action 33 – Compensatory Planting Areas</p> <p>Royal Society for Protection of Birds (RSPB) (285)</p> <p>Aberlour TSP 5, Road Infrastructure Improvements (TSP's), page 41</p> <p>Springfield Properties Plc (10)</p> <p>Road Infrastructure Improvements (TSP's)</p> <p>Dr Janet Trythall (404)</p>	
<p>Provision of the development plan to which the issue relates:</p>	<p>The Delivery Programme Action Plan</p>
<p>Planning authority's summary of the representation(s):</p>	
<p>Introduction</p> <p><u>Scottish Environment Protection Agency (SEPA) (569)</u></p> <p>An indication of the potential timescales for refresh of the delivery plan would be welcomed as paragraph 134 of Development Planning Circular 6/2013 references at least every 2 years.</p> <p>Action 8 Site Delivery Strategies and Monitoring of Site Effectiveness</p> <p><u>Pitgaveny Estate (214)</u></p> <p>The Guidance and template must be subject to public consultation. The guidance should consider how to positively engage with landowners to ensure their needs are also met and not just developers.</p> <p>Action 10 Develop Programme to support Delivery of Stalled Sites</p> <p><u>Scottish Environment Protection Agency (SEPA) (569)</u></p> <p>SEPA should be included as a stakeholder as the plan should give greater emphasis to</p>	

development of brownfield sites and redevelopment of existing buildings.

Action 11 Review of Vacant/Derelict Land and Empty Properties

Scottish Environment Protection Agency (SEPA) (569)

SEPA should be included as a stakeholder as the plan should give greater emphasis to development of brownfield sites and redevelopment of existing buildings.

Action 20 Delivery of Infrastructure

Scottish Environment Protection Agency (SEPA) (569)

Under the Transportation and Active Travel section of the table SEPA welcome the National Infrastructure section and inclusion of the A96 Dualling between Inverness and Aberdeen and Rail improvements between Inverness and Aberdeen. There is an important role for key agencies to assist in transport and active travel, however this is not identified. SEPA recommend that under the “who section” in addition to the lead(s) already identified a sub section of other key agencies, such as SEPA, who can help deliver these are identified.

Action 24 Prepare Development Frameworks for Moray Harbours

Scottish Natural Heritage (SNH) (1027)

SNH would be happy to be included as stakeholder due to the number of areas protected for nature conservation along the coast that will need to be considered.

Action 27 Central Elgin Masterplan

Scottish Environment Protection Agency (SEPA) (569)

SEPA would welcome being added as a stakeholder.

Scottish Natural Heritage (SNH) (1027)

Due to their role in placemaking and green networks SNH would be happy to advise on the Central Elgin Masterplan.

Action 33 – Compensatory Planting Areas

Royal Society for Protection of Birds (RSPB) (285)

Moray Council should ensure that any compensatory planting adheres to the principle of ‘The right tree in the right place’ and avoid sensitive open ground areas. In certain areas the planting of trees can have a detrimental impact on some open ground species such as lapwing and curlew. Both species are declining across the UK and are on the red list of birds of conservation concern.

Aberlour TSP 5, Road Infrastructure Improvements (TSP’s), page 41

Springfield Properties Plc (10)

Object to the level of prescriptive requirements as onerous and simply unviable.

Road Infrastructure Improvements (TSP's)

Dr Janet Trythall (404)

Add an entry into the TSP tables for the Lossiemouth to Hopeman cyclepath alongside the B9040 to complete a Moray Council supported project from 2007 to provide sustainable transport for the Lossiemouth High School catchment area.

Modifications sought by those submitting representations:

Introduction

Scottish Environment Protection Agency (SEPA) (569)

Within the introduction include timescales for review of Delivery Programme Action Plan.

Action 8 Site Delivery Strategies and Monitoring of Site Effectiveness

Pitgaveny Estate (214)

Public consultation on guidance and template required.

Action 10 Develop Programme to support Delivery of Stalled Sites

Scottish Environment Protection Agency (SEPA) (569)

Include SEPA as a stakeholder.

Action 11 Review of Vacant/Derelict Land and Empty Properties

Scottish Environment Protection Agency (SEPA) (569)

Include SEPA as a stakeholder.

Action 20 Delivery of Infrastructure

Scottish Environment Protection Agency (SEPA) (569)

Add other Key Agencies as stakeholder in the "Who" column for National Infrastructure projects.

Action 24 Prepare Development Frameworks for Moray Harbours

Scottish Natural Heritage (SNH) (1027)

Add SNH as a stakeholder.

Action 27 Central Elgin Masterplan

Scottish Environment Protection Agency (SEPA) (569)

Add SEPA as a stakeholder

Scottish Natural Heritage (SNH) (1027)

Add SNH as a stakeholder

Action 33 – Compensatory Planting Areas

Royal Society for Protection of Birds (RSPB) (285)

Require compensatory planting to ensure the principle of the “The right tree in the right place” is adhered to.

Road Infrastructure Improvements (TSP’s)

Dr Janet Trythall (404)

Add new TSP for Lossiemouth to Hopeman cycleway.

Summary of responses (including reasons) by planning authority:

Introduction

Scottish Environment Protection Agency (SEPA) (569)

To provide clarity on the timescales of review the third paragraph of the introduction will be updated to read “The plan/programme will be refreshed every two years to reflect progress.”

Action 8 Site Delivery Strategies and Monitoring of Site Effectiveness

Pitgaveny Estate (214)

The intention is to consult on the Guidance and Template therefore the text will be amended. The third sentence will be revised to “Guidance and a template will be produced and consulted on by the Council to assist with this.” The text on the timescale will be amended under Q3 July to September to “Develop and consult on Guidance and Template”.

Action 10 Develop Programme to support Delivery of Stalled Sites

Scottish Environment Protection Agency (SEPA) (569)

SEPA will be added as a stakeholder for Action 10.

Action 11 Review of Vacant/Derelict Land and Empty Properties

Scottish Environment Protection Agency (SEPA) (569)

SEPA will be added as a stakeholder for Action 11.

Action 20 Delivery of Infrastructure

Scottish Environment Protection Agency (SEPA) (569)

It is recognised that the Council and Key Agencies have a consultative role in National Infrastructure projects therefore the text will be amended in the “Who” to “**Lead** Transport Scotland/Scottish Government with input and consultation with Moray Council and Key Agencies including SEPA and SNH.”

Action 24 Prepare Development Frameworks for Moray Harbours

Scottish Natural Heritage (SNH) (1027)

SNH will be added as a stakeholder.

Action 27 Central Elgin Masterplan

Scottish Environment Protection Agency (SEPA) (569), Scottish Natural Heritage (SNH) (1027)

SNH and SEPA will be added as stakeholders.

Action 33 – Compensatory Planting Areas

Royal Society for Protection of Birds (RSPB) (285)

As noted in Schedule 6 Environment Policies an action to develop and agree a procedure with Scottish Forestry to support the implementation of the compensatory planting policy will be included in the Delivery Programme. A procedure agreed with Scottish Forestry is considered to be a better way of dealing with the issues relating to EIA and woodland design.

Aberlour TSP 5, Road Infrastructure Improvements (TSP's), page 41

Springfield Properties Plc (10)

There is a requirement to provide an active travel connection to Taylor Court. Following discussions as part of the live planning application (18/01373/APP), this is not required as part of Phase 1 due to the development of a footpath along or parallel to the extent of the site frontage onto the A95. Schedule 13 Speyside states that if the Reporter is so minded, the Council would not object to the removal of the requirement to provide the active travel connection to Taylor Court as part of Phase 1 and instead include as part of the overall development of the site.

It is recognised there are differing landownerships that may make delivery of the active travel connection difficult. To deliver this important connection it may be necessary to utilise compulsory purchase powers to allow the access to be created. This possibility should be acknowledged within the actions for TSP 5. The following wording will be added to the Actions for TSP 5.

“Council to consider potential for Compulsory Purchase of land to achieve link if developer

is unable to achieve this.”

Road Infrastructure Improvements (TSP's)

Dr Janet Trythall (404)

A separate TSP is not required; this is included in Action 31 Encourage Active Travel. One of the projects listed under Action 31 is Linking Communities with the Lossiemouth and Hopeman.

Recommended Changes:

Introduction, paragraph 3, page 1- amend to “The plan/programme will be refreshed every two years to reflect progress.”

Action 8 Page 14 – amend third sentence to “Guidance and a template will be produced and consulted on by the Council to assist with this.”

Action 8 Page 14- Amend text on timescale under Q3 July to September to “Develop and consult on Guidance and Template”.

Action 10 and Action 11 page 15 – Add SEPA to list of stakeholders.

Action 20, page 29 - Under “Who” amend text to “**Lead** Transport Scotland/Scottish Government with input and consultation with Moray Council and Key Agencies including SEPA and SNH.”

Action 24, page 32 – Add SNH as a stakeholder.

Action 27, page 33 – Add SNH and SEPA as stakeholders.

New Action, page 37 – “**Compensatory Planting Procedure**

Develop and agree a technical procedure with Scottish Forestry for the implementation of compensatory planting.

WHO – Lead Moray Council Planning and Development and Scottish Forestry

TIMESCALE – Q1 2020“

Aberlour TSP 5, page 41 – Add to Actions “Council to consider potential for Compulsory Purchase of land to achieve link if developer is unable to achieve this.”