



Barnet Draft Local Plan
Publication Stage Representations Form

Ref: (For official use only)

PART B - Your representation

Please complete a separate Part B for each representation and return along with a single completed Part A.

Question 1: To which part of the Local Plan does your representation relate?

Representations must be made on a specific policy or part of the Plan, please state the policy number, paragraph number, figure/table or Policies Map designation.

Policy __CDH08__ Paragraph _____ Figure/Table _____

Policies Map designation _____

Question 2: Do you consider that this part of the Local Plan is:

Tick all that apply, please refer to the guidance note for an explanation of these terms.

- | | | |
|--|------------------------------|--|
| a) Legally compliant | Yes <input type="checkbox"/> | No <input type="checkbox"/> |
| b) Sound | Yes <input type="checkbox"/> | No <input checked="" type="checkbox"/> |
| c) Compliant with the Duty to Co-operate | Yes <input type="checkbox"/> | No <input type="checkbox"/> |

Question 3: Please give details of why you consider this part of the Local Plan is not legally compliant, is unsound, or fails to comply with the duty to co-operate.

Please be as precise as possible. If you wish to support the legal compliance or soundness of the Plan, or its compliance with the duty to co-operate, please also use this box to set out your comments.

The Local Plan leaves non-designated designed landscapes of heritage value unprotected from the impacts of development either within the open space or, arising from development outside.

Such impacts could be on

- designed views into, as well as from, the landscape and setting,
- their landscape character and
- defined significance.

The most effective way of identifying these sites is via the Local List.

Indeed, this is the approach that Historic England has advised since its 2016 publication, updated 2021. <https://historicengland.org.uk/images-books/publications/local-heritage-listing-advice-note-7/>

Local Heritage Listing: Identifying and Conserving Local Heritage, Historic England Advice Note 7 (2nd edition), Published 27 January 2021

“Local heritage lists are one way in which local heritage – buildings, monuments, sites, places, areas, **historic parks and gardens or other designed landscapes** – can be formally identified, as part of the wider range of designation, so that their significance can be taken into account in planning applications affecting the building or site or its setting.”

In August 2019 Barnet held a Local Heritage List consultation. We pointed out the discrepancy between the HE advice and the Barnet local list criteria relating only to buildings and structures.

HE defines

“Cultural landscapes: heritage assets associated with a significant period in an area’s history, including historic parks, gardens, grounds and their structures and other designed landscapes.”

The Senior Planning Officer for Urban Design and Heritage replied to us on 2 Sept 2019 stating:

“The decision was made to exclude parks, gardens and other open spaces from the asset types that could be nominated for local listing. It was felt there were sufficient policies and protection elsewhere in the Local Plan.”

Since then the new Local Plan has been drafted. There has been time to ensure the new local plan policies would ensure protection of designed landscapes from any adverse impacts of development.

The current draft excludes landscapes. Developers are likely to argue that this is a deliberate omission rather than a careless oversight.

This leaves cultural landscapes, as defined by HE unrecognised and therefore unprotected in Barnet.

continued

Question 3 continued

Continued

The general Parks and open spaces policies do not give protection to that subset of designed landscapes from development outside their boundaries eg Policy ECC04. So this is a threat to all Barnet's open spaces.

Evidence base

The London Historic Parks and Gardens Trust launched the London Inventory of Historic Green Spaces in April 2003. The research was completed over a seven-year period and it continues to be added to and updated. The Inventory is a comprehensive listing of more than 2,500 historic open green spaces - parks, gardens, squares, churchyards, cemeteries, commons and greens - in the Greater London Boroughs, and contains valuable information on each site.

We link our information wherever possible with other resources including [GoParks London](#) and the Greater London Historic Environment Record to make sure that the vital historic features of London's green spaces is protected within the planning system.

The Barnet List

Detailed information on each of the 101 sites in Barnet can be accessed here:

<https://londongardenstrust.org/conservation/inventory/sites-in-borough/?Borough=Barnet>

A few of these sites of heritage interest are associated with buildings or structures which may already be recognised by Barnet as locally listed buildings. Our view is that these sites are valuable on their own merits and should be designated as protected landscapes. Their status as a setting of a designated building or structure does not recognise their full heritage and cultural value.

Question 4: Please set out the modification(s) you consider necessary to make the Local Plan legally compliant and sound, in respect to the matters you have identified in Question 3 above. Please note that non-compliance with the duty to co-operate is incapable of modification at examination. You will need to say why each modification will make the Local Plan legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Policy CDH08 Barnet's Heritage

Insert "designed landscapes" after locally listed buildings in 1st clause.

Insert "and designed landscapes" after Locally Listed Buildings and their settings in the clause headed **Locally Listed Buildings and Other Non-Designated Heritage Assets**

Insert

Development proposals affecting heritage assets such as designed landscapes should

- protect and conserve the borough's heritage assets of designed landscapes such as parks, gardens, squares, churchyards, cemeteries and other sites of historic interest;
- give proper recognition and consideration of designed landscapes and open spaces, and evidence that their status and significance has been given due consideration in the consideration of planning applications including details such as lighting, noise, intrusion, overlooking, overshadowing, boundaries, change of use, temporary uses/reinstatement. In our experience, these impacts are often not thought of at planning application stage.
- Provide landscape improvements to mitigate adverse impacts on the experience of being within the open space arising from the development.

We are sorry that we have had to make this response at this late stage.

London Parks and Gardens Trust responded to **Barnet Draft Growth Strategy 2030 Consultation** in August 2019.

I have checked through our records and I can confirm that we were not consulted on the Reg 18 draft Local Plan.

London Historic Parks and Gardens Trust trades as *The London Gardens Trust* (previously *London Parks and Gardens Trust*).

The London Historic Parks and Gardens Trust is a registered charity, affiliated to the national Gardens Trust (GT) a statutory consultee for planning applications.

We champion all London green space and make observations on planning proposals, both on behalf of the GT for sites on the Historic England Register of Parks and Gardens of Special Historic Interest, and also in relation to other green open spaces, especially those in our Inventory <https://londongardenstrust.org/conservation/inventory/>

Continue on a separate sheet if necessary

Please note:

In your representation you should summarise succinctly all the evidence and supporting information necessary to support your representation and your suggested modification(s). You should not assume that you will have a further opportunity to make submissions.

After this stage, further submissions may only be made if invited by the Inspector, based on the matters and issues they identify for examination.

Question 5: If your representation is seeking a modification to the plan, do you consider it necessary to participate in examination hearing sessions?

Yes, I wish to participate in hearing session(s)

No, I do not wish to participate in hearing session(s) /
I am not seeking modification to the Plan

Question 6: If you wish to participate at the examination hearings, please outline why you consider this to be necessary.

Please note that the inspector will make the final decision as to who is necessary to participate in hearing sessions, and to which hearing session(s) they should attend, and they will determine the most appropriate procedure to adopt to hear those who wish to participate at the examination hearings.

We will do so if this will help the Inspector but we are a small organisation, so are happy for the Council and the Inspector to make appropriate modifications.

Declaration of consent

The personal information you provide on this form will be processed in accordance with General Data Protection Regulations 2018 (GDPR). The information you provide will only be used for the purposes of the preparation of the Local Plan as required by the Planning and Compulsory Purchase Act 2004 (as amended), and may be used by the Council to contact you if necessary, regarding your submission. Your name, name of organisation, and comments, will be made available for public inspection when displaying and reporting the outcome of the statutory consultation stage and cannot be treated as confidential. You will not be asked for any unnecessary information and we will not publish any personal data beyond what is stated in this declaration.

Your details will be kept in accordance with the Council's Privacy Notice, until the Local Plan is adopted plus a further five years to evidence that a fair and transparent process has been followed. Processing is kept to a minimum and data will only be processed in accordance with the law. We will take all reasonable precautions to protect your personal data from accidental or deliberate loss or unauthorised disclosure.

The Council's Privacy Notice can be viewed at <https://www.barnet.gov.uk/your-council/policies-plans-and-performance/privacy-notices>

The legal basis which enables the Council to process your data for this purpose is consent from the data subject (you) under Article 6, paragraph (a) of the GDPR. Information provided will be stored in accordance with the Council's retention and disposal guidelines.

By completing and signing this form I agree to my name, name of organisation, and representations being made available for public inspection on the internet, and that my data will be held and processed as detailed above, in accordance with the Council's Privacy Notice:

Signature Helen Monger Date 01/08/2021