

Royal Borough of Kensington and Chelsea

Duty to Cooperate Statement

October 2022



THE ROYAL BOROUGH OF
KENSINGTON
AND CHELSEA

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1. Introduction

- 1.1 This statement outlines how the Royal Borough of Kensington and Chelsea (RBKC) is managing the requirements of the Duty to Cooperate (DtC) throughout production of the Council's New Local Plan Review (NLPR). The Duty seeks to ensure a joined-up approach is taken in plan making, where collaborative working with other relevant organisations and bodies seeks to deliver sustainable development within the administrative boundary and the wider area on an ongoing basis. This statement details the work undertaken to date and identifies how the Council is responding to the key strategic and cross boundary issues identified. The NLPR has been prepared with full regard to the National Planning Policy Framework (NPPF) and the Planning Practice Guidance (PPG), including the DtC requirements. The NLPR provides the overarching spatial strategy for the Borough, guiding the location, scale and type of future development over the next 20 years from adoption.
- 1.2 Local Planning Authorities (LPAs) are expected to be able to provide evidence of having successfully cooperated to plan for strategic issues with cross boundary impacts when their Local Plans are submitted for independent examination. Demonstrating the DtC is an important part of ensuring the soundness of local plan preparation. Cooperation should be a continuous process of engagement with key stakeholders from initial thinking through to implementation, resulting in a final position where plans are in place to provide the land and infrastructure necessary to support current and projected future levels of development within the Borough.

2. Context

Legal and Policy Context

- 2.1 The DtC is a statutory duty for LPAs and is a requirement of the Localism Act 2011 and the NPPF.
- 2.2 Section 110 of the Localism Act inserted Section 33A into the Planning and Compulsory Purchase Act 2004 which places a legal duty on LPAs and other prescribed bodies to engage constructively and actively and on an ongoing basis to maximise the effectiveness of local plan preparation in the context of strategic cross boundary matters. LPAs must demonstrate how they have complied with the Duty at the examination stage of their Local Plan.

National Planning Policy Requirements

- 2.3 The NPPF states that LPAs are under a DtC with each other, and with other prescribed bodies, on strategic matters that cross administrative boundaries and this should clearly be reflected in individual Local Plans.
- 2.4 Paragraph 24–26 of the NPPF set out where collaboration amongst local communities and relevant bodies is expected and gives further guidance on planning strategically across local boundaries. It also requires demonstration that the plan is deliverable and is based on effective joint working on cross boundary strategic priorities. This is also reinforced in the PPG on Plan-making, which sets out what is required and gives further guidance on the DtC.
- 2.5 Paragraph 27 of the NPPF has also introduced a requirement to produce Statements of Common Ground (SoCG) throughout the plan-making process to document where effective cooperation is (and is not) taking place as plans are drawn up and taken through the statutory process to adoption. More information can be found in Section 6.

Strategic Context

- 2.6 The NPPF and PPG on Plan-making highlights that LPA's have a DtC on planning issues that cross administrative boundaries.
- 2.7 RBKC is a Central London Borough bordered by Westminster City Council (WCC), the London Borough of Hammersmith and Fulham (LBHF), the London Borough of Wandsworth (LBW) and the London Borough of Brent (LBB). In addition, Old Oak and Park Royal Development Corporation (OPDC), a Mayoral Development Corporation (MDC), is located close to the northern boundary of the Borough within the neighbouring boroughs of LBHF and LBB.

2.8 The area shown in *figure 1* below has been identified as the strategic planning area for the purposes of the Statement of Common Ground (SoCG). These boroughs represent key Duty to Co-operate partners and contain areas most likely to be directly affected by the policies set out in the NLPR.

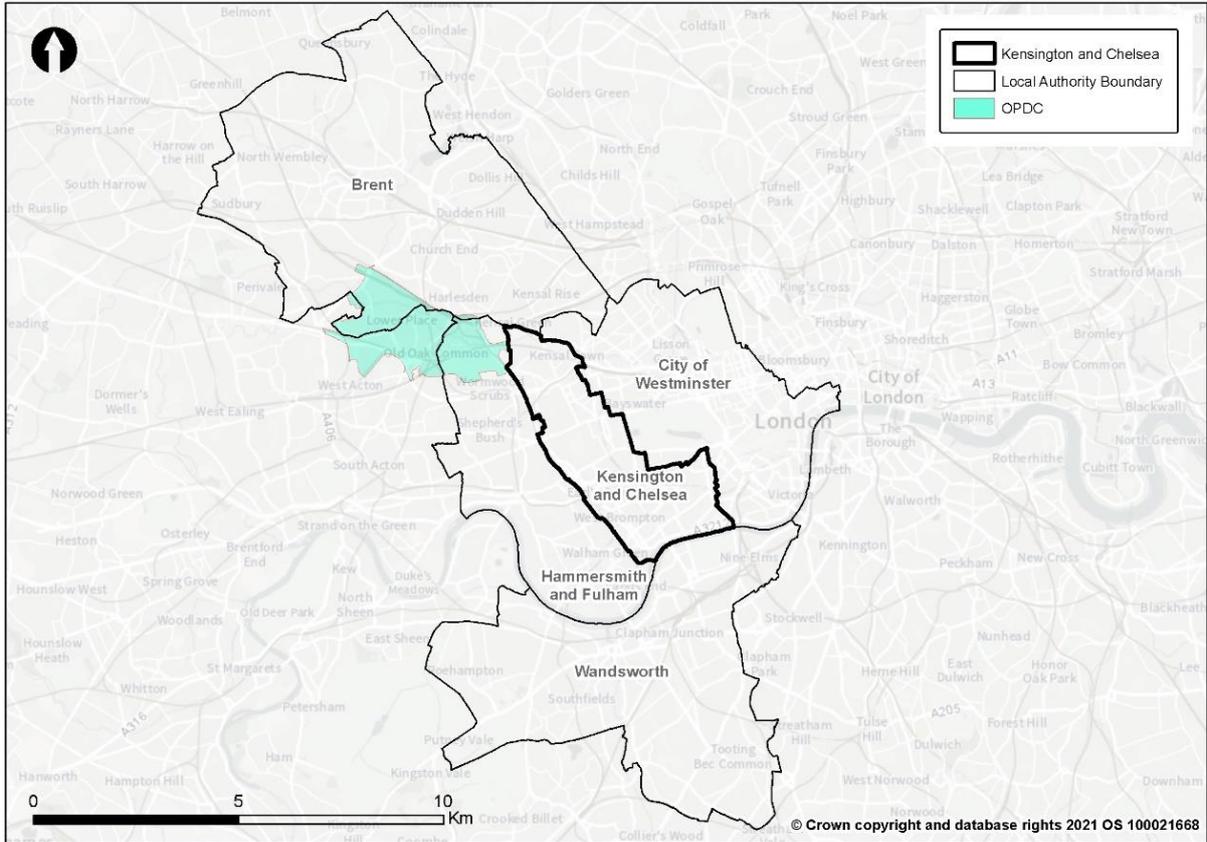


Figure 1: Map showing the geographical relationship between RBKC and its neighbouring boroughs

Local Planning Authority	Local Plan Status
Westminster City Council	Local Plan adopted in April 2021
London Borough of Hammersmith & Fulham	Local Plan adopted in February 2018
London Borough of Wandsworth	Draft New Local Plan submitted to the PINS in April 2022
London Borough of Brent	Local Plan adopted in February 2022
OPDC	Local Plan adopted in June 2022

Table 1: Neighbouring Planning Authorities Local Plan revision status

London Context

2.9 National policy and guidance, sets out that effective cooperation between the Mayor, boroughs and local planning authorities bordering London is vital to ensure that important strategic issues are planned effectively.

2.10 The London Plan 2021 was adopted on 2 March 2021. There is a requirement for the NLPR to be in general conformity with the London Plan. The Council works in close partnership with the Greater London Authority (GLA) and both

parties have taken part in frequent DtC meetings and correspondence throughout the production of the NLPR and expects to receive a letter of general conformity from the Mayor in due course. Further details of the meetings can be found within Appendix 1 – 2.

Working with Neighbouring Boroughs

- 2.11 RBKC shares a land boundary with the WCC, LBHF, LBB and OPDC, with LBW located across the River Thames to the south. RBKC has maintained regular and open communication with neighbouring boroughs throughout all stages of the NLPR development, including email communication, and meetings with officers from neighbouring boroughs. All neighbouring boroughs were invited to comment on the draft Local Plan at the non-statutory pre-Regulation 18 Borough Issues and Issues and Options consultations and the Regulation 18 (Draft Policies) stage. In addition, DtC meetings with officers representing each of the neighbouring boroughs were organised by RBKC at each stage of the NLPR production to discuss key strategic issues. A record of these meetings is listed in Appendix 3 – 5.
- 2.12 Further DtC meetings were held with officers of individual boroughs on key issues that required further discussion and joint working. For example, waste management with LBHF and OPDC, the Earl's Court Opportunity Area with LBHF and LBW's Draft New Local Plan. A record of these meetings is listed in Appendix 6 – 8.
- 2.13 Planning officers from RBKC also regularly attend meetings with the Association of London Borough Planning officers (ALBPO). These are London-wide forums for the discussion of strategic issues and include updates from each authority on key work, which may have cross boundary implications. In addition to all London boroughs these meetings include the GLA and the London Government Association.

Formal Partnerships

- 2.14 RBKC is a member of the following formally constituted sub-regional partnerships and working groups, which address cross-border strategic matters.
- Western Riverside Waste Authority (WRWA) comprises four boroughs in the 'Western Riverside' area of London and a Mayoral Development Corporation. It is responsible for disposal of household waste. Whilst the Western Riverside waste planning authorities of RBKC, LBW, LBHF, London Borough of Lambeth and the Mayoral Development Corporation OPDC have been working together on waste planning since 2015 each is planning for waste independently through their respective Local Plans

Prescribed bodies

2.15 Prescribed bodies are set out in Part 2 of the Town & Country Planning (Local Planning) (England) Regulations 2012. These are:

- The Environment Agency
- The Historic Buildings and Monuments Commission for England (known as Historic England)
- Natural England
- The Mayor of London
- The Civil Aviation Authority
- The Homes and Communities Agency
- Each integrated care board established under Chapter A3 of Part 2 of the National Health Service Act 2006
- The National Health Service Commissioning Board
- The Office of Rail and Road
- Transport for London
- Each Integrated Transport Authority
- Each highway authority within the meaning of section 1 of the Highways Act 1980(6) (including the Secretary of State, where the Secretary of State is the highways authority)
- The Marine Management Organisation

Other Partners

Sports England

2.16 RBKC officers also met with Sports England to discuss the approach the Council should take with regards to sports facilities, including what evidence base studies are required. It was agreed that RBKC would commission two Facilities Planning Model Assessment reports for swimming pools and sports halls through Sports England, to be undertaken by their contractor ORH (Operational Research in Health Limited).

3. RBKC New Local Plan Review

3.1 The latest version of the Council’s [Local Development Scheme](#) sets out the timetable for production of RBKC’s NLPR. This timetable is set out in *figure 2* below:



Figure 2: The RBKC NLPR timetable

3.2 Consultation and engagement on the NLPR has been carried out in accordance with the measures sets out in the RBKC [Statement of Community Involvement](#) that was adopted by the Council in February 2020.

3.3 At each stage of the NLPR preparation summaries of comments received and responses from stakeholders have been produced and made available for viewing on the Local Plan pages of the Council’s website. Read alongside the Statement of Common Grounds, these documents will demonstrate progress made on matters between the Council and stakeholders.

3.4 As evidence of the NLPR’s positive preparation, this DtC Statement will be updated and included as part of supporting documentation that accompanies the submission of the NLPR. It will assist the Planning Inspector in determining that the Council has fulfilled its DtC responsibilities.

Stage 1 – Borough Issues Consultation

3.5 The public consultation on the Borough Issues document (held between 29 September – 10 November 2020) was the first stage of drafting the NLPR and was a non-statutory consultation. The Council undertook this early engagement to give our residents and our local businesses an opportunity to help shape the New Local Plan before pen is put to paper.

3.6 1,100 unique voters engaged in the consultation through the Give My View digital engagement platform. With 69 stakeholders providing detailed representations through the traditional response form. Summaries of the responses received during the Borough Issues consultation can be viewed [here](#).

Stage 2 – Issues and Options Consultation

- 3.7 The Council considered the responses received to the Borough Issues consultation and the emerging evidence and consulted on realistic options to address these issues in the Issues and Options consultation (held between 26 July – 4 October 2021). This was also a non-statutory consultation.
- 3.8 1,500 unique voters participated in the second consultation through the Give My View platform, with 76 stakeholders providing detailed representations via the response form. Summaries of the responses received during the Issues and Options consultation can be viewed [here](#).

Stage 3 – Regulation 18 ‘Draft Policies’ Consultation

- 3.9 Following the two stages of non-statutory consultation, the Council prepared the Regulation 18 ‘Draft Policies’ setting out proposed planning policies informed by the main issues raised at the issues and options stage and supported by an up-to-date evidence base. This was the first stage of statutory consultation required by Regulation 18 of the Town and Country Planning (Local Planning) Regulations 2012 (as amended). The Regulation 18 public consultation was held between 9 February – 23 March 2022.
- 3.10 The Council received 120 detailed responses via the response form and approximately 1,500 unique voters via the Give My View platform. Summaries of the responses received during the Draft Policies consultation can be viewed [here](#).

Stage 4 – Regulation 19 ‘Publication’ Consultation

- 3.11 Following the consideration of comments made in the Regulation 18 consultation, the Council made modifications to the Draft Policies and has produced the Regulation 19 ‘Publication’ Plan. Regulation 19 is the second stage of statutory consultation required by Regulation 19 of the Town and Country Planning (Local Planning) Regulations 2012 (as amended).

Duty to Cooperate Outcomes on Strategic Matters

- 3.12 The Council considers the information contained in this DtC Statement and attached appendices detailing DtC meetings, held with neighbouring boroughs and other partners/stakeholders demonstrates that positive engagement through the Duty to Co-operate has resulted in regular exchanges of information, particularly sharing evidence base and updates to policy approaches, and has informed the preparation of the NLPR.

Statement(s) of Common Ground

- 3.13 Paragraph 27 of the NPPF introduced (as part of the DtC process) a requirement for strategic policy making authorities to, ‘prepare and maintain one or more statements of common ground (SoCG) documenting the cross-boundary matters being addressed and progress in cooperating to address these.’ This is required ‘in order to demonstrate effective and on-going joint working.’ The purpose of the SoCG is to document cross-boundary matters and

progress in cooperating to address them. It demonstrates that the Local Plan is based on effective and ongoing cooperation and that LPAs have sought to produce strategies that as far as possible are based on agreements with other authorities. The SoCG should be produced, published and kept up to date by the signatory authorities as an accessible and public record of where agreements have or have not been reached on cross boundary strategic issues.

- 3.14 The Council prepared a SoCG with neighbouring authorities that has been iteratively updated at each stage of the NLPR production. In addition, a separate SoCG has been prepared between RBKC, LBHF and OPDC on the issue of waste. The SoCG confirms that RBKC will receive assistance from LBHF and OPDC towards meeting its London Plan waste apportionment. The SoCG is in the process of being agreed. OPDC have confirmed that the Draft SoCG was presented to their board in April 2022 and it can be signed once LBHF have taken it to their Land and Development Group. LBHF are in process of reporting the Draft SoCG for agreement.
- 3.15 Where necessary and where directed, undertake additional SoCG with any other bodies following the Regulation 19 Publication consultation, when the position with respect to agreed and unresolved issues will be clearer.

4. Conclusion

- 4.1 During the revision of the NLPR, the Council has engaged very actively with DtC bodies and discussed all strategic matters with them. The NLPR published under Regulation 19 (Town and Country Planning Act (Local Planning) (England) Regulations 2012) reflects the views and comments received during the engagement and cooperation process.
- 4.2 This DtC Statement, the Consultation Statement the Statements of Common Ground demonstrate how the Council has complied with its DtC and will be used during the Examination in Public to show that the NLPR is based on effective joint working across local authority boundaries.
- 4.3 The DtC Statement will be updated prior to submission of the NLPR to take account of new meetings and ongoing engagement made under the upcoming consultation with key stakeholders and partners.

Schedule of Meetings

Organisation	Meetings / Events
Greater London Authority	<p>Issues and Options DtC Meeting held via MS Teams on 29/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 15/03/2022</p> <p>Meeting on Earl's Court held via MS Teams on 16/05/2022</p> <p>Meeting on Earl's Court held via MS Teams on 24/08/2022</p>
Westminster City Council	<p>Borough Issues DtC Meeting held via MS Teams on 17/11/2020</p> <p>Issues and Options DtC Meeting held via MS Teams on 30/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 21/03/2022</p>
London Borough of Hammersmith & Fulham	<p>Borough Issues DtC Meeting held via MS Teams on 17/11/2020</p> <p>Issues and Options DtC Meeting held via MS Teams on 30/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 21/03/2022</p> <p>Earl's Court Opportunity Area Meeting held via MS Teams on 31/05/2022</p> <p>DtC Meeting on Waste issue held via MS Teams on 06/12/2021</p>
London Borough of Wandsworth	<p>Borough Issues DtC Meeting held via MS Teams on 17/11/2020</p> <p>Issues and Options DtC Meeting held via MS Teams on 30/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 21/03/2022</p> <p>LBW Regulation 18 DtC Meeting via MS Teams on 24/02/2021</p>
London Borough of Brent	<p>Borough Issues DtC Meeting held via MS Teams on 17/11/2020</p>

	<p>Issues and Options DtC Meeting held via MS Teams on 30/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 21/03/2022</p>
OPDC	<p>Borough Issues DtC Meeting held via MS Teams on 17/11/2020</p> <p>Issues and Options DtC Meeting held via MS Teams on 30/09/2021</p> <p>Reg. 18 DtC Meeting held via MS Teams on 21/03/2022</p> <p>DtC Meeting on Waste issue held via MS Teams on 06/12/2021</p>
Sports England	<p>Meeting with Sports England held via MS Teams on 23/03/2021</p>

Appendix 1 – Issues and Options GLA DtC Meeting



THE ROYAL BOROUGH OF
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GLA Duty to Cooperate Meeting Agenda

MS Team Meeting
29 September 2021
11:00am-12:00pm

Attending	
Jonathan Wade	Head of Spatial Planning
Preeti Gulati-Tyagi	Planning Policy Team Leader
Benjamin James	Planning Policy Officer
Manpreet Kanda	Senior Planning Policy Officer
Ahmed Hassan	Senior Strategic Planner, London Plan and Growth Strategies Team

1. Update on RBKC NLPR and introduction to Issues and Options Consultation **(15 mins)**
2. Discussion of key strategic issues relevant to the Duty to Cooperate **(45 mins)**
 - Housing delivery
 - Affordable Housing – First Homes
 - Tall buildings
 - Waste
 - Gypsies and Travellers
 - Cremorne Wharf

GLA Duty to Cooperate Meeting Agenda

MS Team Meeting
29 September 2021
11:00am-13:00pm

Attending	
Jonathan Wade (JW)	Head of Spatial Planning
Preeti Gulati-Tyagi (PGT)	Planning Policy Team Leader
Benjamin James	Planning Policy Officer
Manpreet Kanda (MK)	Senior Planning Policy Officer
Hassan Ahmed (HA)	Senior Strategic Planner, London Plan and Growth Strategies Team

Minutes

Introductions

PGT led welcome and introductions.

NLPR progress

PGT gave a brief update on the status of the RBKC NLPR.

HA said he will provide a response to the I&O consultation on behalf of the GLA.

Key DtC issues

Housing/Housing Delivery

PGT outlined approach to housing policy in the NLPR and asked for comments.

HA suggested discussing issue of meeting housing target with other inner London Boroughs such as Camden and Islington who have similar issue and find out how they are approaching it.

HA also suggested looking into the stepped approach/target to meeting housing targets in the London Plan – see para. 1.4.10.

HA highlighted that the I&O doesn't explore small sites in detail and suggested small sites could be important for RBKC. Suggested reviewing the GLA draft guidance on good quality homes for Londoners.

HA also highlighted that shortfall in housing delivery should be considered from 2019.

HA also highlighted that London Plan housing targets go up to 2029. If need a target beyond that they should be based on evidence RBKC have.

PGT asked what HA thinks of the governments proposed standard method for the urban uplift.

HA outlined that PPG is clear that the mayor sets the London housing targets and that Borough's don't need to revisit targets.

HA confirmed that no plans to review the new London Plan.

Affordable Housing

PGT outlined approach to affordable housing policy in the NLPR and asked for comments.

HA suggested reviewing evidence in support of affordable housing threshold to make sure it is all still valid and up to date. Considered that the smaller threshold proposed makes sense in the RBKC context and GLA would likely be supportive of the approach.

HA highlighted that the inspector removed the lower threshold in the Lambeth's newly adopted Local Plan.

HA also suggested discussing the issue with Merton who have a similar difficulty delivering affordable housing and rely on small scale sites to deliver housing.

HA outlined that GLA would expect commitment to meet 50% of all housing is affordable and the 50% affordable housing on public land. This should be made clearer in the final Plan.

HA proposed tenure mix is supported.

HA agreed that First Homes is likely to be out of reach in RBKC. GLA have produced a guidance note on First Homes. This states that First Homes can fit into the intermediate component of the tenure split policy.

HA queried how lower threshold for affordable housing is monitored in the LDD. PGT – yes monitored on LDD.

HA highlighted that on estate renewal all schemes need to go done viability tested routed.

London Plan allows BtR schemes to include a portion of social/LAR.

Tall Buildings

PGT introduced approach to tall buildings in NLPR.

PGT confirmed that RBKC are proposing to have two definitions of tall buildings in the borough. London Plan definition for areas of Borough where existing buildings are low rise. Plus have an additional local definition where taller buildings already exist.

HA suggested it would be easier to have 1 definition for the Borough - definition should be numerical. Should also identify/map locations where tall buildings would be appropriate.

HA confirmed advising boroughs to use 21m.

Waste

MK provided an update on approach to managing waste in the Borough.

HA outlined that OPDCs priority is to give capacity to Brent and Ealing. Therefore, they need to determine what capacity they need to give to Brent and Ealing before they can determine what capacity they have for other Boroughs. Suggested that RBKC should discuss issue with OPDC.

HA highlighted that GLA's main concern is the 2026 target for London to manage all of its waste. However, construction and demolition waste are not included in that target.

HA explained that GLA will be looking for robust monitoring of waste target glut and demonstration of active engagement with Boroughs to manage waste.

HA suggested exploring opportunities on industrial land/sites. PGT – we don't have any industrial land.

HA suggested approach East London Waste Planning group as they are undertaking a review of their waste management plan and may have surplus capacity.

HA suggested that RBKC should exhaust all options to keep waste managed in London and evidence them.

Cremorne Wharf

HA highlighted that GLA support Cremorne Wharf safeguarded as a waste management site but suggested that more work needs to be done to explore how it can be used as a waste management site.

JW provided an update on approach to Cremorne Wharf – suggestion of temporary use as an open space.

HA outlined that GLAs preference/priority is that it is a safeguarded wharf and waste uses and supported on safeguarded wharfs – see policy SI 8.

HA outlined that a meanwhile use is acceptable on the site if it doesn't jeopardise or delay its use as a waste management site.

Gypsies and Travellers

MK introduced approach to G&T policy in NLPR and update on progress with needs assessment and evidence.

HA highlighted that London Plan policy expects Local Plans to set out 10 year pitch target.

JW asked how RBKC should approach DtC with LBHF on G&T policy.

HA advised using evidence that is available and updating it if possible. In addition, GLA have committed to undertaking a London wide G&T needs assessment.

AOB

None

Appendix 2 – Regulation 18 GLA DtC Meeting



THE ROYAL BOROUGH OF
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GLA Duty to Cooperate Meeting Agenda

MS Team Meeting
15 March 2022
11:00am-12:00pm

Attending	
Jonathan Wade	Head of Spatial Planning
Preeti Gulati-Tyagi	Spatial Planning Policy Team Leader
Chris Turner	Principal Planning Policy Officer
Benjamin James	Planning Policy Officer
Hassan Ahmed	Senior Strategic Planner, London Plan and Growth Strategies Team
Nina Miles	GLA
Monika Jain	GLA
Jennie Cullern	GLA

1. Update on RBKC NLPR and introduction to Reg. 18 Draft Policies Consultation **(10-15 mins)**
2. Discussion of key strategic issues relevant to the Duty to Cooperate **(45-50 mins)**
 - Housing delivery
 - o Stepped housing trajectory
 - o Community Housing
 - o Implications of article 4 direction
 - o Co-living
 - Tall buildings
 - Net zero carbon development
 - o On site carbon emissions reduction targets and changes to building regulations
 - Employment
 - o LSIS
 - Town centres
 - o Sequential approach (for 400 sq. m)
 - o Night-time economy

- Transport
 - o Parking standards
 - o Cycling
 - o Further evidence
- Waste

3. AOB

GLA Duty to Cooperate Meeting Minutes

MS Team Meeting
15 March 2022
11:00am-12:00pm

Attending	
Jonathan Wade	Head of Spatial Planning
Preeti Gulati-Tyagi	Spatial Planning Policy Team Leader
Chris Turner	Principal Planning Policy Officer
Benjamin James	Planning Policy Officer
Hassan Ahmed	Senior Strategic Planner, London Plan and Growth Strategies Team
Nina Miles	GLA
Monika Jain	GLA
Jennie Cullern	GLA

Update on RBKC NLPR and introduction to Reg. 18 Draft Policies Consultation.

Discussion of key strategic issues relevant to the Duty to Cooperate:

Housing delivery

Stepped housing trajectory

- GLA supportive of stepped trajectory.

Community Housing

- Note that RBKC are following the threshold approach. However, concerned that use terminology, suggest removing ref. to maximum reasonable amount as is contradictory of the threshold approach.
- First Homes – question whether first homes not genuinely affordable product. Does the evidence demonstrate that FH can cater to a range of incomes?

Co-living

- GLA support RBKC approach to co-living. However, policy on financial contributions is not in conformity with London Plan Policy would seek conformity.

Implications of article 4 direction

- GLA and RBKC to continue working together on this.

Tall buildings

- GLA generally supportive of approach of tall building policy

Net zero carbon development

On site carbon emissions reduction targets and changes to building regulations

- MJ to come back to RBKC on details.
- Highlighted that Mayor has brought forward net zero target to 2030.
- Air quality neutral threshold in draft policy not in conformity with London Plan.
- Reference adopted or upcoming London Plan guidance throughout green-blue chapter.

Employment

LSIS

- GLA point of view is that employment zones are defined as LSIS by GLA data.
- RBKC to send evidence to GLA again. CT to action.

Waste

- Cremorne wharf – Thames tideway tunnel timelines – completion expected in 2025.
- London Plan supports meanwhile uses but what happens when the site goes back its intended use. What is the approach to replacing the open space? Identify sites.
- Acknowledge WRWA plan review in the plan.

Town centres

Sequential approach (for 400 sq. m)

- 400 sq. m is the equivalent of a small shop/supermarket. Policy designed to support walkable neighbourhoods and provision of shops.

Night-time economy

- Night time economy table not acknowledged in draft policies. Recommend aligning with the London Plan.

Transport

- GLA supportive of active travel vision and evidence is not there to support how these policies and aims will be achieved. TfL will prepare a response.
- Cross references to air quality in transport chapter.
- No reference to London Plan parking standards.
- Cycle parking not mentioned.
- Safeguarded infrastructure for buses.

AOB

Appendix 3 – Meetings on Earl’s Court with the GLA

Meeting note: Earl’s Court Opportunity Area

16 May 2022 on Teams

GLA/RBKC

Attending

Andrew Russell: GLA
John Finlayson: GLA
Martin Lomas: RBKC
Ximena Aguirre: RBKC
Nadia Robinson: RBKC
Lisa Cheung: RBKC

Discussion points:

Emerging priorities in draft site allocation

Opportunities and constraints

Community engagement

Placemaking framework

Meeting note: Earl's Court Opportunity Area

24 August 2022 on Teams

GLA/RBKC

Attending

Andrew Russell: GLA
John Finlayson: GLA
Lomas, Martin: RBKC
Robinson, Nadia: RBKC

Discussion points:

Cultural facility

Emerging RBKC NLPR draft site allocation

Land use mix and quantum

Placemaking framework

Coordination between GLA, LBHF and RBKC on this site

Appendix 4 – Borough Issues Boroughs DtC Meeting

RBKC: Review of New Local Plan

Duty to cooperate meeting with neighbouring boroughs

Tuesday 17 November

3.00 Teams meeting

AGENDA

- 1) Introductions (all)
- 2) RBKC New local Plan. Nature of review and timeframes (RBKC)
- 3) Brent, Wandsworth, Westminster and Hammersmith and Fulham – Local Plans (all)
- 4) RBKC Evidence base (RBKC)
 - a. Retail and Leisure Needs Survey
 - b. Employment Land and Premises Study
 - c. Housing Needs Assessment
 - d. Greening
 - e. Characterisation study
- 5) Major cross boundary planning applications (all)
- 6) Update on Kensal Canalside/ Earls Court (RBKC)
- 7) Waste (RBKC and LBHF)
- 8) Gypsies and Travellers (RBKC and LBHF)
- 9) Neighbourhood Planning Issues (all)
- 10) AOB

RBKC: Review of New Local Plan

Duty to cooperate meeting with neighbouring boroughs

Tuesday 17 November

3.00 Teams meeting

Present

Adam Hutchings, Richmond and Wandsworth

Sarah Dixey and David Gawthorpe, LBHF

Kimberly West, WCC

Paul Lewin, Brent

-
- 1) Introductions (all)
 - 2) RBKC New local Plan. Nature of review and timeframes (RBKC)
 - 3) Brent, Wandsworth, Westminster and Hammersmith and Fulham – Local Plans (all)

Westminster: Just finished examination, carrying out mods and expect to consult on these Dec/Jan
EIP carried out virtually – successful

Brent: Examination also just completed.
Highways England objected re impact on intensification on the M1. TFL need to carry out more strategical modelling
Other issues included small sites intensification and intensification of industrial land

Wandsworth

Consulting on Reg 18 in January. Not an I and O but reads as a full on draft plan.
Emphasis on place making.

LBHF

Adopted LP in 2018. Gearing up to start again.

All: Class E an issue, both at EIP, future conditions and s106.
Inspectors seek flexibility – as that what Govt intended.
WCC had to remove policies seeking to require B1 uses to make a contribution to AH
Implications on frontage policies
Implications on protection of light industrial uses to other E class uses.

- 4) RBKC Evidence base (RBKC)
 - a. Retail and Leisure Needs Survey
 - b. Employment Land and Premises Study
 - c. Housing Needs Assessment
 - d. Greening

e. Characterisation study

Wandsworth – Arup urban design strategy – for entire two boroughs. A response to the intensification required by LP. Will consider character areas and areas which may be appropriate for tall buildings.

LBHF – commission Hatch to look at affordable workspaces – to feed into a new SPD.
Turleys – to look at the viability implications. Cost £20k. This takes account of current Cvd19 situation, and uncertainty associated with Brexit.

Sarah to share when completed.

5) Major cross boundary planning applications (all)

None

6) Update on Kensal Canalside/ Earls Court (RBKC)

LBHF expect a new application – but no information yet. New application will not include the estates

7) Waste (RBKC and LBHF)

To discuss further. Potential to accommodate on Old Oak. EMR site may be available.

Wandsworth/ Richmond may go it alone and meet capacity in borough

8) Gypsies and Travellers (RBKC and LBHF)

To explore further – needs a new study – as original overly generous?

9) Neighbourhood Planning Issues (all)

Knightsbridge (WCC) may come in with revisions

Queens Park (WCC) – in the Horizon

Gibbs Green and Addison (LBHF). Refuses as not representative

No others close to RBKB

10) AOB

Appendix 5 – Issues and Options Boroughs DtC Meeting



THE ROYAL BOROUGH OF
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Boroughs Duty to Cooperate Meeting Agenda

MS Team Meeting
30 September 2021
14:00-15:00pm

Attending	
Preeti Gulati-Tyagi	Planning Policy Team Leader
Benjamin James	Planning Policy Officer
Manpreet Kanda	Senior Planning Policy Officer
Michael Clarkson	City Planning Policy Team Leader (WCC)
Paul Lewin	(Brent)
David Gawthorpe	Team Leader Planning and Economic Development (LBHF)
Tom Cardis	(OPDC)
Adam Hutchings	(Wandsworth)
Richard Crutchley	(Wandsworth)
Invited	
Robert Wellburn	Senior Planner - Policy (Wandsworth)

1. Update on RBKC NLPR and introduction to Issues and Options Consultation **(15 mins)**
2. Update from other Boroughs and OPDC
3. Discussion of key strategic issues relevant to the Duty to Cooperate **(45 mins)**
 - Comments on RBKC Statement of Common Ground
 - Tall buildings
 - Waste
 - Gypsies and Travellers
 - Earl's Court Opportunity Area
 - Kensal Opportunity Area

Boroughs Duty to Cooperate Meeting Agenda

MS Team Meeting
30 September 2021
14:00am-15:00pm

Attending	
Preeti Gulati-Tyagi (PGT)	RBKC - Planning Policy Team Leader
Benjamin James	RBKC - Planning Policy Officer
Manpreet Kanda (MK)	RBKC - Senior Planning Policy Officer
Michael Clarkson (MC)	WCC (Westminster)
David Gawthorpe (DG)	LBHF (Hammersmith & Fulham)
Adam Hutchings (AH)	LBW (Wandsworth)
Paul Lewin (PL)	Brent
Aidan Marshall (AM)	WCC (Westminster)
David Woodward (DW)	LBHF (Hammersmith & Fulham)
Tom Cardis (TC)	OPDC

Minutes

Introductions

PGT led welcome and introductions.

NLPR progress

PGT gave a brief update on the status of the RBKC NLPR.

HA said he will provide a response to the I&O consultation on behalf of the GLA.

Boroughs LP updates

Each Borough gave an update on their Local Plan/policy work.

Key DtC issues

SoCG

MC asked if any Boroughs have produced or are working on a green infrastructure plan. WCC don't have one currently.

RBKC, LBW - not planning on producing a green infrastructure plan.

No other comments on RBKC SoCG.

Tall Buildings

PGT introduced approach to tall buildings in NLPR. Asking other Boroughs how they are approaching London Plan policy D9.

AH – LBW taking 7 storeys and/or 21m ceiling height as GLA definition.

TC – OPDC taking circa 15 storeys as tall buildings. Didn't establish maximum height.

MC – WCC developed their policy alongside London Plan. Context policy. Also highlighted that WCC have stated that viability evidence may require sites to go beyond defined heights.

PL – Brent – having some issues with tall buildings policy. Had to define further areas appropriate for tall buildings and define a maximum height.

DH – LBHF – Local Plan defined areas appropriate for tall buildings. Challenges arising where Council schemes for tall buildings outside of these defined zones.

Waste

MK provided an update on approach to managing waste in the Borough. Highlighting that RBKC will need to work with other Boroughs to manage its waste.

MC – WCC have no capacity, have made a deal with Bexley to manage WCC's waste.

PL – Brent work with West London Partners, looking to update WLWP in next 2-3 years. Possible issue with emerging Local Plan and WLWP. May have sufficient capacity in the Borough to manage waste.

AH – LBW capacity gap identified during the plan period. Not relying on a Borough agreement.

TC – OPDC – Brent and Ealing portions of the OPDC covered by WLWP. WLWP may have sufficient capacity to accommodate OPDC's London Plan 2021 target.

TC/DH – LBHF - safeguarded a site that is sufficient to cover entire of LBHF and may have surplus capacity. Further discussions planned between LBHF, OPDC and RBKC.

Gypsies and Travellers

MK introduced approach to G&T policy in NLPR and update on progress with needs assessment and evidence.

MC – WCC 0 need for G&T accommodation and no capacity.

AH – LBW – 1 site of 12 pitches, one empty in Borough. Study did not identify any additional need. Might need updating before examination.

PL – Brent – 0 need identified in study but have need, 1 site in Borough in discussions with community on how to go forward. No surplus capacity for other Borough's needs

TC – OPDC – Ealing G&T site, no additional need identified but infrastructure work needed. Ealing beginning work on a new Local Plan and will be undertaken work on G&T. No spare capacity on site.

DH – LBHF and RBKC to continue discussions separately.

Opportunity Area sites

PGT provided an update on progress on RBKC OAs – Earl’s Court and Kensal Canalside.

TC – OPDC – have commented on I&O consultation and are supported of preferred options.

PL – Brent – generally supportive of preferred options.

DH – LBHF – suggested continuing DtC meetings on EC.

AOB

MC – WCC – clarified that aiming to have SoCG signed between Reg 18 and 19.

Appendix 6 – Regulation 18 Boroughs DtC Meeting



THE ROYAL BOROUGH OF
KENSINGTON
AND CHELSEA

Boroughs Duty to Cooperate Meeting Agenda

MS Team Meeting
21 March 2022
14:00-15:00

Attending	
Jonathan Wade	Head of Spatial Planning (RBKC)
Preeti Gulati-Tyagi	Spatial Planning Policy Team Leader (RBKC)
Benjamin James	Planning Policy Officer (RBKC)
Sean Walsh	Principal Policy Officer (WCC)
Paul Lewin	Team Leader Planning Policy (Brent)
David Gawthorpe	Team Leader Planning and Economic Development (LBHF)
Tom Cardis	Head of Planning Policy (OPDC)
Adam Hutchings	Principal Planner – Policy (Wandsworth)
Richard Crutchley	Wandsworth

1. Update on RBKC NLPR and introduction to Reg. 18 Draft Policies Consultation **(10 mins)**
2. Update from other Boroughs and OPDC
3. Discussion of key strategic issues relevant to the Duty to Cooperate **(50 mins)**
 - Comments on RBKC Statement of Common Ground
 - Tall buildings
 - Opportunity area sites – Kensal Canalside and Earl's Court
 - Waste
4. AOB

Boroughs Duty to Cooperate Meeting Minutes

MS Team Meeting
21 March 2022
14:00-15:30

Attending	
Jonathan Wade	Head of Spatial Planning (RBKC)
Preeti Gulati-Tyagi	Spatial Planning Policy Team Leader (RBKC)
Benjamin James	Planning Policy Officer (RBKC)
Sean Walsh	Principal Policy Officer (WCC)
Paul Lewin	Team Leader Planning Policy (Brent)
David Gawthorpe	Team Leader Planning and Economic Development (LBHF)
Tom Cardis	Head of Planning Policy (OPDC)
Adam Hutchings	Principal Planner – Policy (Wandsworth)
Richard Crutchley	Wandsworth

1. Update on RBKC NLPR and introduction to Reg. 18 Draft Policies Consultation
2. Update from other Boroughs and OPDC

Wandsworth

- Assessing responses to reg. 19 stage of new local plan
- Main reps around tall buildings, housing delivery, first homes, employment designations. GLA supportive of tall building policy
- Due to submit 22nd April
- Dependent on Local elections – may have to withdraw
- No plans for new SPDs until new local plan is through examination

LBHF

- Likely to start some sort of review of the Local Plan next year.
- Reviewing SPDs and guidance and aiming to produce guidance on climate change. Consultation planned for the summer.
- Affordable workspace and railway arches SPDs approved for adoption. Likely to be adopted Thu/Fri. this week.

WCC

- Plan recently adopted
- Recently launched a call for sites, open until the end of May.
- SPD work ongoing – recently adopted an environmental SPD.
- Consultation launched last week on planning obligations SPD.

OPDC

- Finalising NLP aiming for adoption soon.
- More hearings recently around tall buildings on back of Hillingdon Master Brewer case.

3. Discussion of key strategic issues relevant to the Duty to Cooperate

Comments on RBKC Statement of Common Ground

- Boroughs to comment as soon as possible after Reg. 18 consultation closes.
- RBKC to send reminder.
- Wandsworth to recirculate SoCG for agreement.

Tall buildings and OAs

- SW WCC - Heights's study – impact on Kensington gardens has not been considered.

Waste

- Wandsworth planning to meet waste apportionment in the Borough. 2-hectare shortfall. Working with GLA to evidence approach fully.
- OPDC and LBHF have made some comments on RBKC SoCG. RBKC have some comments on suggested changes to discuss.
- Closing in on agreement.
- In principle agreement from OPDC – director needs to sign. Can do in advance of RBKC Reg. 19.
- LBHF will take SoCG for sign off.

4. AOB

Appendix 7 – Earl’s Court Opportunity Area Meeting with LBHF

Meeting note: Earl’s Court Opportunity Area

31 May 2022 on Teams

LBHF/RBKC

Attending

Cheung, Lisa: RBKC

Gawthorpe David: H&F

Lomas, Martin: RBKC

Aguirre, Ximena: RBKC

Jones Allan: H&F

Butler Matt: H&F

Sanchez John: H&F

Robinson, Nadia: RBKC

Bellis Ieuan: H&F

Allan Jones H&F

Matt Butler H&F

Discussion points:

Site allocations in LBHF Local Plan and emerging RBKC NLPR

Building heights

Land use mix

Open space

Appendix 8 – Waste DtC Meeting with LBHF and OPDC



THE ROYAL BOROUGH OF
KENSINGTON
AND CHELSEA

Waste Meeting notes

MS Team Meeting
06 December 2021
4:30pm-5:30pm

Attending	
Jonathan Wade	Head of Spatial Planning
Preeti Gulati-Tyagi	Planning Policy Team Leader
Manpreet Kanda	Senior Planning Policy Officer
Tom Cardis	OPDC Head of Planning Policy
Lauren Laviniere	OPDC Senior Planning Officer
David Gawthorpe	LBHF Team Leader, Policy & Spatial Planning

Background:

A waste apportionment and capacity paper was circulated in September 2021. The paper provided the current understanding of the waste apportionment and capacity of western riverside waste authorities. The purpose of the paper was to aid Duty to Cooperate discussions and to confirm the waste capacity available. The paper draws on existing evidence used for LBHF and OPDC local plan examinations and the new London Plan apportionment targets.

RBKC sought clarification from OPDC and LBHF on the capacity figures for LBHF and OPDC, in particular the capacity arising from Powerday waste management facility.

London Plan Apportionment

	2021	2041
RBKC	116,000	123,000
LBHF	210,000	223,000

Meeting Notes:

RBKC Waste Evidence Base

Since circulation of the paper, RBKC have appointed Vitaka Consulting to undertake an update of the waste evidence base for the Borough. The evidence base focuses on the RBKC's ability to meet the London Plan apportionment. Initial data findings establish the following waste management capacity in RBKC.

Capacity	LACW/C&I	C&D
Capacity Need by 2041	123,000	54,986
Capacity from Safeguarded site	23,400	-
Capacity from Exempt waste sites	67,200	4,700
Total Capacity	90,600	4,700
Capacity Gap	32,400	50,286

OPDC sought clarification on what data has informed the above table and how has additional capacity in RBKC been explored.

Additional information (post meeting):

Safeguarded site capacity is from Cremorne Wharf, this is an existing safeguarded site with a capacity of 23,400. The capacity has been derived using a similar approach the Babbie Formula, applying an average throughput of 60,000 tonnes per hectare.

Environment Agency have provided a current list of exempt waste sites. More waste management capacity has been identified from these, than were identified in the previous joint study.

C&D waste needs has followed the methodology set out in paragraph 33 of the Planning Practice Guidance, including site waste management plans (where available) for strategic sites in the borough. The baseline for projections is the average across 2016-2019, avoiding the lower than usual arisings in 2020 (possibly as a result of the pandemic). A growth factor has been applied to forecast the arisings, these are based on the GLA's labour market projections.

C&D capacity is derived from two exempt waste sites in the Borough.

RBKC sought to identify new waste management sites when developing its current adopted local plan however no waste sites came forward. The position has not changed since then, further call for sites have been undertaken as part of two non-statutory consultations on the local plan, Borough Issues Consultation (Sept – Nov 2020) and Issues and Options consultation (July – Oct 2021). Again, no further potential sites came forward for waste management purposes.

Waste Management Capacity at Powerday

OPDC confirmed that the most up to date capacity figure in the [OPDC Waste Apportionment Study](#) which has been established through discussions with the operator should be used as the basis for establishing spare capacity. This position was also agreed by LBHF.

The capacity is explained in the [OPDC Waste Apportionment Study](#), paragraphs 3.15 to 3.19. The facility has a capacity of 1 million tonnes per annum, 42.6% / 426,000 of which is applicable to the London Plan apportionment. The remainder is assumed to be CD&E capacity.

Sharing Surplus Capacity

All agree that there is surplus capacity to assist RBKC and are happy to discuss and agree a Statement of Common Ground / Memorandum of Understanding. The wording should be presented to reflect that surplus capacity will be shared rather than pooled, LBHF are happy to explore appropriate wording. LBHF expressed that other WRWA WPA's are notified of the intention to share surplus with RBKC for transparency.

OPDC also agreed the above.

RBKC confirmed that both Wandsworth and Lambeth are planning for waste independently now and will be alerted of the intended agreement.

OPDC acknowledge there will still be some surplus left, OPDC and LBHF have met with West London Waste Alliance and are aware that Ealing and Brent may also be looking to Powerday for capacity. These Boroughs should also be notified of the agreement.

Timescales

RBKC is working towards Regulation 18 consultation in February 2022, an agreed form of words in a SOCG/MoU is needed for this.

LBHF clarified that there are regular sessions with the leader every two weeks which the agreement will be confirmed through.

OPDC to confirm sign off arrangements.

Key Actions

1. RBKC to Prepare wording to agree with OPDC/LBHF for the SoCG/MoU
2. Further information on waste data to be provided (see RBKC Waste Evidence Base above)
3. Alert Lambeth and Wandsworth of the intention to use surplus at Powerday and agree this approach with them.
4. Flag up the intention to agree sharing capacity with Ealing and Brent.

Appendix 9 – LBW Draft NLP Regulation 18 DtC Meeting

Meeting Minutes



Partner
RB Kensington & Chelsea

Topic
Duty to Cooperate

Date
Wednesday, 24 February 2021

Location
MS Teams

Time
10:00 – 11:00

Meeting Attendees

Name	Organisation
Robert Wellburn	LB Wandsworth
Catriona Ramsey	LB Wandsworth
Eoghan McConville	LB Wandsworth
Preeti Gulati Tyagi	RB Kensington & Chelsea
Chris Turner	RB Kensington & Chelsea

Agenda Items

1. *Introductions*
2. *Local Plan update*
 - **LBW** provided update on Regulation 18 'Pre-Publication' draft Local Plan, which is a full review. For more detailed information, please see [the Council's website](#). Points of note:
 - The borough has commissioned an [Urban Design Study](#) for the first time as part of the Local Plan evidence base. This has been developed by Arup.
 - Most evidence was collected prior to the COVID-19 pandemic. While reference to this is made within the Plan, generally it is considered too early to adapt the approach to accommodate the impacts of this. The longer-term impact will be kept under review, including to assess whether / when evidence-based documents need updating.
 - Public consultation on the Reg 18 draft LP runs until 1 March 2021. An interactive map is [available](#). Alongside the 'formal consultation', we have been hosting events with 'seldom heard' groups, including young adults and estate residents. This has been led by a Public Practice Associate with an expertise in community engagement.
 - The ambition is to get the Regulation 19 version to the September committee, and therefore to consult on this in the autumn 2021. The Plan will be submitted to PINS in spring 2022, and adoption hoped for in spring/summer 2023. The Plan seeks therefore to proceed ahead of potential reforms identified within the White Paper, however we will retain a flexible approach, and will most likely commit to undertaking early reviews if and where necessary (as raised by Inspector).
 - Two SPDs have been identified as emerging from / associated with the Plan:
 - An area-based SPD for the Wandle Delta. The latter was published in the February 2021 committee, and is available for [public consultation](#) from 15 February to 21 March 2021. Some of the content for the site allocations

and the area strategy for Wandsworth Town will be amended to fit in with the objectives of this document.

- A Small Sites Development SPD will be developed in due course.
- **RBKC** provided an update on the Local Plan. Points of note:
 - The current Local Plan was adopted in September 2019.
 - Following adoption, RBKC started a partial review, holding an Issues consultation in September 2020. A further pre-Reg 18 'Issues & Options' consultation will be held in Summer 2021, followed by a consultation on the draft policies (Reg 18) in the Autumn. The ambition is for adoption in 2023.
 - Various evidence base studies have been commissioned, including a Character Study of the borough (Arup). The RNA (Hatch / Urban Shape) has been impacted by COVID, and there are significant uncertainties around assessing need.
 - RBKC are currently consulting on a [Draft Greening SPD](#), and aim to adopt this in April or May 2021.

3. *Duty to Cooperate – strategic / cross-boundary issues:*

a. *Area strategies & site allocations*

- **LBW:** The Draft Local Plan seeks to concentrate growth in the centres identified in the Plan's nine Area Strategies, which are collectively expected to deliver approximately $\frac{3}{4}$ of the 10-year housing supply. Growth will be particularly targeted to the VNEB OA (Nine Elms), Wandsworth Town and the Wandle Delta, and Clapham Junction (including the York Road / Winstanley Estate), and consequently these are the focus of our site allocations / masterplanning.
- **LBW:** The two Area Strategies that are likely to be most pertinent for **RBKC** are for Nine Elms, which seeks to continue the implementation of the VNEB OAPF, and the Strategy for Wandsworth's Riverside, which is an 'overarching' strategy that runs the length of the Thames. This encourages residential-led development (although much has already come forward), public realm improvements and seeks to strengthen pedestrian networks.
- **LBW:** The Area Strategy for Nine Elms promotes the Nine Elms Pimlico Bridge, with the Kirtling Street area of Nine Elms identified as the preferred landing site on the south bank. This remains an identified ambition for the borough, although it is quite possible that the impact of the pandemic will make it unlikely within the timescales of the Local Plan. It is further noted that Westminster CC are not supportive of additional river crossings unless it can be clearly demonstrated that there is an overarching strategic case for this.
- **RBKC:** Noted support for the Diamond Jubilee Bridge, including that RBKC had previously committed to support funding through CIL monies. While the proposals are still included within the LIP3, and will likely be included in the IDP, it has not been progressed. It is possible that ambitions to deliver it will be further affected by the financial implications of the pandemic.

b. *Housing, including gypsies and travellers*

- **LBW:** The Local Plan will aim to deliver at least 1,950 homes per year in line with the housing requirements set out in the London Plan. This is 70% more than the 2011 targets set out in the London Plan, however it is less than housing need as identified within the housing needs assessment. Using the standard methodology adopted in 2018, we would have a housing need figure of over

2,500 dwellings per year, and using the updated methodology from 2020 would provide a figure of 3,425 dwellings per year.

- **LBW:** In accordance with the NPPF, a comprehensive review of land and sites available for development (including large, small and windfall sites) was undertaken. This identified sufficient capacity to meet and even slightly exceed the housing requirements set out in the London Plan for years 1-10 of the Local Plan period, however there is a shortfall identified over the 15-year period. The draft Local Plan has a positive approach to housing delivery on small sites, an emphasis on a design led approach to optimise housing capacity, and opportunities to create homes through estate regeneration.
- **RBKC:** Interested in understanding the outcomes of the Character Study in informing capacity from small sites, and the scope of the future SPD that will be related to this. PGT will follow up with Emil Ancewicz (lead officer) independently.
- Neither borough is seeking assistance with their housing requirements.
- **LBW:** The Local Housing Need Assessment (LHNA), undertaken by GL Hearn, identifies a net need for 2,327 affordable rented and 1,248 affordable home ownership dwellings per annum to be provided over the plan period. The level of need is significant, and for that reason the proposed affordable housing policy (LP25) sets the aspiration to secure 50% of all new homes to be affordable, in line with the intent of the emerging London Plan. This will be informed further by the outcomes of a Whole Local Plan Viability Assessment.
- **LBW:** The Council has a long-established Gypsy and Traveller site in Earlsfield, which currently accommodates 11 residential pitches, one of which is vacant. The Gypsy and Traveller Accommodation Needs Assessment (2019), which was conducted in-house, found that there is no evidenced requirement or need for additional pitches to be provided on the existing site or elsewhere in the borough. If demand exceeds supply in the future, the Council will explore options to identify an additional site.

c. Historic environment & tall buildings

- **LBW:** Commissioned the [Urban Design Study \(UDS\)](#) to develop a better understanding of the values, character and sensitivity of different parts of the borough. The study identified 7 high level places and 21-character areas in the borough. This guidance has been embedded in the area strategies for different parts of the borough. The UDS recommended revising the currently adopted tall buildings policy. The draft policy identifies a number of local definitions of “tall” (informed by the local prevailing height) and identifies broad locations across the borough where tall buildings may be appropriate. There are three types of tall building zones: opportunity for tall building clusters, opportunities for tall buildings in town centres, opportunity for tall buildings within a local context. Maximum heights are not set. The Secretary of State’s Direction that tall buildings should not be less than 6 storeys or 18 metres impacts on recommended local definitions of tall within the UDS. This will need to be addressed.
- **LBW:** A portion of the Wandsworth’s Riverside adjacent to Kensington and Chelsea has been identified as having ‘opportunities for tall building clusters and/or landmarks’ or ‘Opportunities for tall buildings within town centres and along strategic routes’. Development proposals involving tall buildings will be assessed against the tall buildings criteria set out in the emerging London Plan, and additional Wandsworth-specific criteria listed in policy LP4 Tall Buildings. Although, tall buildings in these locations are likely to impact on views from Kensington and Chelsea, it is not considered that the impact would be

unacceptable given that proposals will need to comply with the criteria set out in the policy.

- **RBKC:** There has not been resident opposition to the tall building proposals that have come forward thus far in this location.
- **LBW:** The policy on the historic environment seeks to preserve the significance of the historic environment and is considered unlikely to cause any cross-boundary issues.

d. Employment land

- **LBW:** The updated [Employment Land and Premises Study \(2020\)](#) suggests there is demand for office floorspace (22,500 sqm) and industrial land (8.6ha) in excess of supply., however does not account for the impact of the pandemic. This notwithstanding, the Draft Local Plan takes a protective approach. While the impact of the pandemic is recognised to a certain extent, the Plan commits to analysis of data once this has been gathered and generally does not seek to predict outcomes.
- **LBW:** Office development is promoted (through co-location with intensified industrial uses) in part of the Battersea, Queenstown Road SIL, as part of an initiative to create [Battersea Design and Tech Quarter](#). This is focused on creating a tech and creative industries hub which will build on investment in the Battersea Power Station development, including companies such as Apple, and is reflective both of the 2016 London Plan designation ('Industrial Business Park') and investor interest.
- **RBKC:** Challenging to understand the implications of the pandemic, which could alternatively realise a reduction in demand for office space, or see office space previously provided within the city being decamped to town centres. The LBW Local Plan supports 'touchdown spaces' in centres, including in retail frontages where an active frontage is maintained.
- The potential challenges of protecting office and industrial land which has been re-categorised as Class E are noted by both boroughs.
- The possible use of Article 4 directions to counter PDR (E to C3) was discussed (also in the context of town centres). LBW are awaiting further clarity on this following the consultation, with the hope that the proposals put forward will be amended to be more restrictive. CT noted that if LBW is overproviding office floorspace (through the BDTQ, etc) then this could make the adoption of an Article 4 direction challenging.

e. Town centres & retail

- **LBW:** Updated the [Retail Needs Assessment in 2020](#), which identifies that there is no clear need to identify or plan for an increase in retail and food/beverage floorspace over the majority (up to 2035) of the LP period. While this is based on pre-COVID data, it is considered that the impacts of this are most likely to further suppress future demand.
- **LBW:** In respect to the new E Class, the draft Plan no longer seeks to protect retail (the adopted policies have a threshold approach to A1). The frontages are retained as preferential locations for retail, although the Plan recognises that it is challenging to enforce this. A clause is retained in the draft Local Plan which specifies that conditions might be applied to limit the uses (even within E). Generally, however, it seeks to welcome the flexibility that E brings in these locations.

- **RBKC:** CT noted that imposing challenges on new development could be perceived as being unfair – as this requirement is not applicable to existing retail uses, and we would not want to discourage development.
- **RBKC:** Commissioned Hatch and Urban Shape to conduct a Retail and Leisure Needs Assessment & Town Centre Study, which will involve telephone surveying of the residents in the north of Wandsworth. **LBW** have shared information on recent applications impacting retail & leisure uses.

f. Transport and other infrastructure

- **LBW:** The Draft Plan advocates support for the main ongoing infrastructure projects in the borough, including Crossrail 2. For CR2, the Plan recognises that the project may not come forward, and therefore incorporates a ‘fallback’ option that major development sites – particularly in Clapham Junction – would still be suitable for redevelopment even without this infrastructure, albeit on a likely reduced scale.
- **LBW:** The borough’s ambition to implement the Nine Elms Pimlico Bridge is noted above.

g. Water and waste management

- **LBW:** Duty to Cooperate on waste is being separately led by the Council’s waste planning consultant, Victoria Manning of Vitaka Consulting. The Waste Technical Study found there to be a shortfall of up to 2.1ha, and the intention is this will be accommodated in the borough’s existing designated industrial land.
- **RBKC:** This is recognised as a strategic issue, and noted previous challenges on cross-boundary working with Hammersmith & Fulham as part of previous (now dropped) proposals to share the borough’s waste apportionment (along with LBW and LB Lambeth).

h. Climate change, flooding & energy

- **LBW:** The draft Local Plan takes forward the London Plan’s zero carbon approach with respect to major sites, and will introduce more rigorous requirements for developments on smaller sites (all new residential at least 35% reduction above TER on-site), which is an increase from 19% in the adopted Local Plan. This has not been viability tested (it will be considered as part of the Whole Plan Viability Assessment), and LBW will consider whether additional evidence-based work is needed to justify the approach.
- **LBW:** The latter reflects the declaration of a Climate Change Emergency, and the adoption of the Wandsworth Environmental and Sustainability Strategy (WESS), which seeks to achieve Zero Carbon by 2050 and Carbon neutrality as a council by 2030. This strategy is referenced within the Local Plan.

i. Community facilities (healthcare, education, community infrastructure)

- **LBW:** A revised Infrastructure Delivery Plan is being produced and will be published with the Regulation 19 version of the Local Plan. The most recent version was published in 2016. It will be confirmed as part of this work, however it is understood that LBW can meet its own educational and health care needs through identified sites within the borough. There is no capacity to assist with the needs of other boroughs.
- **LBW:** Council have developed a new Arts and Culture Strategy, which is in draft form. This will be put out for public consultation.

j. Natural environment

- **LBW:** Undertaken an update of the borough's Open Space Strategy (KKP). This is currently in draft form, available on our website. It will be finalised in liaison with Enable (who operate Wandsworth's parks and sports facilities) in January 2021. The borough has also commissioned a Playing Pitch Strategy (KKP), however this has been more affected by restrictions introduced to combat the pandemic.
- **LBW:** The Draft LP continues existing approaches to the protection of green space. The Local Plan does now incorporate an Urban Greening Factor (UGF). This relies on the values established in the draft London Plan, rather than a local formula. This will be kept under review.

4. *Statement of Common Ground*

- **RBKC:** The borough are happy to sign a SoCG with LBW, setting out areas of agreement in line with the above. They are content for this to be part of a multilateral agreement if that is sensible (cf. Brent, H&F, and WCC as recent examples).

5. *AOB*

Appendix 10 – Sports England Meeting

Meeting note: Sports England

23 March 2021 on Teams

RBKC/ Mark Furnish (Sports England)

Agenda

1) Introductions

2) RBKC Future work program and production of a new Local Plan

3) Understanding of Sport England's comments / concerns to Issues Paper

4) How to prepare an appropriate and proportionate evidence base. Playing pitch and built sports facility strategy. SE said we need more than an audit of existing sports facilities – but a full on Playing pitch and built sport facility strategy.