

EALING BOROUGH COUNCIL**Examination of the Ealing Local Plan 2024-2039 (the Plan)**

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HEARING SESSION AGENDA**Matter 1 – Procedural and Legal Requirements**

- Questions relevant to this Matter are set out in the Inspectors Matters, Issues and Questions (MIQs)¹.
- This agenda is an abridged version of the MIQs designed to indicate the specific areas that the Inspectors would like to focus on in the Hearing session. This is to assist all participants with preparation (with the relevant question number from the MIQ document also included to allow cross referencing). Having read the hearing statements, it may be necessary to pose some supplementary questions in this session. Other MIQs within this matter that are not on the agenda are still open for discussion at the Hearing session under 'other points'.
- Guidance on the format and taking part in the Hearing sessions can be found in the Inspectors Guidance Notes². Participants will be assumed to have read paragraphs 25 to 37 of the notes in particular and should be aware that the hearings are focused sessions with limited time. As such, repeating statements already put to the Examination at length will not be permissible. Contributions should be succinct and to the point in the interests of making the best use of the time available and fairness to everyone.
- Any specific needs or questions about the procedure should be drawn to the attention of the Programme Officer as soon as possible.

Issue

Whether the Council has complied with the relevant procedural and legal requirements.

Agenda

¹ https://www.ealing.gov.uk/downloads/download/8246/local_plan_miqs_v2

² https://www.ealing.gov.uk/downloads/download/8243/local_plan_guidance_notes

Item 1: Plan Preparation and Scope

- Has the Plan been prepared in accordance with the Local Development Scheme? Has plan preparation been undertaken in line with the adopted Statement of Community Involvement, and have all notification, consultation, publication and submission requirements been met? **[MIQ1, MIQ2]**
- Is the scope of the Plan and how it relates to other adopted and 'made' plans clear (including neighbourhood plans)? Is the position regarding the applicability of the policies in the Plan to land within the jurisdiction of the Old Oak and Park Royal Development Corporation (OPDC) and the relationship with the OPDC Local Plan [EB15] clear? **[MIQ3, MIQ4]**
- For consistency with national policy, does the Plan make explicit which policies are strategic policies? Are strategic policies limited to those necessary to address the strategic priorities of the area (and any relevant cross boundary issues) and not extending to detailed matters? **[New MIQ]**
- Is the role/status of the Atlas of Change/Interactive policies map [S17, S18] in the examination clear? **[New MIQ]**
- Does the Plan adopt a logical structure and clearly identified policies? For effectiveness, is modification needed to address any instances where duplicate policy references are used? Where a policy proposes local variation to a London Plan policy, is modification needed to the policy number/reference to ensure that the variation and the original policy can be distinguished, for clarity and therefore effectiveness? **[MIQ5, MIQ25]**
- Other points

Item 2: Integrated Impact Assessment (IIA)

- Has the IIA informed the preparation of the Plan? How have options been considered at each stage of preparation? **[MIQ7]**
- Is the IIA robust in terms of the assessment of the likely effects of the submitted policies and allocations, scoring against the Framework objectives, consideration of reasonable alternatives and explanation of why the preferred Spatial Strategy and policies were selected? **[MIQ11]**
- Have any concerns been raised about the IIA and what is the Council's response? **[MIQ12]**
- How have the IIA objectives/guiding questions been amended in light of representations on land remediation/contamination issues on brownfield sites and heritage 'at risk' affected the assessment of Development Sites? **[MIQ13]**
- Have the legal requirements for Sustainability Appraisal/ Strategic Environmental Assessment been met as part of the IIA process? **[MIQ14]**

- Other points

Item 3: Habitats Regulations Assessment (HRA)

- What were the conclusions of the HRA and how have they informed the preparation of the Plan? Are the screening findings in the HRA justified and carried out on a precautionary basis? **[MIQ18]**
- Other points

Item 4: General conformity with the London Plan/ London Plan consistency

- Overall, is the Plan in general conformity with the London Plan and how is that evidenced? Are any modifications necessary to address any inconformity? **[MIQ23]**
- Other points

Item 5: Other matters

- Does the Plan include policies in relation to the mitigation of and adaption to climate change, paying regard to the duty in S19(1A) of the 2004 Act? **[MIQ26]**
- In relation to those who have a relevant protected characteristic, how does the Plan seek to ensure that due regard is had to the three aims expressed in s149 of the Equality Act 2010? **[MIQ28]**
- Other points