Public Document Pack

CABINET APPENDICES

Monday, 22nd November, 2010 at 5.00 pm

APPENDICES ATTACHED TO THE LISTED REPORTS

Members

Councillor Smith, Leader of the Council Councillor Moulton, Cabinet Member for Resources and Workforce Planning Councillor Baillie, Cabinet Member for Housing Councillor Dean, Cabinet Member for Environment and Transport Councillor Hannides, Cabinet Member for Leisure, Culture and Heritage Councillor Holmes, Cabinet Member for Children's Services and Learning Councillor White, Cabinet Member for Adult Social Care and Health Councillor P Williams, Cabinet Member for Local Services and Community Safety

(QUORUM - 3)

Contacts

Cabinet Administrator Judy Cordell Tel: 023 8083 2766 Email: judy.cordell@southampton.gov.uk

Agendas and papers are now available via the Council's Website

12 PRIMARY SCHOOL REVIEW: PHASE 2 STATUTORY CONSULTATION

- 1) Summary of the outcome of pre-statutory Consultation.
- 2) Integrated Impact Assessment.

14 ESTATE REGENERATION PROGRAMME

- 1. Lot 1 Exford Avenue Shopping Parade Compulsory Purchase Order plan
- 2. Lot 3 Laxton Close Compulsory Purchase Order plan
- 3.Lot 4 Meggeson Avenue Compulsory Purchase Order plan

4. Draft Statement of Reasons for the Exford Avenue Shopping Parade Compulsory Purchase Order

5.Draft Statement of Reasons for the Laxton Close Compulsory Purchase Order

6.Draft Statement of Reasons for the Meggeson Avenue Compulsory Purchase Order

8. Summary of Outputs for Lots 1, 3 and 4

16 THE DISPOSAL OF LAND AT BROADLANDS ROAD AND RE-PROVISION OF ALLOTMENTS AT BRICKFIELD ROAD

- 1. Plan V2954 Broadlands Road
- 2. Plan V2953 Brickfield Road

Friday, 12 November 2010

SOLICITOR TO THE COUNCIL

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Commonte	conneuts	Comments Concerned at lack of opportunity to comment. Favours W worth becoming	a primary to alleviate struggle for Junior school places in Shirley and to facilitate 3-19 approach in the cluster.	I think we need more schools in Southampton		Concerned ack increasing broking hirted X-biolog plants Article. Uninded plaground groups be separat in the and lack of parking packes and spacewithin should. Children may suffer it there was a loss of plaground space and spaces within the schol. Other schools in the area there were space to eviat disease to be created. Win the victory on effect to 1510 and will lacket children at the school and related to 1510 and will lacket children at the school and related to 1510 and will lacket children at the school - like it the way it is starting. Please do not let this lacket to the school - like it the way it is starting.	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Some logistical concerns as to how 90 other children would fit in. Very small school with no extra arounds.	Surgeted relationships werderwork in related in the proposatis- tere or Wworth IS Stuke's expanded by 30 world meet to proposatis- construction. This would show the When maintain provided the filteral for parents a send clarken to Whonth when part to hairor serior want role. Stelleweis CD meets from Wworth when part to hairor serior mean role. Stelleweis CD meets from Wworth when part to hairor serior have a role. Stelleweis CD meets from Wworth when parts to hairor want role. Stelleweis CD meets from Wowell having the pro- tein a role and string update or to pro- matic series and stelley update. The pro- matic role and string update role of the series of Marks's architect in or each of parts would be and the role of the date of the prior school. 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More job opportuntises and children being able to go to a tschrod cknes to where their line would be an advantande.	Duri de preserve litra plane a function de activa (a) concord interfutivos e a the preserve litra plane a plane a porta para para a parcora a litra queso (a) de concelacione de litra de litra de litra que a litra queso (a) de litra de	
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t adv	In more number are accurate receases and the output of the activity of the activity of the activity of the activity and activity and activity activity and activity activity and activity activi		As long as there is enough space and teachers. Expanding the school would help a lot of families. Child had togo on	waiting list and only got a place on appeal. Hope this idea will go a head.		We have more childen at Moorlands & fully support the proposal to increase places. However, as this will effectively double the size of the school, we are very concented that the school keep it's small school effos, which is one of the foundations of its success.	00	Pa		reproduction to toge encourt at our current to reace another so criminet so that they can play seleky. Don't have encough tollets for YR children now, never mind another 30. Timetaking for PE would not be positive and KS1 would not be able to have the required legal length of time for PE each week. Staff	Child is starting school in September 2012 and I would be interested in him joining Fairlies as I am out of calciment are and this school has a very good reputation. Also I would like him ho move across with his friends from Investy and have the sulley of no road crossings.		The report of expansion of Findlers, so hold to be all that and to be prover PANN N1. Propioado not sa if faulted influent and to increase from next year. We are note to increase and increases in runson 20 in control PAN 20 in the relation of the propertion of the relation of the propertion of the runson of the PANN 20 in the runson 20 in the PANN 20 in the runson 20 in the PANN	Pa	In the chimateri are triteria, terts accommodate menin. Converting Banister to a primary school will be beneficial to the area. It will provide continuing education from 3-11 year olds. Stability for families is. No transferring of children to other schools.	Me	More interface an advergence of the proceeding and the advergence of advergence of the proceeding on advergence of the proceeding on advergence of the proceeding on the proceeding of the proce	enterent inter Access providence aparts on the pay our way and Aparts plants of STATION Science and Access and Access and PCSN is a start plant or STATION Science and and and an interessan and apost and an or prain (post of the celliminate and can the access approximation of the plant of the plant of the plant of the plant of the plant of the plant of the plant of the plant approximation of the plant of the plant of the plant of the plant and plant of the plant of the plant of the plant of the plant and plant of the plant of the plant of the plant plant and approximation of the plant of the plant of the plant and and plant of the plant of the plant of the plant plant and approximation of the plant of the plant of the plant and approximation of the plant of the plant of the plant of the plant approximation of the plant of the plant of the plant of the plant approximation of the plant of the plant of the plant of the plant of the plant approximation of the plant of the plant of the plant of the plant approximation of the plant of the plant of the plant of the plant of the plant of the plant of the plant of the plant o	Shall papared at Sharido's tracesing stratoid Sharila mane problem and smaller playprouch. Not alliforent parking at the school to staff. Where will staft play it school expands? Smalls plo of later ania space amonty by ageneidy percharging playourstaffic apark. Massive cooperion acount school in AM. Increasing J. 25% will morease non- catafficie element of Smalls by review a school. These values will be plocood by increasing tarteb of 25%.
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Concerned at increase in school traffic - by 2018 there will be 105 families arring at the school An and FM - Paiding is currently initiated. Council would be week to consider participation and the Thomase Robal. Al present care and reveal 2010 participation and initiate day. Restricted present care and reveal 2010 participation and initiate day. Restricted to school and	we want we want want want want want want want want	Munse Private the expansion to sought of ES and was an length to do as provineed more places in Loradial. Way any you considering Varsee Parkage 11 you need more places in Loradial. Way any you considering Varsee Parka (11), the T, Mhy is Marell The only sprace barket considered to the PAM constrained from Parkage and the mile the only considered to the PAM sourced Marell The Constraint of Early classon and the only out of AM and The Custom File of Varse Panka work of Marel Panka and the mile from the to the advances of the File Marel of Herry classon as enclaring and a provider from the advances and the mile from the to the only provide the file the only classon and the from the total provider the the advances and the from the only provider the total child constraint and the mile and the only provider the total child constraint and the intervention of the only provider the total child constraint and the intervention of the only provider the total child constraint and the intervention of the only provider the only only only only only the only only only only only only only only	ool - AM and F adding places : ark to solve th	Not sufficient accommodation/land to accommodate amount of extra public mentioned. Current pupils would no doubt suffer. Extra 105 children is a ludicrous idea.		Detailor in processe in each to mit please bit high fined Primary School. (Oppeting at a closes and school theat through the school and size of the school of the close school or the close school or school where we do not a school of the close school or school where a school or school o	This is one of the best schools in Southampton and giving 15 more children the transfer apporting to gain at laborate and high year and the pro- the transfer abdersity at the action is something 1 would of commend to at any additional that more children will be able to access the train school.	the Primary So	Oakwood infant is busy open environment. School was much better when reduced form 31% Eto 21% School wuch eventually increase by 50% which will impact upon space in communat areas eg dinigh hall and baygound at infant and jurior. Strongly object to expansion of Oakwood hitant.																						
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Integrated Impact Assessment Stage 1 - Quick Assessment

Name of	Primary review 2: Phase 2
initiative:	
Summary of	Increase in the number of primary school places for pupils
main aims and	in the city
expected	
outcomes:	
Assessment	Kevin Verdon
completed by:	
Date:	12 October 2010

Approval by Level 1 manager								
Name:								
Signature:								
Date:								

Complete this initial assessment sheet using the following symbols:

- ✓ Where an impact (positive or negative) is likely to occur from implementation of your policy, strategy, project or major service change
- ? Where further information is required to make the assessment

Where no impact occurs, leave the box blank

Assessment	Positive	Negative	Reason for predicted impact
Category	Impact	Impact	
Gender			
Transgender			
Race & Ethnicity			
Religion or Belief			
Age			
Disability			
Sexuality			
Cohesion			More children will be able to go to their local school and therefore will enhance community cohes
Community Safety			
(s17)	N		More children will be able to access a school place nearer their home and this will cut down on t
Health and Well Being			
Poverty & Deprivation			
Contribution to local			
economy			
Green Purchasing			
Pollution & Air Quality			As more children will be able to access a school place nearer their home this will cut down on the
Natural Environment			
Energy & Water			
Efficiency			
Waste Reduction			
Climate Change			

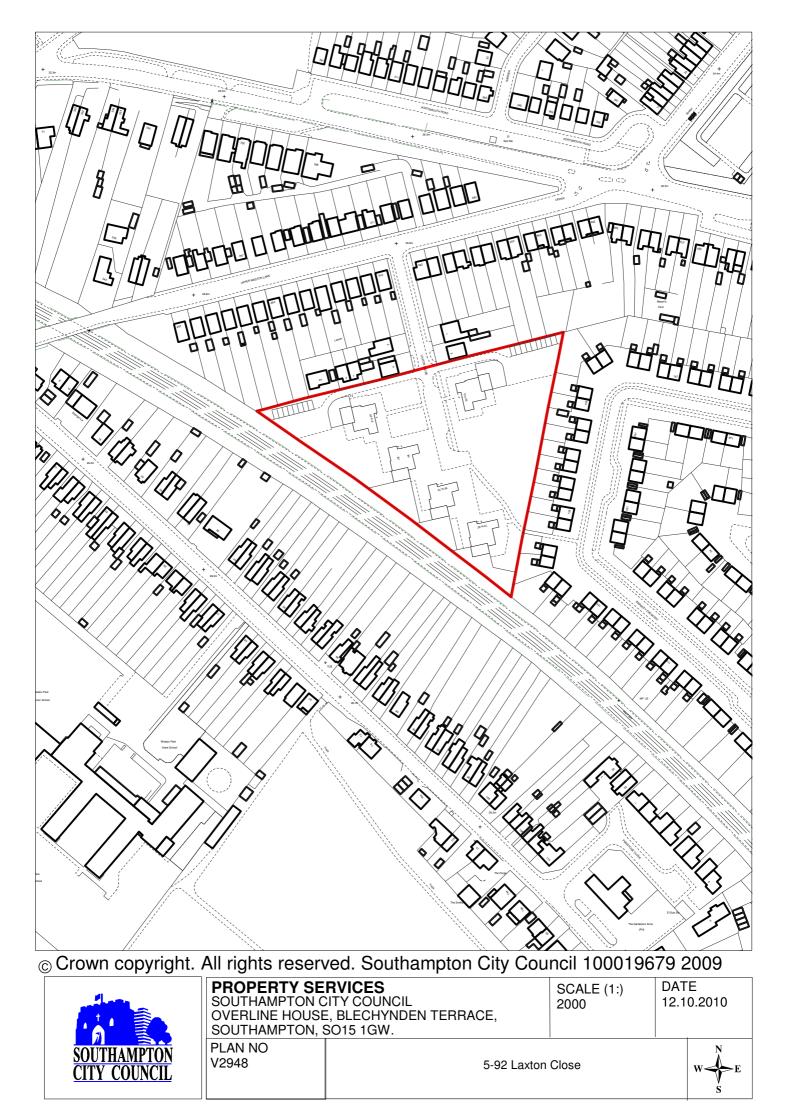
Please email a copy of the completed IIA to <u>integrated.impact.assessment@southampton.gov.uk</u>. You must also save a copy of the IIA as part of your decision documentation.



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	PROPERTY SE SOUTHAMPTON C ONE GUILDHALL S SOUTHAMPTON, S	CITY COUNCIL SQUARE, ABOVE BAR,	SCALE (1:) 2000	DATE 12.10.2010
SOUTHAMPTON CITY COUNCIL	PLAN NO V2950	TITLE Exford Drive	·	W E
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Southampton City Council (Exford Avenue and Exford Drive) Compulsory Purchase Order 2010

STATEMENT OF REASONS

The Order is made under Section 226 (1) (a) of the Town and Country Planning Act 1990 in respect of the acquisition of land:

1.0 Description of the Land, Location and Present Use

The Order covers 3 distinct areas of land. Firstly the local shopping parade, housing estate, clinic and parking facility run by the Primary Care Trust off Exford Avenue and Exford Drive, Southampton being an area of approximately 1.89 hectares (4.67 acres) edged red and numbered on the attached map 1 being land

Secondly the Exford Arms Public House being 0.15 hectares (0.37 acres) at the junction of Exford Avenue and Somerset Avenue, shown edged blue numbered on the attached map 1.

Thirdly, the PCT clinic being 0.14 ha (0.35) acres opposite the junction of Exford Avenue and Somerton Avenue shown edged blue numbered on the attached map 1.

The freehold of land which is subject of this CPO is owned by the Council and the Council housing and shopping parade is now largely vacant pending redevelopment.

Exford Avenue and Exford Drive

The buildings on site are laid out as 8 shop units and 93 flats/ maisonettes with the PCT clinic facility together with garages, sheds, service and open areas. The majority are vacant.

The Order provides for the acquisition of seven residential properties occupied by secure tenants within the residential estate situated within Exford Avenue and Exford Drive; 32 garages within Exford Avenue and Exford Drive; 5 residential properties held on 125 year leases within Exford Avenue and Exford Drive; 6 commercial leasehold premises within Exford Avenue; 2 tenancies at will of commercial premises in Exford Avenue; an electricity sub station; a PCT clinic facility (The Mulberry Centre) and the Exford Arms. Except for the Mulberry Centre the Authority owns the freehold of the land on which all these premises are situated but the properties are subject to occupations granted by Lease or Tenancy Agreements. Full details of the properties to be acquired appear in the Schedule to the Order but in summary comprise:-

All interests except those already owned by the acquiring authority in the following council homes held under secure tenancies

28 Exford Avenue
38 Exford Avenue
16 Exford Drive
44 Exford Drive
50 Exford Drive
60 Exford Drive
61 Exford Drive

All interests except those already owned by the acquiring authority in the following garages held under periodic tenancies

Garage 2 Exford Avenue Garage 3 Exford Avenue Garage 4 Exford Avenue Garage 5 Exford Avenue Garage 7 Exford Avenue Garage 8 Exford Avenue Garage 9 Exford Avenue Garage 1 Exford Drive Garage 2 Exford Drive Garage 3 Exford Drive Garage 4 Exford Drive Garage 5 Exford Drive Garage 6 Exford Drive Garage 7 Exford Drive Garage 8 Exford Drive Garage 9 Exford Drive Garage 10 Exford Drive Garage 13 Exford Drive Garage 14 Exford Drive Garage 15 Exford Drive Garage 17 Exford Drive Garage 18 Exford Drive Garage 19 Exford Drive Garage 20 Exford Drive Garage 21 Exford Drive Garage 22 Exford Drive Garage 23 Exford Drive Garage 24 Exford Drive Garage 25 Exford Drive Garage 26 Exford Drive Garage 27 Exford Drive Garage 28 Exford Drive

All interests except those already owned by the acquiring authority in the following Leasehold premises

34 Exford Avenue held on a lease from 1st January 1988 for a term of 125 years 36 Exford Avenue held on a lease from 1st January 1988 for a term of 125 years 40 Exford Avenue held on a lease from 1st January 1988 for a term of 125 years 42 Exford Avenue held on a lease from 1st January 1988 for a term of 125 years 13 Exford Drive held on a lease from the 1st January 1988 for a term of 125 years

All interests except those already owned by the acquiring authority in the following commercial properties:

6-10 Exford Avenue14 Exford Avenue16-16A Exford Avenue18 Exford Avenue20 Exford Avenue22 Exford Avenue

All interests except those already owned by the acquiring authority in commercial properties occupied by tenants at will with contractual arrangements in place to give possession by December 2010:

14 Exford Avenue

All interests except those already owned by the acquiring authority in the Electricity Substation held on a lease from 30th July 1963 for a term of 60 years

The freehold interest in the PCT clinic facility (The Mulberry Centre)

All interests except those already owned by the acquiring authority in the Exford Arms is held on a lease from 1st July 1961 for 99 years.

The area is characterised by residential development with a parade of shops serving the needs of local residents.

2.0 The Purpose of the Authority

The purpose of the Authority in making the Order is to assist in achieving the key Government housing policy goal of ensuring that everyone has the opportunity of living in a decent home, which they can afford, in a community where they want to live. Local planning authorities are advised to help achieve this by reusing land that has previously been developed and which is underused. The authority seeks to acquire the order land to redevelop the land as described in Section ... below thereby regenerating the area and delivering a mixed use scheme of housing, retail and community facilities which will

create a distinctive character to the area relating well to its surroundings and will support a sense of local pride and civic identity. The council is satisfied that the scheme will improve the social, economic and environmental well being of the Harefield area.

Southampton City Councils Housing Strategy has been developed to deliver the Government's housing goals and has the following key objectives which the Exford Avenue Shopping Parade Redevelopment will help to deliver:

• To build more affordable homes, with a target of 2000 by 2012.

- To bring decent housing within the reach of people on lower incomes.
- To improve the quality of new housing and of existing stock

On the 25th October 2010 Cabinet of the Authority resolved to authorise the making of a /Compulsory Purchase order to acquire the Order Land.

3.0 Proposals for the Land

The project is phase 2 in a series of estate renewal initiatives planned for Southampton known as the Exford Avenue Shopping Parade regeneration. It comprises the redevelopment of a local shopping centre and associated housing and land to provide a renewed local centre, community facilities and new homes. The boundaries of the redvelopment are shown on the plan attached to this statement and marked Exford Redevelopment Plan

The project will see 121 dwellings built on the site, 50% for affordable housing and 50% for private sale. There will be 4 retail units to meet the contemporary needs of the community including a food retail store.

The Harefield area is a part of the City with high levels of deprivation and lies on the north - east edge of the City and has a pleasant and well maintained suburban feel. Approximately 3,800 people live in 1,639 homes. The area has a relatively high proportion of pensioners, children and lone parent families. About 5% of the population are from Black and Ethnic Minority communities

This shopping parade is in the heart of the community and the associated housing forms a local centre for the immediate neighbourhood but the existing buildings are in poor condition and the shopping parade has a design which is not to contemporary standards in terms of designing out crime and antisocial behaviour which have been a continuing issue at this location. Consultation with local residents has shown support for comprehensive redevelopment to deliver improved local facilities and housing to meet the needs of local people.

Consultation with the local community has played a major part in the redevelopment to date and will continue to do so. The consultation process started in June 2009 with over 138 residents filling in questionnaires and telling the council their ideas for the parades future. There was significant support for comprehensive redevelopment. An independent facilitator Solent Centre of Architecture and Design ran a design festival and feedback

session in summer 2009 which informed the Development Brief for the scheme which was used in the procurement process.

In August/September 2010 the five designs shortlisted in the procurement process were shown to the community for comment and again nearly 42 people gave their opinions. The community is kept up to date with the project by newsletters and press releases.

There was good developer interest at the procurement stage with 12 initial proposals. Six bidders were invited to submit tenders. Following evaluation and further community consultation on the submissions, national house builder Lovells Partnership working with regional housing association First Wessex Group were selected as the preferred developer for the scheme and are preparing more detailed designs and undertaking further consultation in advance of a planning application submission in January/February 2011.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in January/February 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming provided the application accords with the above policies.

The site will be disposed of to the successful bidder; Lovell Partnership who will work in partnership with the First Wessex Group, a registered social landlord, to deliver the affordable housing.

4.0 Justification for CPO

Most of the freehold of the land coloured pink on maps 1 and 2, required for the implementation of the scheme is already owned by the Council, but the implementation of the scheme requires the acquisition of outstanding leases as set out in Section 1 and the freehold of the PCT facility at the Mulberry Centre. The Council has entered into discussions and negotiations with the holders of these land interests for their acquisition by agreement and will continue these negotiations.

Single ownership is required to enable redevelopment to proceed. Compulsory purchase will enable redevelopment to take place at an early date by providing certainty for programming and will enable the Council to achieve its objectives in a timely manner. Nevertheless the Council has attempted and will continue to attempt to purchase the order land by agreement Residential secured council tenants have been dealt with under the Southampton City Council Lettings and Decants Policy 2010 where they have been granted additional housing points on their Homebid applications. Both Housing Officers and Tenant Liaison Officers are supporting the remaining tenants to bid for alternative premises in areas of the tenant's choice. The tenants have all been offered home loss compensation and disturbance allowance.

The individual leaseholders have been treated equally and have been offered compensation in accordance with the Land Compensation Act 1973 and the Planning

Compenstation Act 1991. The services of a independent Chartered Surveyor have been provided and paid for by the Council for the leaseholders to ensure the purchase price offered is fair and reasonable. Housing advice has been given to the leaseholders advising them of their various housing options.

The commercial tenants have been offered first refusal within the new development but these will be owned by the developer and commercial rents will be applicable. The commercial tenants not planning to trade in the new development have been supported to find alternative premises and disturbance costs have been met by the council or they have been offered adequate compensation to close their business

The Council is satisfied that the Order is necessary and in the public interest and that the Order Land is suitable and required in order to meet the pressing need for the Scheme, as described in Section 2.

The Council considers that Section 226 (1)(a) of the Act is the most appropriate power for compulsory acquisition of the Order land as it is a power of compulsory acquisition to be used where the Order making authority thinks that the acquisition of the land will facilitate the carrying out of redevelopment or the improvement on or in relation to the order land. In considering whether or not to acquire land under this section the Order making authority can only do so if they consider that the redevelopment or improvement is likely to contribute to the achievement of one or more of the objectives in section 226 (1) (a) of the Act. The Order making authority considers that the acquisition of the Order land will improve the social, economic and environmental well being of the Harefield area.

Mindful that it should not use a more general compulsory purchase power when a more specific one is available, the council consider that the section 226(1) (a) power is the most appropriate one.

The Council has considered whether the powers it seeks to exercise are compatible with the European Convention on Human rights, in particular Article 1 of the First Protocol of the Convention. It has concluded that there is a compelling case in the public interest for the acquisition of the land, as this will bring benefits to residents and businesses in the Harefield area of Southampton that could not be achieved by agreement, and this outweighs the loss that will be suffered by the existing land owners. This compulsory purchase order follows existing legislative provisions in respect of the making and confirming of CPOs and the payment of compensation and, as such, the Council considers these to be compatible with the Convention.

5.0 Planning Position

Government Policies

The proposed redevelopment is fully in accordance with relevant planning policies set out below.

National planning policy advises Local planning authorities to make effective use of land by reusing land that has previously been developed and to consider the scope for effective site assembly using their compulsory purchase powers, to ensure that suitable sites are brought forward for development, including sites that are underutilised, which could be redeveloped for mixed-use development.

Paragraph 26 (PPS3) which states that local planning authorities (LPAs) should plan for the full range of market housing. In particular, they should take account of the need to deliver low-cost market housing as part of the housing mix.

Paragraph 20 (PPS3) – Key characteristics of a mixed community are a variety of housing, particularly in terms of tenure and price and mix of different households.

The proposal for comprehensive redevelopment of failing local centres reflect guidance in PPS6 which states that a wider range of services should be considered by the local authority where local centres are in decline.

There are no other relevant policy statements applicable to the Order

Following the abolition of the Regional Spatial Strategy (South East Plan) in the summer of 2010 the Development Plan for the city is comprises the policies of the Local Development Framework Core Strategy Development Plan Document which was adopted in January 2010 and some preserved policies of the Southampton Local Plan review.

The City Council's Local Development Framework Core Strategy contains the following relevant policies:

CS 3 (town, district, and local centres, Community Hubs and community facilities) - in order for centres to remain vital and viable, CS3 promotes a mix of shops appropriate to the centre and community facilities. Development is to improve the centre's attractiveness and its connectivity to surrounding neighbourhoods. CS3 also seeks to protect local centres. The proposals for comprehensive redevelopment of failing local centres reflect guidance in PPS6 Para 2.8 which states that a wider range of services should be considered by the local authority where local centres are in decline.

Policy CS 4 (housing delivery) - requires an additional 16,300 homes to be provided within the City of Southampton between 2006 and 2026. The Secretary of States letter abolishing the RSS confirmed that the evidence underlying the preparation of this figure remained valid and therefore the target of 16,300 homes remains within the development plan

Policy CS 13 (fundamentals of design) - requires redevelopment proposals to meet the robust design process which should be analysis-based, context driven and innovative.

Policy CS 15 (affordable housing) - requires the provision of 35% affordable housing.

Policy CS 16 (housing mix and type) - requires redevelopment proposals for the site to include at least 30% of new dwellings as family homes with a threshold of 15 dwellings (larger units with appropriate sized gardens or private amenity space).

Policy CS 20 (tackling and adapting to climate change) – specifies the requirements that must be achieved in relation to the Code for Sustainable Homes for residential development and BREEAM for non-residential development.

Policy CS21 (protecting and enhancing open space) – to retain the quantity and improve the quality and accessibility of the City's diverse and multi-functional open spaces and help deliver new open space both within and beyond the City to meet the needs of all age groups. This can be delivered through replacing or re-configuring other open spaces in order to achieve wider community benefits such as improving the quality of open space, or providing a more even distribution across the City. For estate regeneration schemes, selected amenity open spaces with little recreational, landscape or nature conservation value may be converted to other uses a part of this wider programme.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in January/February 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming as the application accords with the above policies.

6. Government Planning Statements

The governments planning policy statement are set out in section 5. the government housing aims are set out in section 2 above. There are no other relevant policy statements applicable to the Order.

7. Special Considerations

There are no ancient monuments or listed buildings within the Order land. The Order land is not in a conservation area. There are no issues concerning special category land, consecrated land, renewal area, etc.

All interests except those already owned by the acquiring authority in the Electricity Substation held on a lease from 30th July 1963 for a term of 60 years. Interest numbered on order map is the acquisition of the leasehold interest of Southern Electric PLC (formerly Southern Electricity Board) in sq metres of land known as Exford Avenue Electricity Sub Station ID s/s, Harefield, Southampton and which is operational land. The Acquiring Authority owns the freehold interest in this land. Southern Electric PLC is a statutory undertaker pursuant to section 8(1) (a)(iii) of the Acquisition of Land Act 1981 (the 1981 Act) being a holder of a licence under section 6 of the Electricity Act 1989 to generate, transmit or supply electricity. As such interest number ... is subject to the provisions of section 16 of the 1981 Act. The Acquiring

Authority has entered into negotiations with Southern Electric PLC to relocate the substation on land owned by it.

8.0 Known obstacles to the redevelopment

The freehold title is subject to easements and restrictive covenants. The footpaths and roads are subject to rights of way, rights of drainage and rights in respect of water, gas and electricity supply services. As the land is being acquired under planning act powers any subsequent redevelopment by Lovell Partnership Limited in accordance with a planning permission under part 3 of the Town and Country Planning Act 1990 will over ride any easements and restrictive covenants under section 237 of the 1990 Act.

The redevelopment is subject to the completion of a development agreement between the Acquiring Authority and Lovell Partnership Limited. The Agreement has not been completed; it is anticipated for completion at the end of 2010

The redevelopment is also subject to the Lovell Partnership Limited securing full planning permission for the redevelopment. The application will be submitted in February/March 2011

9.0 Delivery

The Council has made huge steps towards enabling the redevelopment to happen, working closely with the local residents and community who are supportive of redevelopment and making available its land for the scheme at minimal return, together with relocating 79% of residential tenants and the 25% of commercial tenants. A funding package has been assembled for this project which has a value of approximately £15m with the majority of funding coming from the private developer, housing association and grant funding from the Homes & Communities Agency.

There is a pressing need for the scheme to go ahead, many residents have already moved out of their homes to facilitate the scheme, and it will provide important construction activity during the downturn and a range of regeneration benefits in a deprived area of the City once complete.

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and the selection process for the successful developer.

10. Views of Government Departments

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and was part of the selection process for the successful developer.

11. Relocation proposal for business tenants

2-4 Exford Avenue has been extinguished

6-10 Exford Avenue is seeking to relocate to a local doctor's surgery and negotations are continuing with the Practice Manager and Planning for an extension to the surgery premises to accommodate this.

12 Exford Avenue the lease has been surrendered

14 Exford Avenue a tenancy at will is being completed and the service is relocating to alternative premises in Northam.

16-16A Exford Avenue negotiations are taking place regarding the extinguishment of this business.

18 Exford Avenue – this premises is in the ownership of the council and will be closing

20 Exford Avenue – negotations have commenced to relocate the surgery to an alternative identified site.

22 Exford Avenue negotiations are continuing to relocate or extinguish this business. The Council are paying the costs for the leaseholder's solicitor who is negotiation on behalf of the tenant.

Further information can be obtained from the Authorities agent : Capita Symonds One Guildhall Square Southampton

12. Related applications, Appeals, orders etc.

Other than mentioned previously there are no related planning applications. A stopping up order will be necessary to stop up the public footpaths and roads. A plan showing the public rights of way to be the subject of a separate stopping up order is annexed and marked stopping up plan

13. Documents, Maps or Plans for the Public Inquiry

If a public inquiry is convened, a list of documents etc will be provided in due course and arrangements will be made for them to be available for public inspection.

Southampton City Council (5 – 92 Laxton Close, Sholing) Compulsory Purchase Order 2010

STATEMENT OF REASONS

The Order is made under Section 226 (1) (a) of the Town and County Planning Act 190 in respect of the acquisition of land:

1.0 Description of the Land, Location and Present Use

The Order covers a distinct triangular shaped area of land at Laxton Close, Southampton being an area of approximately 1.06 hectares (2.62 acres) edged red and coloured pink and numbered on the attached map 1 being land. The freehold of land which is subject of this CPO is owned by the Council and the Council housing is now largely vacant pending redevelopment.

5-92 Laxton Close and garage units 1-9 and 25-32.

The buildings on site are laid out as 55 flats/ maisonettes in five blocks and 17 garages. The majority of the flats are vacant.

The Order provides for the acquisition of eight residential properties occupied by secure tenants within the residential estate situated within Laxton Close; 17 garages within Laxton Close; one residential property held on 125 year lease within Laxton Close. The Authority owns the freehold of the land on which all these premises are situated but the properties are subject to occupations granted by Lease or Tenancy Agreements. Full details of the properties to be acquired appear in the Schedule to the Order but in summary comprise:-

All interests except those already owned by the acquiring authority in the following council homes held under secure tenancies:

21 Laxton Close23 Laxton Close14 Laxton Close22 Laxton Close48 Laxton Close66 Laxton Close74 Laxton Close86 Laxton Close

All interests except those already owned by the acquiring authority in the following garages held under periodic tenancies

Garage 1 Laxton Close Garage 2 Laxton Close Garage 3 Laxton Close Garage 4 Laxton Close Garage 7 Laxton Close Garage 8 Laxton Close Garage 9 Laxton Close Garage 25 Laxton Close Garage 26 Laxton Close Garage 27 Laxton Close Garage 28 Laxton Close Garage 29 Laxton Close Garage 30 Laxton Close Garage 31 Laxton Close Garage 32 Laxton Close

All interests except those already owned by the acquiring authority in the following Leasehold premises:

76 Laxton Close held on a lease from xx for a term of 125 years

The area is characterised by residential development.

2.0 The Purpose of the Authority

The purpose of the Authority in making the Order is to assist in achieving the key Government housing policy goal of ensuring that everyone has the opportunity of living in a decent home, which they can afford, in a community where they want to live. Local planning authorities are advised to help achieve this by reusing land that has previously been developed and which is underused. The authority seeks to acquire the order land to redevelop the land as described in Section 3.0 below thereby regenerating the area and delivering a residential scheme which will create a distinctive character to the area relating well to its surroundings and will support a sense of local pride and civic identity. The Council is satisfied that the scheme will improve the social, economic and environmental well being of the Sholing area.

Southampton City Councils Housing Strategy has been developed to deliver the Government's housing goals and has the following key objectives which the Laxton Close Redevelopment will help to deliver:

- To build more affordable homes, with a target of 2000 by 2012.
- To bring decent housing within the reach of people on lower incomes.
- To improve the quality of new housing and of existing stock

On the 25th October 2010 Cabinet of the Authority resolved to authorise the making of a /Compulsory Purchase order to acquire the Order land.

3.0 Proposals for the Land

The project is phase 2 in a series of estate renewal initiatives planned for Southampton known as the Laxton Close regeneration. It comprises the redevelopment of the five blocks of flats. Garages and amenity space and play area at Laxton Close to provide a new homes and renewed play area. The boundaries of the redevelopment are shown on the plan attached to this statement and marked Laxton Close Redevelopment Plan

The project will see xxx1 dwellings built on the site, xx% for affordable housing and xx % for private sale.

The Sholing area is a part of the City with high levels of deprivation and lies on the South - east edge of the City and has a pleasant and well maintained suburban feel.

Consultation with local residents has shown support for comprehensive redevelopment off all the blocks at Laxton Close to deliver improved housing to meet the needs of local people. Redevelopment is being sought as the council considers the area is suffering from poor design and layout and the dwellings are not meeting today's needs for its occupants

Consultation with the local community has played a major part in the redevelopment to date and will continue to do so. The consultation process started in June 2009 with over 45 residents filling in questionnaires and telling the council their ideas for the blocks' future. There was significant support for comprehensive redevelopment. An independent facilitator Solent Centre of Architecture and Design ran a design festival and feedback session in summer 2009 which informed the Development Brief for the scheme which was used in the procurement process.

In August/September 2010 the five designs shortlisted in the procurement process were shown to the community for comment and again nearly 42 people gave their opinions. The community is kept up to date with the project by newsletters and press releases.

There was good developer interest at the procurement stage with 12 initial proposals. Six bidders were invited to submit tenders. Following evaluation and further community consultation on the submissions, national house builder xxxxxxxxxx working with regional housing association xxxxxxxxx were selected as the preferred developer for the scheme and are preparing more detailed designs and undertaking further consultation in advance of a planning application submission in February/March 2011.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in February/March 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming provided the application accords with the above policies.

The site will be disposed of to the successful bidder; xxxxxxxxxxx who will work in partnership with thexxxxxxxxx a registered social landlord, to deliver the affordable housing.

4.0 Justification for CPO

The freehold of the land edged red on maps 3 is, required for the implementation of the scheme is already owned by the Council, but the implementation of the scheme requires the acquisition of outstanding leases as set out in Section 1.

Single ownership is required to enable redevelopment to proceed. Compulsory purchase will enable redevelopment to take place at an early date by providing certainty for programming and will enable the Council to achieve its objectives in a timely manner. Nevertheless the Council has attempted and will continue to attempt to purchase the order land by agreement Residential secured council tenants have been dealt with under the Southampton City Council Lettings and Decants Policy 2010 where they have been granted additional housing points on their Homebid applications. Both Housing Officers and Tenant Liaison Officers are supporting the remaining tenants to bid for alternative premises in areas of the tenant's choice. The tenants have all been offered home loss compensation and disturbance allowance.

The individual leaseholders have been treated equally and have been offered compensation in accordance with the Land Compensation Act 1973 and the Planning Compensation Act 1991. The services of a independent Chartered Surveyor has been offered by the Council for the leaseholders to ensure the purchase price offered is fair and reasonable. Housing advice has been given to the assured tenants advising them of their various housing options.

The Council is satisfied that the Order is necessary and in the public interest and that the Order Land is suitable and required in order to meet the pressing need for the Scheme, as described in Section 2.

The Council considers that Section 226 (1)(a) of the Act is the most appropriate power for compulsory acquisition of the Order land as it is a power of compulsory acquisition to be used where the Order making authority thinks that the acquisition of the land will facilitate the carrying out of redevelopment or the improvement on or in relation to the order land. In considering whether or not to acquire land under this section the Order making authority can only do so if they consider that the redevelopment or improvement is likely to contribute to the achievement of one or more of the objectives in section 226 (1) (a) of the Act. The Order making authority considers that the acquisition of the Order land will improve the social, economic and environmental well being of the Harefield area.

Mindful that it should not use a more general compulsory purchase power when a more specific one is available, the council consider that the section 226(1) (a) power is the most appropriate one.

The Council has considered whether the powers it seeks to exercise are compatible with the European Convention on Human rights, in particular Article 1 of the First Protocol of the Convention. It has concluded that there is a compelling case in the public interest for the acquisition of the land, as this will bring benefits to residents in the Sholing area of Southampton that could not be achieved by agreement, and this outweighs the loss that will be suffered by the existing land owners. This compulsory purchase order follows existing legislative provisions in respect of the making and confirming of CPOs and the payment of compensation and, as such, the Council considers these to be compatible with the Convention.

5.0 Planning Position

Government Policies

The proposed redevelopment is fully in accordance with relevant planning policies set out below.

National planning policy advises Local planning authorities to make effective use of land by reusing land that has previously been developed and to consider the scope for effective site assembly using their compulsory purchase powers, to ensure that suitable sites are brought forward for development, including sites that are underutilised, which could be redeveloped for mixed-use development.

Paragraph 26(PPS3) which states that local planning authorities (LPAs) should plan for the full range of market housing. In particular, they should take account of the need to deliver low-cost market housing as part of the housing mix.

Paragraph 20 (PPS3) – Key characteristics of a mixed community are a variety of housing, particularly in terms of tenure and price and mix of different households.

There are no other relevant policy statements applicable to the Order

Following the abolition of the Regional Spatial Strategy (South East Plan) in the summer of 2010 the Development Plan for the city is comprises the policies of the Local Development Framework Core Strategy Development Plan Document which was adopted in January 2010 and some preserved policies of the Southampton Local Plan review.

The City Council's Local Development Framework Core Strategy contains the following relevant policies:

Policy CS 4 (housing delivery) - requires an additional 16,300 homes to be provided within the City of Southampton between 2006 and 2026. The Secretary of State's letter abolishing the RSS confirmed that the evidence underlying the preparation of this figure remained valid and therefore the target of 16,300 homes remains within the development plan

Policy CS 13 (fundamentals of design) - requires redevelopment proposals to meet the robust design process which should be analysis-based, context driven and innovative.

Policy CS 15 (affordable housing) - requires the provision of 35% affordable housing.

Policy CS 16 (housing mix and type) - requires redevelopment proposals for the site to include at least 30% of new dwellings as family homes with a threshold of 15 dwellings (larger units with appropriate sized gardens or private amenity space).

Policy CS 20 (tackling and adapting to climate change) – specifies the requirements that must be achieved in relation to the Code for Sustainable Homes for residential development and BREEAM for non-residential development.

Policy CS21 (protecting and enhancing open space) – to retain the quantity and improve the quality and accessibility of the City's diverse and multi-functional open spaces and help deliver new open space both within and beyond the City to meet the needs of all age groups. This can be delivered through replacing or re-configuring other open spaces in order to achieve wider community benefits such as improving the quality of open space, or providing a more even distribution across the City. For estate regeneration schemes, selected amenity open spaces with little recreational, landscape or nature conservation value may be converted to other uses a part of this wider programme.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in January/February 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming as the application accords with the above policies.

6. Government Planning Statements

The governments planning policy statement are set out in section five. The government housing aims are set out in section 2 above. There are no other relevant policy statements applicable to the Order.

7. Special Considerations

There are no ancient monuments or listed buildings within the Order land. The Order land is not in a conservation area. There are no issues concerning special category land, consecrated land, renewal area, etc.

Furthermore there is no Statutory Undertaker's apparatus in the Order Land.

8.0 Known obstacles to the redevelopment

The redevelopment is subject to the completion of a development agreement between the Acquiring Authority and xxxxxx. The Agreement has not been completed; it is anticipated for completion at the end of 2010.

The redevelopment is also subject to the xxxxxxxxxx securing full planning permission for the redevelopment. The application will be submitted in February/March 2011

9.0 Delivery

The Council has made huge steps towards enabling the redevelopment to happen, working closely with the local residents and community who are supportive of redevelopment and making available its land for the scheme at minimal return, together with relocating 76% of residential tenants. A funding package has been assembled for this project which has a value of approximately £xxm with the majority of funding coming from the private developer, housing association and grant funding from the Homes & Communities Agency.

There is a pressing need for the scheme to go ahead, many residents have already moved out of their homes to facilitate the scheme, and it will provide important construction activity during the downturn and a range of regeneration benefits once complete.

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and the selection process for the successful developer.

10. Views of Government Departments

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and was part of the selection process for the successful developer.

11. Relocation proposal for residential tenants

Residential secured council tenants have been dealt with under the Southampton City Council Lettings and Decants Policy 2010 where they have been granted additional housing points on their Homebid applications. Both Housing Officers and Tenant Liaison Officers are supporting the remaining tenants to bid for alternative premises in areas of the tenant's choice. The tenants have all been offered home loss compensation and disturbance allowance.

The individual leaseholders have been treated equally and have been offered compensation in accordance with the Land Compensation Act 1973 and the Planning Compensation Act 1991. The services of a independent Chartered Surveyor has been offered by the Council for the leaseholders to ensure the purchase price offered is fair and reasonable. Housing advice has been given to the assured tenants advising them of their various housing options.

Further information can be obtained from the Authorities agent : Capita Symonds One Guildhall Square Southampton

12. Related applications, Appeals, orders etc.

Other than mentioned previously there are no related planning applications. A stopping up order will be necessary to stop up the public footpaths and roads. A plan showing the public rights of way to be the subject of a separate stopping up order is annexed and marked stopping up plan.

13. Documents, Maps or Plans for the Public Inquiry

If a public inquiry is convened, a list of documents etc will be provided in due course and arrangements will be made for them to be available for public inspection.

Southampton City Council (222-252 Meggeson Avenue, Townhill Park) Compulsory Purchase Order 2010

STATEMENT OF REASONS

The Order is made under Section 226 (1) (a) of the Town and County Planning Act 190 in respect of the acquisition of land:

1.0 Description of the Land, Location and Present Use

The Order covers 1 distinct area of land. The land contains one residential block, together with a car park to the rear, and open space surrounding the block. The land comprises 0.58 hectares (1.43 acres) edged red and numbered 4 on the attached map. The freehold of land which is the subject of this CPO is owned by the Council.

The residential block of flats is now largely vacant pending redevelopment.

222-252 Meggeson Avenue

The property occupies a large irregular shaped plot of land which currently accommodates a five storey purpose built block of flats, a car parking area, bin storage area and electricity sub-station. The Order provides for the acquisition of two residential properties occupied by secure tenants within the residential estate situated within 222-252 Meggeson Avenue The Authority owns the freehold of the land on which all these premises are situated but the properties are subject to occupations granted by Lease or Tenancy Agreements. Full details of the properties to be acquired appear in the Schedule to the Order but in summary comprise:-

All interests except those already owned by the acquiring authority in the following council homes held under secure tenancies

232 Meggeson Avenue 236 Meggeson Avenue

The area is characterised by residential development and open space.

2.0 The Purpose of the Authority

The purpose of the Authority in making the Order is to assist in achieving the key Government housing policy goal of ensuring that everyone has the opportunity of living in a decent home, which they can afford, in a community where they want to live. Local planning authorities are advised to help achieve this by reusing land that has previously been developed and which is underused. The authority seeks to acquire the order land to redevelop the land as described in Section 3 below thereby regenerating the area and delivering a mixed tenure scheme of housing and defined public open space which will create a distinctive character to the area relating well to its surroundings and will support a sense of local pride and civic identity. The council is satisfied that the scheme will improve the social, economic and environmental well being of the Harefield area.

Southampton City Councils Housing Strategy has been developed to deliver the Government's housing goals and has the following key objectives which the Meggeson Avenue Redevelopment will help to deliver:

• To build more affordable homes, with a target of 2000 by 2012.

- To bring decent housing within the reach of people on lower incomes.
- To improve the quality of new housing and of existing stock

On the 25th October 2010 Cabinet of the Authority resolved to authorise the making of a Compulsory Purchase order to acquire the Order land .

3.0 Proposals for the Land

The project is phase 2 in a series of estate renewal initiatives planned for Southampton known as the Meggeson Avenue regeneration. It comprises the redevelopment of a local residential block of flats and parking to provide much needed new family housing and modern apartments. The boundaries of the redvelopment are shown on the plan attached to this statement and marked Meggeson Redevelopment Plan

The project will see 31 dwellings built on the site, 48% for affordable housing and 52% for private sale.

The Townhill Park area is a part of the City with high levels of deprivation and lies on xxx boundary of the City.

This residential block lies on a main throughfare, and forms one of many similar blocks in the area. The existing building is in poor condition and the parking area is considered to be an under utilised space which could provide much needed family homes. Consultation with local residents has shown support for comprehensive redevelopment to deliver much needed family homes and affordable housing.

Consultation with the local community has played a major part in the redevelopment to date and will continue to do so. The consultation process started in June 2009 with over 138 residents filling in questionnaires and telling the council their ideas for the parades future. There was significant support for comprehensive redevelopment. An independent facilitator Solent Centre of Architecture and Design ran a design festival and feedback session in summer 2009 which informed the Development Brief for the scheme which was used in the procurement process.

In August/September 2010 the five designs shortlisted in the procurement process were shown to the community for comment and again nearly 42 people gave their opinions. The community is kept up to date with the project by newsletters and press releases.

There was good developer interest at the procurement stage with 12 initial proposals. Six bidders were invited to submit tenders. Following evaluation and further community consultation on the submissions, national house builder Lovells Partnership working with regional housing association First Wessex Group were selected as the preferred developer for the scheme and are preparing more detailed designs and undertaking further consultation in advance of a planning application submission in January/February 2011.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in January/February 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming provided the application accords with the above policies.

The site will be disposed of to the successful bidder; Lovell Partnership who will work in partnership with the First Wessex Group, a registered social landlord, to deliver the affordable housing.

4.0 Justification for CPO

The freehold of the land edged red on map 4 is required for the implementation of the scheme is already owned by the Council, but the implementation of the scheme requires the acquisition of outstanding leases as set out in Section 1. The Council has entered into discussions and negotiations with the holders of these land interests for their acquisition by agreement and will continue these negotiations.

Single ownership is required to enable redevelopment to proceed. Compulsory purchase will enable redevelopment to take place at an early date by providing certainty for programming and will enable the Council to achieve its objectives in a timely manner. Nevertheless the Council has attempted and will continue to attempt to purchase the order land by agreement Residential secured council tenants have been dealt with under the Southampton City Council Lettings and Decants Policy 2010 where they have been granted additional housing points on their Homebid applications. Both Housing Officers and Tenant Liaison Officers are supporting the remaining tenants to bid for alternative premises in areas of the tenant's choice. The tenants have all been offered home loss compensation and disturbance allowance.

The individual leaseholders have been treated equally and have been offered compensation in accordance with the Land Compensation Act 1973 and the Planning Compensation Act 1991.

The Council is satisfied that the Order is necessary and in the public interest and that the Order Land is suitable and required in order to meet the pressing need for the Scheme, as described in Section 2.

The Council considers that Section 226 (1)(a) of the Act is the most appropriate power for compulsory acquisition of the Order land as it is a power of compulsory acquisition to be used where the Order making authority thinks that the acquisition of the land will facilitate the carrying out of redevelopment or the improvement on or in relation to the order land. In considering whether or not to acquire land under this section the Order making authority can only do so if they consider that the redevelopment or improvement is likely to contribute to the achievement of one or more of the objectives in section 226 (1) (a) of the Act. The Order making authority considers that the acquisition of the Order land will improve the social, economic and environmental well being of the Townhill Park area.

Mindful that it should not use a more general compulsory purchase power when a more specific one is available, the council consider that the section 226(1) (a) power is the most appropriate one.

The Council has considered whether the powers it seeks to exercise are compatible with the European Convention on Human rights, in particular Article 1 of the First Protocol of the Convention. It has concluded that there is a compelling case in the public interest for the acquisition of the land, as this will bring benefits to residents and businesses in the Harefield area of Southampton that could not be achieved by agreement, and this outweighs the loss that will be suffered by the existing land owners. This compulsory purchase order follows existing legislative provisions in respect of the making and confirming of CPOs and the payment of compensation and, as such, the Council considers these to be compatible with the Convention.

5.0 Planning Position

Government Policies

The proposed redevelopment is fully in accordance with relevant planning policies set out below.

National planning policy advises Local planning authorities to make effective use of land by reusing land that has previously been developed and to consider the scope for effective site assembly using their compulsory purchase powers, to ensure that suitable sites are brought forward for development, including sites that are underutilised, which could be redeveloped for mixed-use development.

Paragraph 26 (PPS3) which states that local planning authorities (LPAs) should plan for the full range of market housing. In particular, they should take account of the need to deliver low-cost market housing as part of the housing mix.

Paragraph 20 (PPS3) – Key characteristics of a mixed community are a variety of housing, particularly in terms of tenure and price and mix of different households.

There are no other relevant policy statements applicable to the Order

Following the abolition of the Regional Spatial Strategy (South East Plan) in the summer of 2010 the Development Plan for the city is comprises the policies of the Local Development Framework Core Strategy Development Plan Document which was adopted in January 2010 and some preserved policies of the Southampton Local Plan review.

The City Council's Local Development Framework Core Strategy contains the following relevant policies:

Policy CS 4 (housing delivery) - requires an additional 16,300 homes to be provided within the City of Southampton between 2006 and 2026. The Secretary of States letter abolishing the RSS confirmed that the evidence underlying the preparation of this figure remained valid and therefore the target of 16,300 homes remains within the development plan

Policy CS 13 (fundamentals of design) - requires redevelopment proposals to meet the robust design process which should be analysis-based, context driven and innovative.

Policy CS 15 (affordable housing) - requires the provision of 35% affordable housing.

Policy CS 16 (housing mix and type) - requires redevelopment proposals for the site to include at least 30% of new dwellings as family homes with a threshold of 15 dwellings (larger units with appropriate sized gardens or private amenity space).

Policy CS 20 (tackling and adapting to climate change) – specifies the requirements that must be achieved in relation to the Code for Sustainable Homes for residential development and BREEAM for non-residential development.

Policy CS21 (protecting and enhancing open space) – to retain the quantity and improve the quality and accessibility of the City's diverse and multi-functional open spaces and help deliver new open space both within and beyond the City to meet the needs of all age groups. This can be delivered through replacing or re-configuring other open spaces in order to achieve wider community benefits such as improving the quality of open space, or providing a more even distribution across the City. For estate regeneration schemes, selected amenity open spaces with little recreational, landscape or nature conservation value may be converted to other uses a part of this wider programme.

Whilst a detailed planning application has not yet been submitted, (it is expected to be submitted in January/February 2011), the Council considers that it is expedient to acquire ownership of the Order land in order to dispose of it to its appointed developer to ensure that an appropriate re development comes forward in a timely manner and, having regard to the provisions of the Development Plan, planning permission should be forthcoming as the application accords with the above policies.

6. Government Planning Statements

The governments planning policy statement are set out in section 5. the government housing aims are set out in section 2 above. There are no other relevant policy statements applicable to the Order.

7. Special Considerations

There are no ancient monuments or listed buildings within the Order land. The Order land is not in a conservation area. There are no issues concerning special category land, consecrated land, renewal area, etc.

All interests except those already owned by the acquiring authority in the Electricity Substation held on a lease from 16th July 1964 for a term of 60 years. Interest numbered on order map is the acquisition of the leasehold interest of Southern Electric PLC (formerly Southern Electricity Board) in sq metres of land known as Meggeson Avenue Electricity Sub Station ID s/s, Townhill Park , Southampton and which is operational land. The Acquiring Authority owns the freehold interest in this land. Southern Electric PLC is a statutory undertaker pursuant to section 8(1) (a)(iii) of the Acquisition of Land Act 1981 (the 1981 Act) being a holder of a licence under section 6 of the Electricity Act 1989 to generate, transmit or supply electricity. As such interest number ... is subject to the provisions of section 16 of the 1981 Act. The Acquiring Authority has entered into negotiations with Southern Electric PLC to relocate the substation on land owned by it.

8.0 Known obstacles to the redevelopment

The freehold title is not subject to easements and restrictive covenants. The footpaths and roads are subject to rights of way, rights of drainage and rights in respect of water, gas and electricity supply services. As the land is being acquired under planning act powers any subsequent redevelopment by Lovell Partnership Limited in accordance with a planning permission under part 3 of the Town and Country Planning Act 1990 will over ride these easements and restrictive covenants under section 237 of the 1990 Act.

The redevelopment is subject to the completion of a development agreement between the Acquiring Authority and Lovell Partnership Limited. The Agreement has not been completed; it is anticipated for completion at the end of 2010.

The redevelopment is also subject to the Lovell Partnership Limited securing full planning permission for the redevelopment. The application will be submitted in February/March 2011

9.0 Delivery

The Council has made huge steps towards enabling the redevelopment to happen, working closely with the local residents and community who are supportive of redevelopment and making available its land for the scheme at minimal return, together with relocating X% of residential tenants. A funding package has been assembled for this

project which has a value of approximately £4m with the majority of funding coming from the private developer, housing association and grant funding from the Homes & Communities Agency.

There is a pressing need for the scheme to go ahead, many residents have already moved out of their homes to facilitate the scheme, and it will provide important construction activity during the downturn and a range of regeneration benefits in a deprived area of the City once complete.

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and the selection process for the successful developer.

10. Views of Government Departments

The Homes and Communities Agency supports this project: it has been consulted with at every phase of the development and was part of the selection process for the successful developer.

Further information can be obtained from the Authorities agent : Capita Symonds One Guildhall Square Southampton

12. Related applications, Appeals, orders etc.

Other than mentioned previously there are no related planning applications. A stopping up order will be necessary to stop up the public footpaths and roads. A plan showing the public rights of way to be the subject of a separate stopping up order is annexed and marked stopping up plan.

13. Documents, Maps or Plans for the Public Inquiry

If a public inquiry is convened, a list of documents etc will be provided in due course and arrangements will be made for them to be available for public inspection.

LOT 1: EXFORD AVENUE SHOPPING PARADE

Lovell Partnership Limited and First Wessex Housing Association

121 properties in total	
Private Homes (61)	
9 X 1 Bed Flats	
32 X 2 Bed Flats	
10 X 3 Bed House	
10 X 4 Bed House	
Affordable Homes (60)	
8 X 1 Bed Flats	
35 X 2 Bed Flats	
2 X 3 Bed Flats	
15 X 3 Bed House	
(39 for rent and 21 for shared ownership)	
All homes to be built to Sustainable Homes Code Level 4	
1 food store (to include post office)	
3 shop units	

LOT 3: 5 – 92 LAXTON CLOSE

Lovell Partnership Limited and First Wessex Housing Association

62 properties in total
Private Homes (31)
18 X 2 Bed Flats
9 X 3 Bed House
4 x 4 Bed House
Affordable Homes (31)
6 X 1 Bed Flats
8 X 2 Bed Flats
17 X 3 Bed Maisonettes
(65% Rent and 35% Low Cost Home Ownership)
All homes to be built to Sustainable Homes Code Level 4

LOT 4: 222 – 252 MEGGESON AVEUE

Lovell Partnership Limited and First Wessex Housing Association

31 properties in total
Private Homes (16)
4 X 1 Bed Flats
6 X 2 Bed Flats
6 X 3 Bed House
Affordable Homes (15)
1 X 1 Bed Flats
10 X 2 Bed Flats
4 X 3 Bed House
(10 for rent and 5 for shared ownership)
All homes to be built to Sustainable Homes Code Level 4



