

8th September 2020.

To: Councillors Phil Barnett; Jeff Beck; Billy Drummond; Nigel Foot;
Roger Hunneman; Pam Lusby Taylor; David Marsh; Vaughan Miller; Andy
Moore; Gary Norman; Tony Vickers

Substitutes: Councillors Jon Gage, Martin Colston, Jo Day, Stephen Masters, Jeff Cant

Dear Councillor

You are summoned to attend a meeting of the **Planning & Highways Committee Monday 14th September 2020 at 7.00 pm.**

Join Zoom Meeting

<https://us02web.zoom.us/j/83295174423?pwd=U1pFOXlZyitQMkRwZUIMTjJnRU9oUT09>

Meeting ID: 832 9517 4423

Passcode: 918156

Hugh Peacocke
Chief Executive Officer

1. Apologies

Chief Executive Officer

2. Declarations of Interest and Dispensations

Chairperson

To receive any declarations of interest relating to business to be conducted in this meeting and confirmation of any relevant dispensations.

3. Minutes (Appendix 1 & 1A)

Chairperson

To approve the minutes of a meeting of the Planning & Highways Committee held on Wednesday 26th August 2020 (already circulated).

4. Questions and Petitions from Members of the Public

Chairperson

(Questions, in writing, must be with the CEO by 2.00 pm on 14th September 2020)

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5. Members' Questions and Petitions

Chairperson

(Questions, in writing, must be with the CEO by 2.00 pm on 14th September 2020)

6. Schedule of Planning Applications (Appendix 2)

Chairperson

To comment on the planning applications listed at the attached schedule

7. Schedule of Prior Approval Applications (Appendix 3)

Chairperson

To comment, if relevant, on prior approval applications listed at the attached schedule.

8. Schedule of Planning Decisions (Appendix 4)

Chairperson

To receive and comment as necessary on the planning decisions and recommendations of the planning authority listed at the attached schedule.

9. Notice of Motion received from Councillors Gary Norman and Martin Colston:

This Council notes that:

1. West Berkshire Council (WBC) is planning to develop a new vision for Newbury: Newbury Vision 2036
2. Newbury Town Council (NTC) has an overall mission for the town: Making Newbury a Town we can all be Proud Of. Any long term plans for changes to Newbury will impact on our mission
3. The NTC strategy is clear about our approach regarding the development of the WBC Newbury Vision 2036:
 - a. Lobby WBC to ensure NTC is represented on the core project team for the development of the new Newbury Vision 2036
 - b. Ensure the Newbury Town Plan 2019-2036 and the views of our residents form a central part of the input to any consultation on the new Newbury
4. NTC is the elected body closest to the residents of the parish of Newbury and the one with 100% focus on Newbury and is therefore a key stakeholder in any new vision for the town.

This Council therefore requests that WBC includes a representative of NTC on the core project team for the development of the new Newbury Vision 2036 to ensure that:

1. the Vision can benefit from our knowledge and passion for our town
2. the Vision has the full buy-in of NTC which will then work to implement aspects within our remit

10. Update from The Western Area Planning Committee

Chairperson

To receive an update on any relevant business from the Western Area Planning Committee.

11. London Road Industrial Estate- draft development brief (Appendix 5)

Chairperson

To agree the Council's response to the invitation from West Berkshire Council to submit observations on the draft development brief (attached)

12. Newbury Football Club

Chairperson

To Receive an update.

13. Forward Work Programme for Planning and Highways Committee (Appendix 6)

Chairperson

To note and agree any other items that Members resolve to add to the Forward Work Programme.

**Minutes of a meeting of the Planning and Highways Committee held by Virtual Meeting
on Zoom Wednesday 26th August 2020 at 7.00pm.**

Present

Councillors Phil Barnett; Jeff Beck; Billy Drummond; Nigel Foot; Jon Gage;
Roger Hunneman; Pam Lusby Taylor; David Marsh ; Vaughan Miller; Gary Norman
(Chairperson) & Tony Vickers

In Attendance

Hugh Peacocke, Chief Executive Officer

60. Apologies

Andy Moore (Cllr. Jon Gage, substitute)

61. Declarations of interest

The Chief Executive Officer declared that Councillors Phil Barnett, Billy Drummond, David Marsh and Tony Vickers are also Members of West Berkshire Council, which is declared as a general interest on their behalf and a dispensation is in place to allow them to partake in discussions relating to West Berkshire Council business.

The Chief Executive Officer made the following statement on behalf of Councillors Phil Barnett and Tony Vickers who are Members of West Berkshire Council Planning Committee: "I wish to make it clear that any comments I make tonight are only being made in relation to the formulation of the Town Council's view and is not in any way prejudging the way that I may vote when any application is considered by West Berkshire District Council. At that time, I will weigh up all the evidence."

In considering the following application, Councillors Gary Norman, Nigel Foot and Billy Drummond declared that a personal interest and took no part in the vote:

20/01530

62. Minutes

Proposed: Councillor Nigel Foot

Seconded: Councillor Billy Drummond

Resolved: That the minutes of the meeting of the Planning & Highways Committee held on Monday 13th July 2020, be approved, and signed by the Chairperson.

63. Questions and petitions from members of the public

There were no questions from members of the public

64. Members' questions and petitions

Question received from Councillor Phil Barnett:

In this present climate when we are being requested to walk and cycle , safety must be paramount in all our minds. Turnpike road between fir Tree Lane and the Henwick roundabout orbeit a speed restricted area does attract vehicles that might not expecting to see children crossing between the Tigers Nursery on the north side

of the road to the specific footpath on the south side. The crossing of that road by minors and their parents or guardians is a fraught Experience

“Therefore can this planning and highways committee of Newbury Town Council request West Berkshire Council to carry out a survey with the objective of installing a zebra crossing at some suitable point where majority of pedestrians cross “

The Chairperson replied that the Council would write as requested.

65. Schedule of planning applications

Resolved that the observations recorded at Appendix 1.A to these minutes be submitted to the planning authority.

66. Schedule of prior approval applications

No comments.

67. Schedule of Planning Decisions

No comments.

68. Schedule of Licensing Applications

No comments

69. Street naming and Numbering – Development of site within Adjacent Parish Shaw-cum-Donnington

The Committee considered the suggested street naming and numbering for the developments in Shaw-cum-Donnington for the following application Number 19/00442/OUTMAJ - Reserved matters application for phased development of 179 dwellings.

Proposed: Councillor David Marsh

Seconded: Councillor Nigel Foot

Resolved: That the Committee supports the Paddington Bear naming theme for the streets and the proposed names of

- 1) Paddington Drive
- 2) Marmalade Avenue
- 3) Peru Place
- 4) Andean Way

And further suggested the names of Michael Bond, Lucy and Gruber for the remaining streets

70. Street and Walkway Naming – Market Street Development

The Committee considered the suggested street names and walkway names for the Market Street Development for 1 new walkway and 1 new street name.

Proposed: Councillor Roger Hunneman

Seconded: Councillor Nigel Foot

Resolved: That the Committee supports the suggested names of Echo Walk and Throckmorton Street.

71. Update from the Western Area Planning Committee

Noted that the Western Area Planning Committee would be considering 2 Newbury applications, at 1 and 3 Kennet Road.

72. Newbury Community Football Ground

Proposed: Councillor Jeff Beck

Seconded: Councillor Nigel Foot

Resolved: that the Committee writes as follows to West Berkshire Council:

In June 2020 at Full Council meeting Newbury Town Council adopted the following changes to its Strategy:

Lobby WBC to:

- a) Provide a suitable football facility for Newbury's Men's, Ladies and Youth teams to play football at an equivalent or better standard than the old ground provided. This should be within the Newbury settlement area, with good walking and cycling access to the town centre, good public transport links and adequate parking. Inability to provision a suitable alternative site should result in the ground on Faraday Road being returned to its former standard or being redeveloped to an even better standard, with 3/4G pitches providing higher availability for matches and training.*

Our Planning and Highways Committee last evening commented that since closure of the football ground in 2018, the buildings have been allowed to fall into dilapidation, the pitch has been neglected, the stand has been mostly removed and the security barrier around the pitch has also been removed. All of this has taken place without planning permission, and while we understand that such permission may not be required for some of the buildings at the football ground, it would be required should WBC demolish the pub at the football ground (An application for full planning permission is required to demolish pubs or other drinking establishments)

We also note that the recent SSL consultation found that the three options for alternative grounds on WBC owned land were not viable.

Therefore in line with our Strategy, we would request WBC to desist from any further demolition of the remaining facilities at the ground and take immediate steps to reopen the ground as an Asset of Community Value for the men's, ladies and youth football community in Newbury.

At the Planning & Highways committee of 3rd August 2020, the committee received a presentation from the Newbury Football Community Group with proposals demonstrating that the ground could be reopened in phases. The initial phase would see the ground opened for the community as a Step 7 facility with the lowest cost. Enhancements to return the ground back to a step 6 and then step 5 facility could be phased over a couple of years. This proposal was received well by the Committee and we would therefore recommend this approach to WBC to reopen this green space to the community of Newbury.

73. Forward work programme for Planning and Highways Committee meetings 2020/21

It was agreed to add the following items to the agenda for 14 September 2020:

- A. Neighbourhood Development Plan
- B. LRIE draft development brief, as prepared by Avison Young.

It was agreed to add the following items to the agenda for 5 October 2020:

- “Planning for the Future”- Government White Paper

There being no other business the chairperson declared the meeting closed at 20.39 hrs

Chairperson

Planning and Highways Committee Meeting
Schedule of Planning Applications Wednesday 26th August 2020

Members are requested to consider the following planning applications, details of which will be tabled at the meeting and which are available for reference at the town hall prior to the meeting.

Running Order	Resolution	Application Number	Location and Applicant	Proposal
1	The Council supports this application for the preservation and development of the existing community asset- Newbury Community Football Ground.	20/01530/OUTD	Newbury Football Club, Faraday Road, Newbury for Newbury Community football Group (NCFG)	Outline permission for replacement of clubhouse and new spectator stand at Newbury Football Ground. Matters to be considered: Access and Layout.
2	No objection	20/01190/HOUSE	2 Adlam Villas, Greenham Road, Newbury for Mr Kasetty	Construction of front porch.
3	No objection	20/01847/FULD	Land Adjacent, 4 Croft Lane, Newbury for Geraldine & Roger Wilson	Section 73: Variation of Condition 2 - Approved Plans, of planning permission 19/02279/FULD (New 3 Bed House). Amendments: Changes to areas, height and elevations.
4	No objection	20/01872/HOUSE	14 Highfield Road, Newbury for Sarah Galal	Proposed removal of existing single storey garage and lean-to and replacements with double storey side extension to existing dwelling with alterations to front drive and boundary wall.

5	No objection	20/01706/FUL	St Bartholomew School, Andover, Newbury for St Bartholomew School	Proposed erection of an external, freestanding canopy on existing hard play area.
6	No objection	20/01805/HOUSE	29 Falkland Drive, Newbury for Mr & Mrs Edwards	Conversion of garage to dining area
7	No objection	20/01729/HOUSE	10 Bartlemy Close, Newbury for Nick Drewe & Geoff Drewe	Proposed two storey side extension and single storey rear extension
8	No objection	20/01731/HOUSE	69 Conifer Crest, Newbury for Mr & Mrs B Shrourou	Section 73A: Variation of Condition 2 - Approved Plans, of planning permission 19/02514/HOUSE (Single storey rear extension and extension /new pitched roof over existing garage with internal alterations and external render to extension and change roof finish to slate)
9	No objection	20/01763/HOUSE	2 Stuart Road, Newbury for A Camron & J Hutton	Single storey rear extension
10	No objection	20/01754/HOUSE	4 Oaken Grove, Newbury for Mark Russell	Replacement attached garage.
11	No objection	20/01727/FUL	88 Bartholomew Street, Newbury for Mr M Erturk	Change of use from A1 to A3 and A5 at ground floor.
12	No objection. Comment: conditions should be attached to minimise the impact on the Conservation area and neighbours.	20/01568/RESMAJ	1 West Street, Newbury for Ressance Land No. 56 Limited	Approval of reserved matters following Outline Permission 18/00207/OUTMAJ : Outline application for development of 20 residential apartments. Matters to be considered: Appearance and Landscaping

13	No objection	20/01775/FULD	Newbury Electrical Supplies, 50 Bartholomew Street, Newbury for Bullfinch Homes Ltd	Conversion of former Class B unit into 1n 2 bedroom single storey unit and 3no 1 bedroom two storey town houses with associated parking and amenity spaces.
14	No objection	20/01830/LBC2	4 St Marys Place, Newbury for Mr Graham Wilks	Section 19: Variation Condition (2) (Limit of Permission) of previously approved application (19/02025/LBC2 : Like-for-like replacement of wooden dormer window at rear of second floor attic bedroom
15	No objection	20/01853/HOUSE	78 Gloucester Road, Newbury for Mr & Mrs Coley	Single storey rear extension the addition of a flat roof dormer to the existing loft conversion

Planning and Highways Committee Meeting
Schedule of Planning Applications Monday 14 September 2020

Members are requested to consider the following planning applications, details of which will be tabled at the meeting and which are available for reference at the town hall prior to the meeting.

Running Order	Ward	Application Number	Location and Applicant	Proposal
1	Clay Hill	20/01907/FUL	18 Riverpark Industrial Estate Ampere Road Newbury for Mr Zak Elliot	Change of use from Industrial Unit to Gym
2	Clay Hill	20/01957/HOUSE	51 Cromwell Road Newbury for Mr Anns	Demolition of single storey garage and replaced with single and two storey extension
3	Clay Hill	20/01966/COMIND	Newbury Football Club, Faraday Road, Newbury for Newbury Community Football Group.	Renewal and expansion of the existing football pitch.
4	East Fields	20/01964/FUL	Unit 4, Newbury Retail Park, Pinchington Lane, Newbury for F & C Commercial Property Holdings Ltd	Proposed works to front elevation.
5	East Fields	20/01990/FUL	Unit 7, Newbury Retail Park, Pinchington Lane, Newbury for F & C Commercial Property Holdings Ltd	Proposed works to front elevation.
6	East Fields	20/02007/HOUSE	1 Friars Road Newbury for Mr & Mrs J Fernandez	Remove remaining timber fence and construct brick boundary wall.

7	East Fields	20/01919/HOUSE	18 Abbots Road Newbury for Mr Harry Gammell & Mrs Rosie Sherlock	Section 73 - Removal or variation of Condition 5 (restrictions on windows) of approved application 20/00599/HOUSE: A two storey rear extension including the removal of the existing lean to. Replacement of existing garage and additional room to rear of garage. Extension of dropped kerb to expand across the width of the property.
8	East Fields	20/01875/HOUSE	19 Austen Gardens, Newbury for Mr Derek Winship	Single storey extension.
9	Speenhamland	20/02003/HOUSE	42 Hawthorn Road Newbury for Miss D Willmot	Single storey extension.
10	Speenhamland	20/02004/HOUSE	20 Castle Grove, Newbury for Mr & Mrs Turner	Extension to existing garage to incorporate home office in the roof space.
11	Wash Common	20/01897/HOUSE	Mead House, Westmead Drive, Newbury for Mr & Mrs High	Retrospective planning permission to erect a 1.8m fence on the road side (N) to replace a 2.15m hedge, continuation of this fence onto the side facing the front of our house (E), but will be dropping the fence down to 1.2m by the drive way openings, with fence posts installed and extending the garden (reclaiming some of the existing driveway) with turf.
12	Wash Common	20/01808/HOUSE	2 Oak Ridge Close, Newbury for Mr T Wallis	Garage conversion and internal alterations.
13	Wash Common	20/01800/HOUSE	17 Glendale Avenue, Newbury for Sim on & Laura McTurk	Retrospective Addition of a 760mm wide by 905mm height, UPVC Double Glazed Vertical Sliding Sash Window with two-way privacy Anti-UV Glass Frosting. Within 40cm visibility is reduced to opaque shadowed forms only, from 40cm both internally and externally the window is completely opaque with no views. The purpose of the window is solely to provide natural light to an office space.
14	Wash Common	20/01228/HOUSE (Amended / Additional plans)	6 Conifer Crest Newbury for Mr A Chan	Two storey side extension and single storey rear and side extension.

15	Wash Common	20/01952/HOUSE	7 Willowmead Close, Newbury for Mr Holloway & Ms Dennis	Proposed rear extension, porch canopy, replacement rear windows, front door and garage door, render applied to rear elevation and single storey front elevation.
16	Wash Common	20/02020/HOUSE	58 Valley Road, Newbury for Mr & Mrs T Martin.	Section 73 – Application for variation of Condition (2) – Approved plans of planning permission 19/02969/HOUSE – proposed two storey side extension and single-storey rear extension with associated alterations following demolition of garage and single storey utility to side of house.
17	West Fields	20/01747/FUL	6 The Kennet Centre, Newbury for Engie Regeneration Ltd	Temporary Change of use from A1 shop to Sui Generis (Provision of Welfare and temporary accommodation for Market Street, Newbury Development Site).
18	West Fields	20/01788/LBC2	West Berkshire Museum, 1 The Wharf, Newbury for West Berkshire Museum	Provision of new banner signage fixed to the modern infill section of the building. New painted signage reading MUSEUM to the west gable. Reinstatement of a painted timber sign at ground floor level to the west gable elevation. New vinyl signage to glazed areas above entrance doors.
19	West Fields	20/01896/ADV	West Berkshire Museum, 1 The Wharf, Newbury for West Berkshire Museum	Provision of new banner signage fixed to the modern infill section of the building. New painted signage reading MUSEUM to the west gable. Reinstatement of a painted timber sign at ground floor level to the west gable elevation. New vinyl signage to glazed areas above entrance doors.
20	Adjacent Parish (East Fields)	20/02005/FULD	Lincoln House, Newtown Road, Newbury for Harrison Chandler	Proposed demolition of existing dwelling and outbuildings and the erection of two new dwellings with associated parking and amenity.

Application for Prior Approval

These are applications for Prior Approval under the 2013 amendments to Permitted Development. Because West Berkshire Council are required to inform nearby residents and display a public notice, West Berkshire Council is notifying the Parish / Town Council of the proposals in case interested parties should contact us. However, **we are not required to comment**, and the decision can only be taken based on the criteria set out in The Town and Country Planning (General Permitted Development) (Amendment) (England) Order 2013 [SI 2013No1101]. **Please be aware NTC are not allocated plans for us to consider**, but on-line details are available via the Application Number link.

Running Order	Ward	Application Number	Location and Applicant	Proposal
1	East Fields	20/02024/PASSHE	21 Queens Road, Newbury for Bunked	Proposed single storey rear extension. Dimensions 8m from rear wall, 3m maximum height, 2.8m eaves height.

**Planning and Highways Committee Meeting
Monday 14th September 2020**

**Schedule of planning decisions & recommendations made by West Berkshire Council
(WBC)**

Application No.	Location and Application	Proposal	NTC Observations
<u>20/01569/FULD</u>	Phoenix Court, Bartholomew Street, Newbury for Bulfinch Homes Ltd	Removal of double pitched roof and construction of new roof structure to incorporate two no. 1 bedroom apartments.	Objection / comment: members are in agreement with the comments made by the Highways and Conservation officers and over development.
WBC Final Decision – Refused			

Application No.	Location and Application	Proposal	NTC Observations
<u>20/00152/FUL</u>	1 and 3 Kennet Road, Newbury for Four Acre Investments	Demolition of existing dwellings and erection of 2x semi-detached dwellings and 1x detached dwelling with associated works.	Objection / comment: overdevelopment; loss of on street parking; overbearing; loss of light to neighbouring property.
WBC Final Decision – Refused			



London Road Industrial Estate: Development Brief

Newbury, West Berkshire

DRAFT

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Prepared By: Gardiner Hanson, Simon Zargar and Alexandra Bonnett

Status: **DRAFT Rev_03**

Draft Date: 21st August 2020

For and on behalf of Avison Young (UK) Limited

1. Introduction

- 1.1 This Development Brief has been prepared on behalf of West Berkshire District Council (as landowner) to outline the planning potential and inform bids from potential development partners to bring forward redevelopment of the London Road Industrial Estate (LRIE) (henceforth referred to as 'the Site'). The Site Location Plan for the Site is provided at **Appendix I**.
- 1.2 The Site is located on the edge of Newbury Town Centre and is currently occupied by a mixture of single and two storey light industrial, retail and office buildings, a former football club and its associated clubhouse. The Site is under freehold ownership of West Berkshire District Council (WBDC) and totals 9.5 hectares (23.46 acres).
- 1.3 Regeneration of the Site is a key objective for the Council and supported by the Development Plan. This report has been commissioned by the Council as landowner, rather than in its capacity as Local Planning Authority, to understand its redevelopment options and the ability to maximize possible development receipts either in the form of improved long-term revenues and/or capital receipts.
- 1.4 The purpose of this Development Brief is to consider the planning and market potential for redevelopment of the Site for residential-led mixed use development, having regard to relevant planning policies of the adopted development plan as well as other relevant planning guidance, and other material considerations.
- 1.5 The Development Brief includes two development scenarios for consideration; the first option outlines a 'comprehensive' long-term masterplan for the entire Site which assumes there are no existing or future leaseholder constraints across the Site; the second 'baseline' masterplan option takes into account the existing leaseholds across the Site and proposes a more strategic phased delivery for the masterplan. The masterplans are designed to be flexible and to adapt to changes both on the Estate and in the wider market over time. Any future detailed development proposals would be subject to any updated policy, planning guidance and material considerations relevant at the time of application.
- 1.6 Both the 'baseline' masterplan and 'comprehensive' masterplan options for the Site have been prepared by WSP (**Appendix II**), informed by transportation advice prepared by Aecom, environmental considerations prepared by Avison Young's Environmental Planning Team and market/delivery advice from Avison Young's Planning, Development and Regeneration Team.
- 1.7 The structure of the report is as follows:
- **Section 2 - Vision and Key Objectives:** summarises the landowner's objectives both for the Site and for any future development partner to deliver the Site
 - **Section 3 - Site Context:** outlines the existing site context and its surrounds;
 - **Section 4 - Site Analysis:** identifies opportunities and constraints to development;
 - **Section 5 - Planning History:** summarises the planning history for the Site;

- **Section 6 - Policy Framework:** provides a summary of the existing and emerging policy framework relevant to the Site;
- **Section 7 - Development Principles:** outlines the development principles for the Site such as appropriate residential and employment land uses, urban design, open space, transport, and environmental/technical considerations. This section also highlights other key development management type matters which will need to be considered in any redevelopment;
- **Section 8 - Masterplan:** presents the indicative high-level masterplan outlining two key development scenarios that could be applied to the Site;
- **Section 9 - Delivery and Appraisal:** outlines advice in relation to existing tenants and neighbouring landowners. This includes land assembly advice to assist in the possible relocation of existing LRIE businesses and in respect of land acquisitions and disposals. This section also identifies any 'in kind' infrastructure requirements, likely CIL/S106 contributions and phasing considerations. The appraisal section provides an options appraisal addressing the balance of risk and reward to inform the possible delivery strategy and assesses the delivery options available and other relevant commercial property advice to sit alongside and support work on the development and planning elements of this project;
- **Section 10 - Application Submission Requirements:** provides a summary of likely documentation which will be expected to be submitted as part of any future planning application; and
- **Section 11 - Conclusions/Next Steps:** summarises the Development Brief and sets out next steps.

Purpose and Status of the Document

- 1.8 The purpose of this Document is to provide greater planning certainty to any future purchaser about the Site's planning and development potential based on a conceptual masterplan, as well as to provide advice to the Council (as landowner) in respect of the constraints associated with disposing of the Site(s) in lieu of the various existing leaseholds.
- 1.9 While this Development Brief is not intended to have any formal planning policy status, it should assist in informing the planning approach to future specific proposals on the Site and its disposal.

2. The Opportunity & Vision

Opportunity

2.1 The opportunity for redeveloping London Road Industrial Estate is as follows:

- Consolidate employment land across the Site to provide purpose-built, high quality modern accommodation to meet occupier needs and attract new businesses to Newbury;
- Help meet WBDC housing needs through the creation of a new residential neighbourhood accommodating a mix of unit sizes and types;
- Greatly enhance the character of the area, creating high quality architecture befitting of the Site's location as a gateway to Newbury Town Centre, and enhancing the relationship with its surroundings, including Victoria Park and the River Kennet; and
- Increase permeability through the Site to better connect the Town Centre with communities to the north.

Vision

2.2 The Vision for London Road Industrial Estate is as follows:

By 2030 London Road Industrial Estate will be transformed into a vibrant, successful and diverse neighbourhood where people will want to live, work and visit. It will accommodate high quality sustainable developments which will better integrate the Site into its surroundings, and meet the needs of existing and future residents and businesses.

2.3 For the London Road Industrial Estate this means:

- Regeneration of an existing employment/light-industrial area into a sustainable mixed-use neighbourhood, comprising a mix of housing and various employment uses across a range of tenure types;
- A new urban district that positively contributes to Newbury's reputation for sustainable development focused around the nearby town centre and accessible transportation links;
- Enhanced connectivity through the Site, both to the Town Centre and to the wider area; and
- An environmentally sustainable neighbourhood, with access to open spaces.

3. Site Context

- 3.1 The Site is approximately 11.13ha in area and is shown outlined in red below in **Figure 1** (and **Appendix I**). The Site comprises a mixture of single and two storey light industrial, retail and office buildings, associated yard spaces, a former football club and its associated clubhouse. The Site also contains several adopted highways including Fleming Road, Faraday Road, Ampere Road, Kelvin Road and Marconi Road.



Figure 1 - LRIE Site Location

- 3.2 The surrounding context of the Site comprises the following:
- West – the Site is bounded by the dual-carriage A339, beyond which lies Victoria Park with small areas of residential uses north of the park and Newbury Town Centre located further to the west;
 - South – the Site is bounded to the south by the River Kennet and the Kennet & Avon Canal, and to the south east by the Dairy Farm allotments. On the opposite side of the River Kennet is an area predominantly in residential use and several light industrial sheds located further south east of the Site;
 - East – the Site is bounded by several light industrial sheds that are accessed from within the Site via Ampere Road. Directly south of these industrial units is the Greenham Lock Marina located along the bank of the River Kennet;
 - North – the Site is bounded by several big-box retail units that front onto the dual-carriage A4 London Road. On the opposite side of the A4 are areas predominantly in residential use.
- 3.3 The Site contains areas within Flood Zones 1, 2 and 3 and so has varying degrees of flood risk.
- 3.4 The Newbury Conservation Area, which predominantly comprises the Newbury Town Centre plus surrounding areas, also partially encroaches on the southernmost edge of the Site along the edges of the River Kennet &

Avon Canal towpath. The majority of the Conservation Area is visually and physically separated from the Site by the presence of the A339 dual carriageway. There are no listed heritage assets on the Site, but there is an existing Thames Water pumping station towards the centre of the Site which is understood to date from the Victorian period.

- 3.5 A more detailed review of the sub-parcels that comprise the broader Site is provided in Section 4.
- 3.6 The Site includes several plots which are subject to extant planning permissions, including a 2016 planning permission (as subsequently varied) for the Faraday Plaza mixed-use redevelopment scheme. These applications are detailed in Section 5 of this report.
- 3.7 For the purposes of this Development Brief we have included the relevant extant permissions within the proposed masterplan so it reflects the emerging context of the area and how such proposals could be appropriately integrated.
- 3.8 Applications have been made for redevelopment of two sites outside of the Council's red line ownership but immediately adjacent to the Site: a scheme for 35 flats with 1,700sqm office at 115 London Road and 92 flats with 2,358 sqm office on part of the Newbury House site. These are discussed in detail within this report.

4. Site Analysis

Site Layout

- 4.1 The Site comprises a potential developable area of approximately 11.13 hectares and consists of a total of 26 parcels (labeled from 13A – 13Z), as shown on the Site Plan provided below in **Figure 2**.

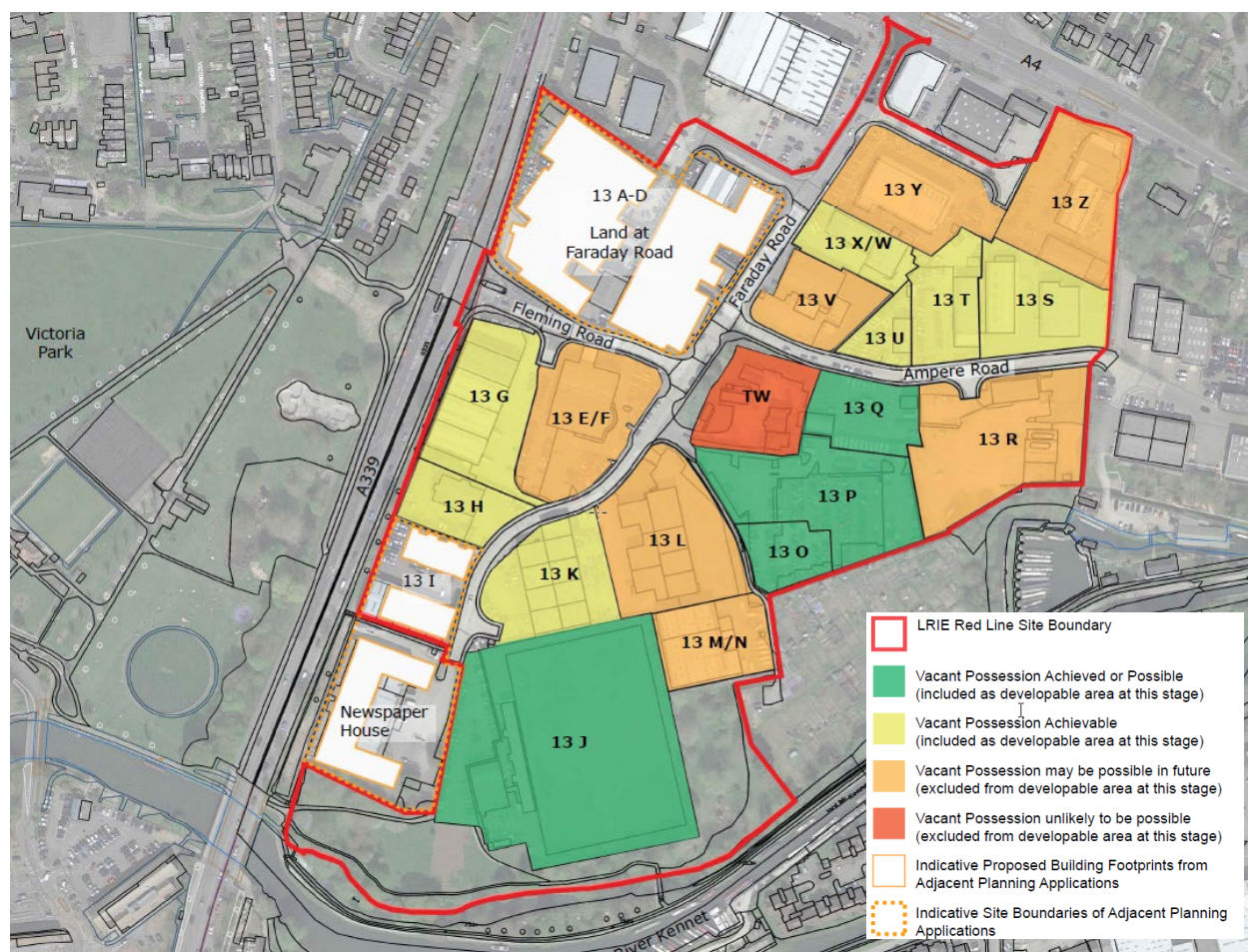


Figure 2 - LRIE - Sub-Parcel Site Plan

- 4.2 Many of these sub-parcels are currently tenanted under various short and long-term leaseholds albeit it is noted that the Council is the freeholder of all these parcels. This is discussed in greater detail in Section 9. We have tabulated the various parcels by parcel reference number, tenant, site area, approximate existing gross floor area, land use and Use Class below in **Table 1**.

Table 1- Schedule of Lessees across LRIE site

Parcel Ref. No.	Leaseholder	Approximate Site Area (Ha)	Gross Floor Area (SQM)	Land Use
13A	Faraday Investments	0.20	1,416	Dealership
13B	Faraday Investments	0.50	153.3	Light Industry
13C	Faraday Investments	0.15	846.2	Light Industry
13D	Faraday Investments	0.42	2,380	Light Industry
13E	Eden Vauxhall	0.29	2,719	Dealership
13F	Eden Vauxhall	0.16	1,161	Dealership

Parcel Ref. No.	Leaseholder	Approximate Site Area (Ha)	Gross Floor Area (SQM)	Land Use
13G	Mr. Lacey	0.40	1,732	Light Industry
13H	Greenmeadow	0.19	411	Light Industry
13i	Newbury Weekly News	0.27	1,122	Office
13J	Vacant Football Ground	1.41	-	Sui Generis
13K	Newbury Weekly News	0.36	1,520	Office
13L	Eggar, Forrester (Holdings) Ltd	0.51	1,570	B1
13M/N	Elis	0.25	1,461	B1
13O	Crown Motors	0.15	553	Dealership
13P	Vacant	0.52	-	-
13Q	CB Hire Ltd	0.22	127	Light Industry
13R	Calor Gas Ltd	0.61	417	Light Industry
TW	Thames Water	0.28	-	-
13S	Wilky Investments Ltd	0.33	1,453	Light Industry
13T	Mr. Toomey	0.24	404.	Dealership
13U	Mrs. Sivier	0.11	219	Dealership
13V	Newbury Electronics Ltd	0.25	717	Light Industry
13W	Malone Roofing	0.17	326	Light Industry
13Y	Marshall Motor Holdings Plc.	0.38	1,065	Dealership
13Z	Syntner Properties (Mercedes)	0.42	1,164	Dealership

4.3 Overall, we estimate that the Site currently accommodates an estimated 23,000sqm (GFA) of employment uses across the site, comprising circa:

- 5,700sqm of B1 office space;
- 8,600sqm of B2 light industrial space; and
- 8,700sqm of Sui Generis uses.

4.4 Detailed building records were not available for the sub-parcels across the Site and therefore the above referenced floor area figures have been estimated utilising building footprint measurements from aerial photography of building footprints across the site.

4.5 The following parcels are of particular note to the above-referenced sub-parcel plan:

- Plots 13A-13D: which comprise the Faraday Plaza development site which currently has a live planning application for mixed-use redevelopment comprising approximately 26,554sqm (gross external) of floor space providing offices (B1), retail (A1), Financial and Professional Services (A2), hotel (C1), restaurant (A3), hot food takeaways (A5) motor dealership and residential apartments (160 units including 48 affordable) together with 330 car parking spaces, new junction on to A339, site access and ancillary development (See Section 5);
- Plot 13I: this plot forms part of the Newbury News development site which is currently being determined under an appeal against non-determination for the demolition of the existing

Newspaper House and commercial buildings and redevelopment of the site for 71 flats and office accommodation together with parking and associated works (See Section 5);

- Parcel 13J: comprises the Newbury Football Club site which is currently vacant; and
- Parcel 13R: is tenanted by Calor Gas which is a Lower Tier site regulated by the Control of Major Accident Hazard (COMAH) Regulations.

- 4.6 It is also noted that there is a Thames Water Pumping Station located near the centre of the site (at the southern corner of Faraday Road and Ampere Road) and labeled as sub-parcel 'TW'. This site does not form part of the site-wide masterplan as this use is assumed to be retained by the utility provider.

Opportunities/Constraints

Transportation/Access

Opportunities

- 4.7 The Site is in a highly sustainable location within 400 metres of Newbury Town Centre, and is easily accessible by a variety of transport options. Newbury Rail Station and Newbury Bus Station are located to the south within Newbury Town Centre approximately 800 metres from the centre of the Site where users can access regular Network Rail and National Express bus services to other Berkshire villages, Reading and mainline rail services to London Paddington. There are also several bus stops within a short walking distance from the Site.
- 4.8 The transportation site profile for the Site is shown below in **Figure 3**. London Road Industrial Estate is bound by two dual carriageways. The A4 London Road to the north and the A339 to the west which provide excellent vehicular access to the Site.

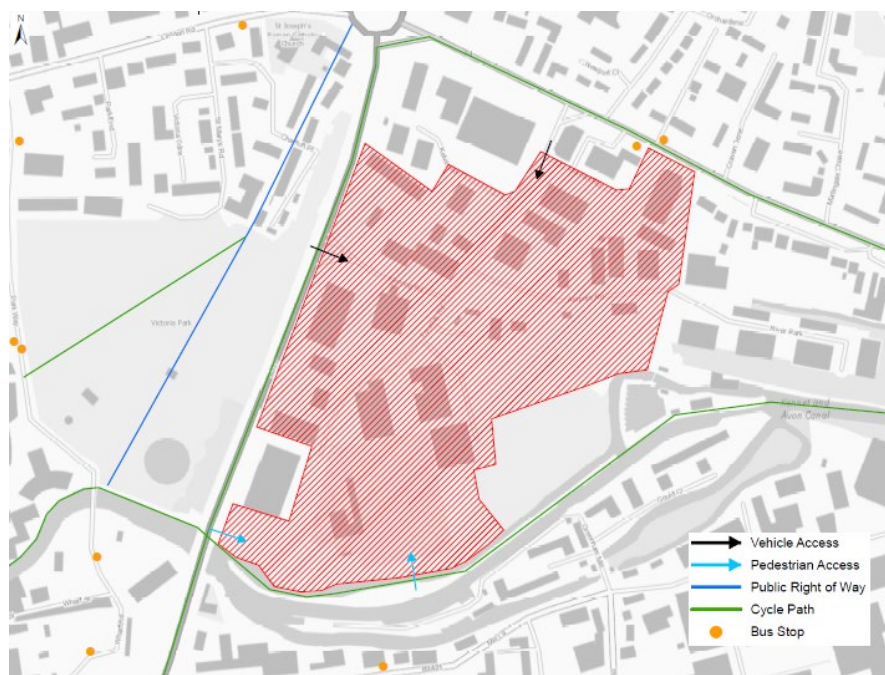


Figure 3 - Transportation Site Analysis (courtesy: AECOM)

- 4.9 The A4 provides key access to conurbations east and west of the Site, including Thatcham and Reading to the east, and Hungerford to the west. The A339, adjacent to the Site is a dual carriageway, which provides access to Basingstoke and Hampshire in the south, and converges with the A34 to the north, providing

access to Oxford and the Midlands. Junction 13 of the M4 is located approximately four miles to the north of the Site.

- 4.10 The 'Robin Hood' Roundabout, where the A339/A4 meet, is located to the north west of the Site. This is a key junction within the Newbury Town road network, along with the A339/Bear Lane junction to the south of the Site, which is currently undergoing highway improvement works, to improve vehicular and pedestrian access to Newbury Town Centre which will overall benefit the future development of the Site.
- 4.11 Although there are no dedicated cycle facilities within the industrial estate (except for an Advanced Cycle Stop Line on the Fleming Road signalised junction), the nature of Faraday Road with low vehicular speeds is beneficial to cyclists. Adjacent to the Site dedicated cycle provision is well-provided with a dedicated on carriageway cycle lane on the A4 to the east, which then transfers to a shared use foot/cycle way to the west of Faraday Road and continues south along the A339. A Toucan crossing enables pedestrians and cyclists to cross the A4/Faraday Road junction providing a connection between the industrial estate and north of the A4. There is also a Toucan Crossing on the A339 north of Fleming Road providing a connection to the residential area on the south side of London Road (west) and onwards towards the Town Centre. Providing direct connections to these already-established movement corridors would enhance connectivity through the Site and to surrounding areas.
- 4.12 In addition, the southern end of the industrial estate connects with the Canal Towpath and National Cycle Network Route 4 (NCN4), which provides direct pedestrian and cycle connections to Newbury Town Centre and its facilities along with the Rail and Bus Stations, as shown in Figure 2. Further afield NCN4 travels through several Berkshire towns, providing a key leisure and commuter route.

Constraints

- 4.13 Notwithstanding the location near the town centre and nearby public transportation links, the presence of the A339 and A4 dual carriageways that bound the Site can generate significant noise and air quality impacts generated from vehicular traffic which could contribute to health impacts for residents and an overall poor urban environment for residents, pedestrians and cyclists.
- 4.14 The road network surrounding the Site, including the Robin Hood roundabout and A339/Bear Lane, has historically been congested and consideration needs to be given to the masterplan to ensure that development on the Site does not have a detrimental impact at these two key junctions.
- 4.15 The hierarchy, and existing construction, of the surrounding highway network limits the potential for any further junction improvements or alternative vehicular access points.
- 4.16 The connections to both the A4 London Road and the A339 may encourage 'rat-running' traffic movements through the development if proper consideration is not given to prevent this through the development of the masterplan.
- 4.17 The change of use of the Site from commercial to residential is likely to bring about an increase in overall vehicle movements and in particular the movement of commercial vehicles, resulting in a detrimental impact on the surrounding transport network.

- 4.18 Potential for a mixture of commercial vehicle traffic with pedestrian/cycle movements could lead to safety issues if proper consideration is not given to prevent this through development of the masterplan.
- 4.19 Consideration will need to be given to how to ensure that the development does not encourage or facilitate 'fly parking' either by residents, employees, commuters and on race days.
- 4.20 Internally, the road network is already established, and we understand contains several underground utilities that would be costly to re-route should an alternative site layout be desired. This limits the layout options for the future redevelopment of the Site and suggests the current layout of the Site will likely need to be maintained.

Physical and Environmental Constraints

Opportunities

- 4.21 Along the southern boundary of the Site where it interfaces with the River Kennet & Avon Canal, there are existing areas of public open space and established vegetation.
- 4.22 There is the opportunity to use existing vegetation along the southern boundary of the Site to provide enhanced nature conservation features including notable species identified and this should be incorporated into the masterplan.
- 4.23 Due to the largely industrial nature of the estate, there is a good opportunity to introduce new open spaces and habitat enhancements within the masterplan which can provide aesthetic and biodiversity enhancement where possible. This could be in the form of SuDS sustainable drainage features, new street trees, or new parks and leisure facilities.

Constraints

- 4.24 The Site is mostly within Flood Zone 2 (land having between a 1 in 100 and 1 in 1,000 annual probability of river flooding) and Flood Zone 3 (land having a 1 in 100 or greater annual probability of river flooding) and so has a Medium to High risk of flooding. There is however a large area indicated to be in Flood Zone 1 (land having a less than 1 in 1,000 annual probability of river flooding). This comprises most of the former football pitch site (parcel 13J) and the industrial building to the east currently used by a laundry service provider (parcel 13M/N) along with smaller areas to the north-west and north of the former football pitch site. It is also considered to be at a medium risk of canal flooding. However, the Site is within an area that benefits from flood defences. The current level of service of these defences is not known or whether they are sufficient for the lifetime of the development of the Site allowing for climate change. The extent of fluvial flooding across the site is shown in **Figure 4**.

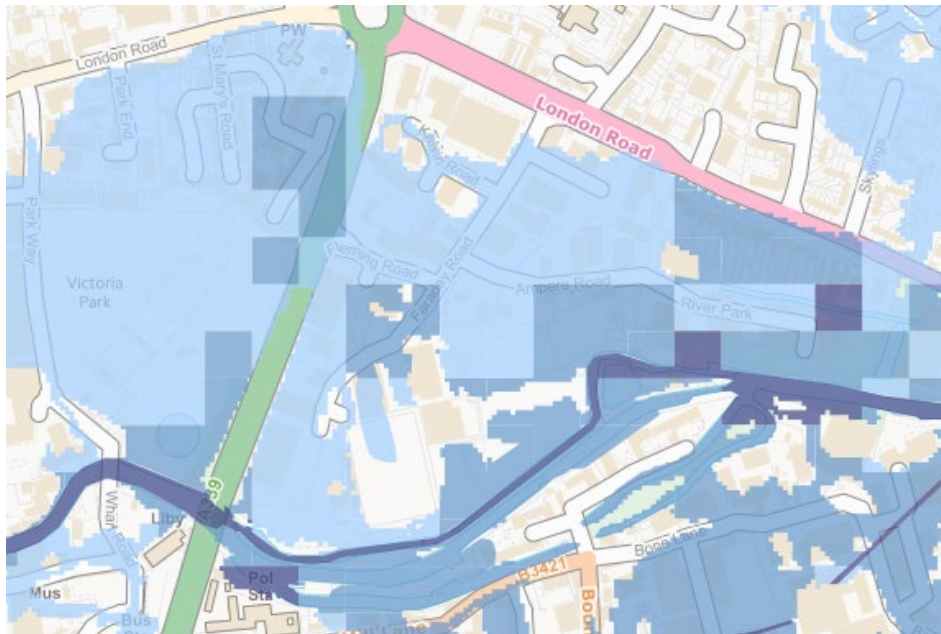


Figure 4 - Extent of fluvial flooding¹

- 4.25 The West Berkshire SFRA confirms that the Site is located in a groundwater emergence zone and therefore an area considered at high risk from raised groundwater levels. This may influence the ability to use infiltration drainage to attenuate surface water drainage in extended wet periods and add to basement/ undercroft costs. There is also a critical drainage area to the west of the Site suggesting the Site would need significant attenuation of flows if draining into this area. The masterplan will need to respond to this by incorporating an extensive SuDS area at the southern end of the site adjacent to the river. This area would be sufficient in size to accommodate ground level changes as part of a flood management strategy, if considered appropriate, but would be subject to detailed design.
- 4.26 The FRA accompanying application 19/01281/OUTMAJ (see Section 5) notes that the SFRA advises that finished floor levels should be at least 300mm above the 1:100 +70% flood level (75.70m AOD). Therefore, finished first floor levels were proposed to be set at between 76.30-77.30m AOD, and the scheme has residential at first floor level and above. Rainwater harvesting, green roofs, pervious paving and attenuation storage for surface water management are proposed. This indicates that while the Site is at varying degrees of flood risk from various sources appropriate mitigation measures can be designed into proposals to enable the Site to be redeveloped.
- 4.27 A review of historic OS maps and review of planning applications on the Site indicate a history of a wide range of potentially contaminative uses on the Site including an abattoir, landfill accepting industrial and domestic waste, a range of engineering works, and a sewage pumping station. While it is evident that some of the planning permissions reviewed required remediation of contamination it can be expected that this will only have addressed part of the Site and can be expected to be to a standard suitable for the proposed use of the land in the relevant permission. The remediation undertaken can be expected to have been to a standard suitable for the proposed use and therefore the standard of remediation will need to be reviewed in the context of the uses proposed in the masterplan particularly where soft landscaped areas / gardens are proposed.

¹<https://flood-warning-information.service.gov.uk/long-term-flood-risk/map?easting=447115&northing=167544&address=100081305196&map=SurfaceWater>

- 4.28 A web-based search identified a historical landfill site (deposited Waste including Inert, Industrial, Commercial and Household waste...). The presence of filled areas was noted in the submission documentation for planning application 19/01281/OUTMAJ (see below). The application noted information from the Environment Agency identifying a 'four hectare landfill filled with biodegradable waste in the 50-60s. No licence and no info on capping. No site investigations /remediation documented for the site.' The Envirocheck Report includes a plan (see **Figure 5**) that shows the extent of the landfill according to Environment Agency records along with other historic landfills in the surrounding area. A plan extract from the Envirocheck Report indicating the likely extent of the landfill is below. This landfill is indicated to extend beneath most of Parcel 13K, 13L, 13M/N, 13O, 13P, 13Q and the Thames Water pumping station.

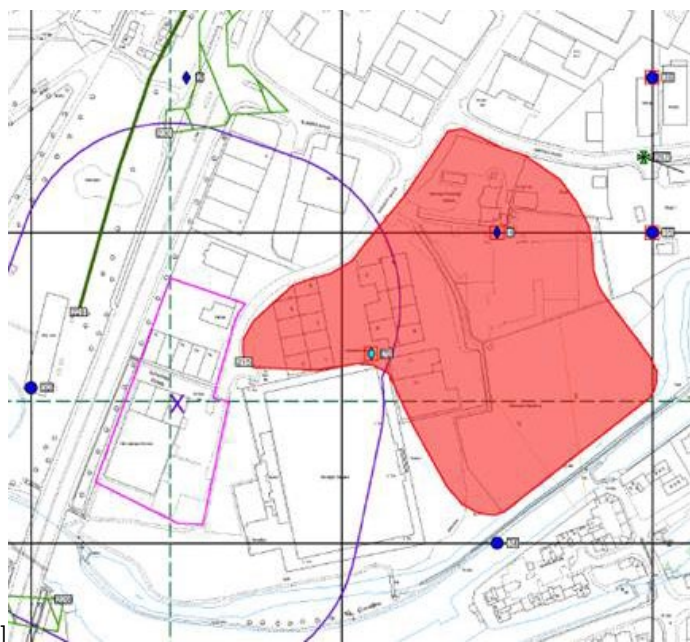


Figure 5 – Indicative extent of historic landfill²

- 4.29 Online data sources indicate the Site has soils of high leaching potential which can possibly transmit a wide range of pollutants. The Site is located within the Source Protection Zone III (total catchment area) of a potable water abstraction point located 1km west. Therefore, remediation works will need to be carefully planned to reduce the risk of mobilisation of contamination during site works.
- 4.30 The River Kennet to the south of the Site is a designated SSSI so is sensitive to development and discharges from development adjacent to it. Therefore, site drainage solutions should include measures to prevent the discharge of contaminants to the river.
- 4.31 The Site is within an area subject to a Noise Action Plan in accordance with Directive 2002/49/EC. This indicates that noise sensitive land uses should be located away from the A339 to the west of the Site. The masterplan incorporates a buffer zone in which noise attenuation measures could be located and which also serves to provide a separation distance between the residential areas and the A339.
- 4.32 The Site is located 525m north of the Newbury Air Quality Management Area (AQMA) located at the intersection of the A339 and St John's Road. Traffic generated by the development may have an effect on this AQMA, but this will need to be addressed at the application stage when traffic generation and assignment to the road network and likely vehicle composition is known.

² Planning application 19/01281/OUTMAJ

- 4.33 The area has considerable Mesolithic archaeology and evidence of medieval and post medieval activity. The Archaeologist's response to planning application 19/00278/RESMAJ (see Section 5) noted that an evaluation of this application site indicated much relatively modern made ground, and previous advice for 12/00772/XOUTMAJ was that there will be no significant impact on the archaeological resource from this proposal. However, given the large-scale redevelopment of the Site the need for further archaeological investigations should be considered likely.
- 4.34 Victoria Park is located on the west side of the A339 to the west of the Site and the park itself lies at the eastern portion of the Newbury Conservation Area. This Conservation Area also includes part of the River Kennett river valley and includes the southern fringes of the Site adjacent to the river. The set back of the residential area from the A339 also serves to protect the setting of the park although the provision of housing along this frontage provides the opportunity to improve the park setting through sensitive massing and façade design.
- 4.35 The Site is not located within the North Wessex Downs Area of Outstanding Natural Beauty. The Site is unencumbered by Tree Preservation Orders or Public Rights of Way and so these features are not a constraint on the masterplan.
- 4.36 The Site is within a consultation zone of an HSE registered facility as shown in **Figure 6**. This facility is the Calor Gas Limited, Newbury Calor Depot Ampere Road (parcel 13R). This is a Lower Tier facility but still requires the masterplan to respond to the risks associated with this facility. A number of parcels are located within the 'Inner' and 'Middle' zones and the HSE guidance on the types and density of development within these zones has been taken into account in the masterplan though further liaison with the HSE is recommended to fully understand the extent of the constraints as a result of this facility.

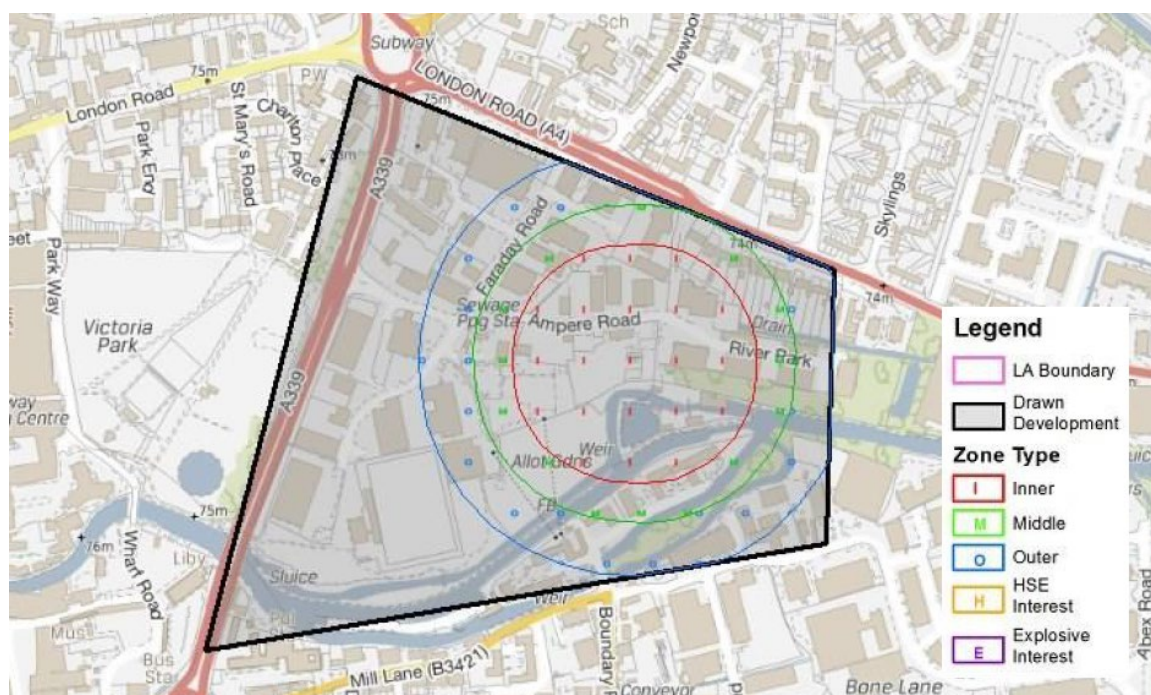


Figure 6 - HSE Consultation Zone Plan (courtesy: Health and Safety Executive)

- 4.37 It is also partly within an area with elevated radon potential, though this can be addressed through more detailed investigations and through detailed design if required.

5. Planning History

- 5.1 As noted previously, the Site comprises a total of 26 sub-parcels (labeled from 13A – 13Z) and as such has a broad planning history.
- 5.2 This section provides a summary of significant applications within the LRIE, and notable recent planning applications in the immediate vicinity. It is not intended to be a comprehensive review of planning history for the Site. Full details regarding the wider site history, including historic records which are not available online, are available through WBDC's Planning Department.

Relevant Planning Applications

- 5.3 **Table 2** below provides a summary of the most relevant applications on the site within the past circa 10 years. A brief summary of each is provided, as well as their current status. The information below was correct as of 3rd July 2020 and is based on the available information contained on WBDC's planning portal. This section is intended for background only and is not intended as a commentary on the appropriateness, deliverability or suitability of these proposals. A number of these proposals are particularly relevant to the formulation of a masterplan for the estate and are therefore discussed in further detail in later Sections of this document. The following planning history review has been arranged in accordance with the sub-parcel plan shown below in **Figure 7**.

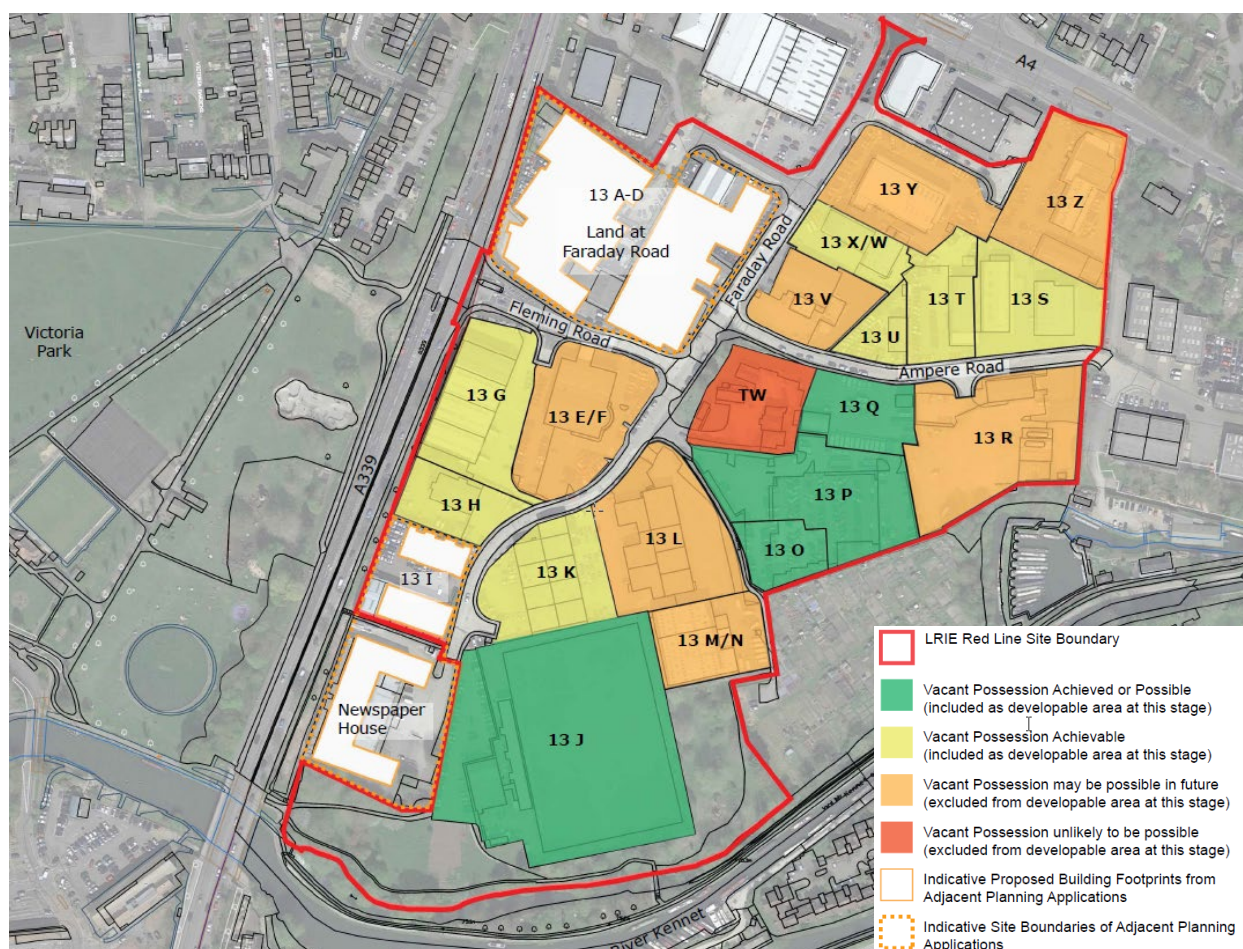



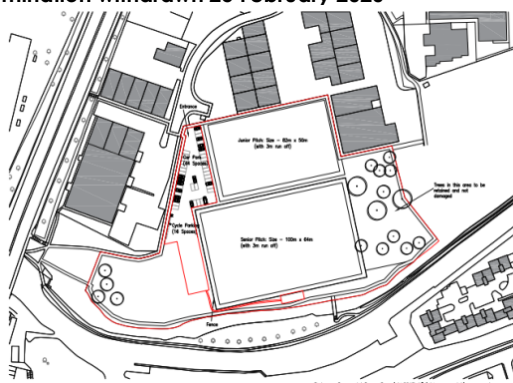


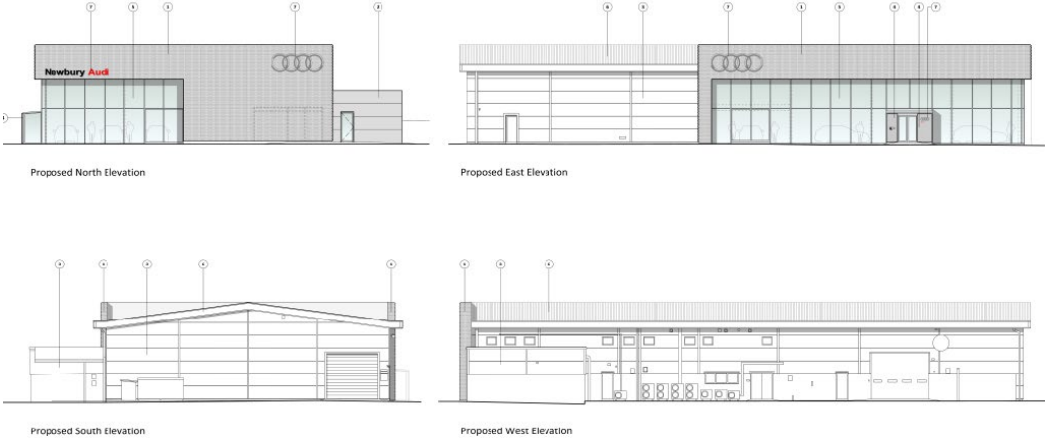

Figure 7 - LRIE - Sub-Parcel Site Plan

Table 2 - Relevant Planning Applications with LRIE

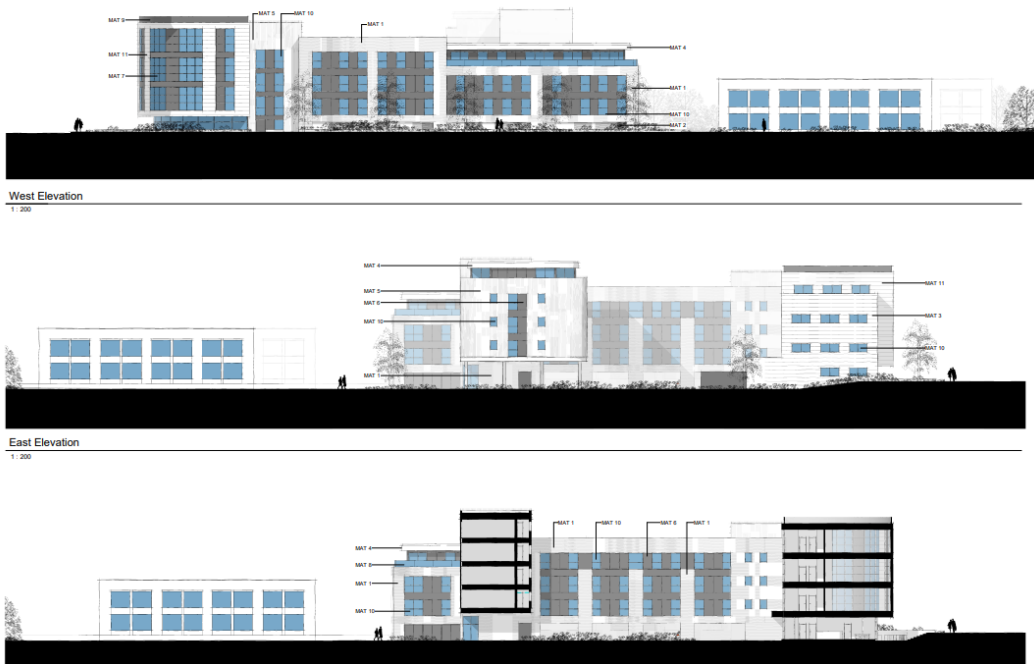
Parcel Ref. No	Application Summary
13 A-D (Land Off Faraday and Kelvin Road):	<p><u>12/00772/XOUTMA</u></p> <p>Mixed use redevelopment comprising approximately 26,554sqm (gross external) of floor space providing offices (B1), retail (A1), Financial and Professional Services (A2), hotel (C1), restaurant (A3), hot food takeaways (A5) motor dealership and residential apartments (160 units including 48 affordable) together with 330 car parking spaces, new junction on to A339, site access and ancillary development.</p> <p>Refused 28 August 2014 and allowed at appeal (ref: APP/W0340/W/14/3002040) February 2016</p>
	<p><u>18/01553/OUTMAJ</u></p> <p>Variation of conditions for phasing of the above outline development. This required, inter alia, submission of the reserved matters and submission of a phasing plan for approval within 3 months.</p> <p>Approved 14 December 2018</p>
	<p><u>19/00278/RESMAJ</u></p> <p>Reserved matters following outline application allowed on appeal 12/00772/XOUTM as varied by 18/01553/OUTMAJ.</p> <p>Approved 31 May 2019.</p>
	<p>Faraday Road Elevation 1 : 250</p> <p>A339 Elevation 1 : 250</p> <p>Fleming Road Elevation 1 : 250</p>

Parcel Ref. No	Application Summary
	<p><u>19/00891/OUTMAJ</u></p> <p>S73 application for the variation of Condition 6 - Phasing of previously approved application 18/01553/OUTMAJ: to allow for the development to be phased as detailed in the submitted schedule. As per Condition 1 the development must be begun on or before the 31 May 2021 (that being two years from the date of approval of the reserved matters).</p> <p>Approved 11 July 2019</p>
	<p><u>19/02095/NONMAT</u></p> <p>Non-material amendment to add a condition listing all approved drawings</p> <p>Approved 16 September 2019</p>
13 I & Newspaper House	<p><u>18/00797/OUTMAJ</u></p> <p>Outline permission for demolition of existing Newspaper House and industrial units and redevelopment of the site for 82 flats and office accommodation together with parking and associated works. Matters to be considered: Access, Appearance, Layout and Scale.</p> <p>Withdrawn 30 January 2020</p>
	<p><u>19/01281/OUTMAJ</u></p> <p>Outline permission for demolition of existing Newspaper House and commercial buildings and redevelopment of the site for 71 flats and office accommodation together with parking and associated works. Matters to be considered: Access, Appearance, Layout and Scale.</p> <p>Committee Resolution to Refuse: 5 February 2020 – Appeal started 2 July 2020</p>
	 <p>EXISTING SITE SECTION</p> 
	<p><u>18/01234/FUL</u></p> <p>Partial change of use from B1 to A3 (46sq.m). Conversion of existing loading bay to create shop front with canopy behind shutter and outside cafe seating area. Vent for extraction system.</p> <p>Approved 28 June 2018</p>
	<p><u>18/00792/FUL</u></p> <p>Change of use of existing motor dealership Unit 6 (Sui Generis) to Offices (B1 (a)) with associated parking.</p> <p>Approved 9 July 2018</p>

Parcel Ref. No	Application Summary
13 J (Newbury Football Club)	<p><u>19/00814/FUL</u></p> <p>Creation of 4 x multi-use games areas with replacement gates and new fencing; 8 x new floodlights (replacing existing 6 x floodlights). Application by West Berkshire Council</p> <p>Withdrawn 27 February 2020</p> 
	<p><u>18/00603/COMIND</u></p> <p>Renewal and expansion of existing football pitch including artificial pitches. Application by Newbury Community Football Group CIC.</p> <p>Appeal against non-determination withdrawn 25 February 2020</p> 
	<p><u>18/00604/OUT</u></p> <p>Outline permission for replacement of clubhouse and stand at Newbury Football Ground. Matters to be considered: Access and Layout. Application by Newbury Community Football Group CIC.</p> <p>Appeal against non-determination withdrawn 25 February 2020</p>
	<p><u>18/02046/DEMO</u></p> <p>Application for prior notification for demolition of spectator stand</p> <p>Prior Approval not Required – 14 September 2018</p>

Parcel Ref. No	Application Summary
<p>13 Y (Ridgeway Audi)</p>	<p><u>19/01420/FUL</u></p> <p>Refurbishment of existing showroom through the revision and re-configuration of ground and first floor accommodation, along with the rationalisation of the elevations. Proposals also include new external lighting.</p> <p>Approved – 7 August 2019</p>  <p>Proposed North Elevation</p> <p>Proposed East Elevation</p> <p>Proposed South Elevation</p> <p>Proposed West Elevation</p>
<p>13 P (Former Council Offices Site)</p>	<p><u>18/03417/FUL</u></p> <p>Change of use of former Council Offices site from B1 use to Sui Generis (Car Sales)</p> <p>Withdrawn 7 February 2019</p> <p><u>19/00463/FUL</u></p> <p>Change of use of former Council Offices site from B1 use to Sui Generis (Car Sales). The application proposed a car sales area, with space for customer parking, deliveries and car washing</p> <p>Approved 24 October 2019</p> 

Notable nearby Applications

Parcel Ref. No	Application Summary
115 London Road	<p><u>16/00924/OUTMAJ</u></p> <p>Erection of 35 flats [10 affordable] with 1700m2 of office space and associated access and parking on the application site which is the north west section of the LRIE. This was an outline planning application with matters of access, scale and layout included.</p> <p>Approved on 1 November 2016</p>
	<p><u>17/01892/RESMAJ</u></p> <p>The appearance and landscaping reserved matters.</p> <p>Approved 31 October 2017</p>
	<p><u>19/02006/REM</u></p> <p>Amended reserved matters for appearance only were approved in September 2019.</p> <p>Approved 30 September 2019</p>
	 <p>West Elevation 1:200</p> <p>East Elevation 1:200</p>

6. Policy Framework

6.1 The planning policy framework affecting the sites comprises the following:

- The National Planning Policy Framework; and
- The WBDC Development Plan.

National Policy Context

6.2 The NPPF is a material consideration in the determination of planning applications. It sets out the Government's planning policies for England and how they are to be applied. The core message of the NPPF is a 'presumption in favour of sustainable development'.

6.3 The NPPF supports a plan-led approach and places great emphasis on the need for Authorities to have up to date plans in place. Development proposals that accord with an up to date development plan should be approved without delay. Where the development plan is absent, silent, or out-of-date, the default position is for permission to be granted, unless any adverse impacts of granting permission would significantly and demonstrably outweigh the benefits or where specific NPPF policies indicate that development should be restricted.

The NPPF requires that due weight should be given to relevant policies in adopted plans according to their degree of consistency with the NPPF (the closer the policies in the plan to the policies in the framework, the greater the weight they should be given). Limited weight may also be afforded to emerging planning policies according to their stage of preparation and consistency with NPPF policies.

Emerging Government Guidance

Use Classes Order

6.4 Coming into force on 1st September 2020, the Town and Country Planning (Use Classes) (Amendment) (England) Regulations 2020 (2020 No. 757) will generate significant changes to the way the Use Classes Order will be applied in future. In short, the regulations seek to 'amend and simplify' the system of 'town centre' use classes in England by creating a new broad Use Class E 'Commercial, Business and Service' which incorporates:

- Retail (previously A1)
- Restaurant (previously A3)
- Financial and professional services (previously A2)
- Offices (previously B1(a))

6.5 Along with other uses previously in Class D1 & D2 and other uses which are 'suitable for a town centre area' Class E will soon include:

- Indoors sport, recreation and fitness facilities (previously D2)
- Medical and health facilities (previously D1)
- Creches and day nurseries (previously D1)
- Research and development facilities (previously B1 (b))
- Light industrial uses (previously B1 (c))

6.6 The implications of the forthcoming changes to the Use Class Order will likely provide additional future flexibility for developers and/or leasees as buildings or sites which were restricted to a particular lawful use may potentially be able to change the use of land or a building without the need for planning permission. It is still unclear how or if Local Planning Authorities will choose to seek ways to control land use where a new E Use Class is present and this will need to be monitored as updated Guidance is provided by Government. It is also important to note that whilst changes within a singular Use Class do not constitute development (and thus will not require Planning Permission), existing planning condition/S106 restrictions are likely to still be enforceable on existing developments and uses. As such, this would need to be reviewed for each given case.

Government's *Planning for the future* Consultation

6.7 It should be noted that on the 6th of August the Ministry of Housing, Community & Local Government released the '*Planning for the future*' White Paper for consultation. The consultation proposes reforms of the planning system to streamline and modernise the planning process, bring a new focus to design and sustainability, improve the system of developer contributions to infrastructure, and ensure more land is available for development where it is needed. Consultations on the Government's reforms to the England Planning System will carry through the 29th October 2020 and therefore the impacts on any future redevelopment of the Site are still unclear, albeit noting they would not be expected to impact the future redevelopment potential of the Site in the short or long-term.

WBDC Development Plan

6.8 The WBDC Development Plan is currently made up of the following documents:

- Core Strategy Development Plan Document (2006 - 2026) adopted July 2012;
- Housing Site Allocations Development Plan Document adopted May 2017; and
- West Berkshire District Local Plan 1991 - 2006 (Saved Policies 2007) as amended in July 2012 and May 2017.

6.9 The Council also has several adopted Supplementary Planning Documents and Guidance which would be material considerations in the determination of future planning applications:

- Sustainable Drainage Systems SPD (Dec 2018)
- Planning Obligations SPD (Dec 2014)

- Quality Design - West Berkshire SPD (June 2006)

Emerging Policy Context

- 6.10 WBDC is currently undertaking their Regulation 18 consultation on the 'West Berkshire Local Plan Review to 2036'. As per the Council's current Local Development Scheme (April 2020), the Council is expected to complete the Regulation 18 consultation in September 2021, with the Regulation 19 publication of the proposed submission documents in May 2021. Following Regulation 19 consultation, the Council is expecting to submit their Draft Local Plan to the Secretary of State for Examination in Public in October 2021, with adoption of the updated Local Plan to be completed in December 2022.

Adopted Policy Context

- 6.11 The following policy designations apply to the Site (as per the WBDC Core Strategy Proposals Map as shown in **Appendix III**):
- Newbury Settlement Boundary (Policy C1);
 - Protected Employment Area;
 - Flood Zone 2; and
 - Flood Zone 3.
- 6.12 The redevelopment of the London Road Industrial Estate is a long-held vision of the Council, as originally set out in the Newbury Vision 2025 document (2003) and taken forward to the end of the current Plan period in the Newbury Vision 2026 document (2014). This envisions mixed-use redevelopment of the Site for the regeneration of existing employment uses and high-quality town centre residential units to make better use of this important gateway site. The Adopted Core Strategy is informed by this Vision.
- 6.13 Core Strategy Area Delivery Plan Policy 2 (Newbury) states that Newbury will deliver approximately 5,400 new homes over the plan period, contributing to its role and function as the largest urban area in WBDC. It recognises that there is significant development potential on previously developed land, particularly in the town centre and periphery. Newbury will be the main focus for business development over the plan period.
- 6.14 Protected Employment Areas, especially those in more accessible locations, will play a vital role in meeting the existing and future economic demands of the District. Regeneration of the Site immediately to the east of the town centre for mixed use and office developments is envisioned to create additional jobs and improve the environment of this part of the town. The appearance of key gateways to the town will be improved providing an enhanced identity for the town.

London Road Industrial Estate

- 6.15 Core Strategy Policy CS9 (Location and Type of Business Development) states that the Council will seek to facilitate and promote the growth of employment uses in the District by managing the growth of B1 floorspace to meet future requirements; managing the reduction of land for B2 uses whilst ensuring a sufficient supply is maintained; and the retaining suitably located sites for B8 uses. Any such B class uses will generally be directed to the District's Protected Employment Areas and assessed against their compatibility

with surrounding land uses, and the capacity and impact that proposals would have on the surrounding road network. A range of types and sizes of employment sites and premises will be encouraged. Proposals for business development should be in keeping with the surrounding environment, not conflict with existing uses, and promote sustainable transport. The Council will also promote the intensification, redevelopment, and upgrade of existing, vacant employment sites and premises for business development.

- 6.16 Core Strategy Policy CS9 also seeks to direct B1 office uses towards town and district centres. If no suitable sites are available for B1 uses within existing centres, then the sequential approach should be utilised, with the next preferable location being in edge of centre locations, or Protected Employment Areas.
- 6.17 Core Strategy Policy CS9 states that Protected Employment Areas are designated for B Use Classes. Proposals for employment-generating uses other than B class uses within Protected Employment Areas will be favorably considered where these would be complementary to the existing business uses in that location, and consistent with the integrity and function of the location for employment purposes. The supporting text recognises that the Site has the potential for redevelopment and the ability to deliver a greater employment base for the District (para. 5.53).
- 6.18 Within the Council's Housing and Site Allocation DPD (2017), the LRIE was not allocated but rather identified as an 'Area of Regeneration'. The supporting text further highlights the Council's vision for the redevelopment of the LRIE. The Site was described as not being efficiently laid out and that it did not provide an attractive environment for modern day use. It is not entirely clear why the Site was not allocated as part of the Site Allocation DPD, however, it was stated that the Site was included as an 'Area of Regeneration' within the DPD in order to make clear the Council's intentions and to add further potential flexibility into the housing provision.
- 6.19 The Housing and Site Allocation DPD states a key aspiration of the regeneration is to increase the type and level of employment opportunities on the Site, including the potential to provide a high quality office environment to supplement current office provision in Newbury Town Centre and to attract inward investment. This approach was considered to positively respond to the imbalance in employment uses identified within the adopted Core Strategy (para 2.11). The wider LRIE site, both that within the protected employment area and that beyond, was stated to have potential for mixed-use development, including a mix of employment-generating uses and other appropriate commercial uses, and opportunities to provide residential development which could deliver additional homes in an attractive and sustainable environment within walking distance of Newbury town centre.
- 6.20 Core Strategy Policy CS1 (Delivering New Homes and Retaining the Housing Stock) highlights that new homes are to be primarily developed on sites which meet the following criteria:
- Suitable previously developed land within settlement boundaries;
 - Other suitable land within settlement boundaries;
 - Strategic sites and broad locations identified on the Core Strategy Key Diagram; and
 - Land allocated for residential development in subsequent Development Plan Documents.

- 6.21 Although the Site is not currently allocated for redevelopment, the Housing and Site Allocation DPD identifies it as an 'Area of Regeneration'. It recognises that the Site has scope for comprehensive regeneration in order to maximise its potential (para 2.6). The key aspiration of regeneration of the Site is to increase the type and level of employment opportunities on the Site, including the potential to provide a high-quality office environment to supplement current office provision in Newbury Town Centre and to attract inward investment (para 2.11). The DPD recognises that the Site has potential for mixed-use development, including a mix of employment-generating uses and other appropriate commercial uses, and opportunities to provide residential development which could deliver additional homes in an attractive and sustainable environment within walking distance of Newbury town centre (para 2.12).
- 6.22 The adopted policy context for the Site is outlined within Section 7 (Development Principles), including how these will inform the masterplanning for the Site.

Housing Need and Supply

- 6.23 The NPPF expects plan-making authorities to follow the standard approach for assessing local housing need, unless there are exceptional circumstances that justify an alternative. The methodology has been published as part of the PPG on housing and economic needs assessment.
- 6.24 As per the adopted Core Strategy, there is an objective to deliver 10,500 homes across West Berkshire between 2006-2026 (525 homes per annum), of which 5,400 (270 per annum) are envisioned to be located in Newbury (as per Core Strategy Area Delivery Plan Policy 2 - Newbury).
- 6.25 As per the Council's recently released Housing and Employment Land Availability Assessment (HELAA) (February 2020) and based on utilising Government's new standard methodology, the updated Local Housing Need (LHN) as of December 2019 for West Berkshire is 520 dwellings per annum (9,360 homes over the 2018 to 2036 plan period).
- 6.26 As a cautious approach, WBDC are utilising an LHN range of between 551 to 631 dwellings per annum (9,981 – 11,358 over the Local Plan Review period to 2036) which needs to be planned for as part of the Local Plan Review. The Council has also clarified that the lower end of this range will be the LHN figure, calculated using the standard approach at the date of the submission of the draft Local Plan for Examination in Public, so the 551 homes per annum figure is likely to be updated prior to the indicative Local Plan Review submission date of October 2021.
- 6.27 As of March 2018, the housing supply position for WBDC is as follows:

Housing Supply Position – March 2018	No. of dwellings
Outstanding dwellings with permission	
Allocated sites	1,395
Non-allocated sites	2,793
Allocations without permission (March 2018)	2,570 – 2,625 approx.
Windfall allowance	1,600 approx.
Total (incl. windfall allowance)	8,358 - 8,413

- 6.28 With a LHN requirement of 9,918 - 11,358 dwellings and taking account of the current supply position, the initial indication is that the Local Plan Review will need to identify sites or broad locations to meet an additional requirement of 1,560 - 2,945 dwellings (87 – 163 dwellings per annum) over the period to 2036, which the allocation of the Site for residential-led mixed-use development would make a significant contribution towards.

Employment Need

- 6.29 The Western Berkshire Economic Development Needs Assessment (WBEDNA) (October 2016) identified various levels of need for new offices up to 2036 under different employment growth scenarios. Given more recently published government policy and planning guidance, and the publication of more up to date economic forecasts, the Council has commissioned consultants to prepare an Employment Land Review (ELR) to inform the review of economic development and employment land policies. The ELR is nearing completion and will be published later this year. It will assess the future demand and need for office floorspace. Until such time as this work is completed, the Council cannot yet say what the identified need is. The HELAA will be updated to reflect the need for office floorspace once known.
- 6.30 The Western Berkshire EDNA also calculated need for industrial and warehouse floorspace to 2036. The ELR will also update this work and assess the future need and demand for industrial floorspace. Until such time as this work is completed, the Council cannot yet say what the identified need is, nor identify preferred locations for accommodating potential new employment land to meet defined needs. The HELAA will be updated to reflect the need for office, industrial and warehouse floorspace once known.

Housing and Economic Land Availability Assessment

- 6.31 All local planning authorities are required by national planning policy and guidance to maintain an up-to-date picture of the amount of land that is available for new development, including land for housing and economic development. The Call for Sites process provides promoted sites to be assessed by the Council as part of its Housing and Economic Land Availability Assessment (HELAA). The HELAA assesses potential development sites against a set of specific criteria to help determine if a given site should be allocated for a particular type of future development.
- 6.32 The LRIE site was submitted as part of the WBDC Call for Sites and has been reviewed by WBDC policy officers to inform the HELAA. The Council's initial findings related to Development Potential, Suitability, Availability and Achievability are summarised as follows:

HELAA Guidance	Topic	HELAA Comments
Development Potential	Residential Uses	<p>Site Area/Land Take: 3.1 hectares</p> <p>Developable Area: 60%</p> <p>Developable Area: 1.86 hectares</p> <p>Density Ranges: 35 (houses); 70-90 (flats); 50 (mix)</p> <p>Site Issues: Fluvial flood risk, high groundwater levels, surface water flow paths, SSSI along southern boundary.</p> <p>Development Capacity: 30 houses OR 130-167 flats OR 93 dwellings</p>

HELAA Guidance	Topic	HELAA Comments
		(mix of flats and houses) but highlight there are known issues exist which may reduce these numbers
	Non-Residential Uses	<p>Plot Ratio (Industrial B1c/B2/B8): 0.4</p> <p>Development Capacity (Industrial B1c/B2/B8): 12,400sqm</p> <p>Plot Ratio (Office B1a): 0.6</p> <p>Development Capacity (Office B1a): 18,600sqm</p>
Suitability	Highways/ Access	Highways England has advised that individually the site would unlikely materially impact the operation of the strategic road network.
	Flood Risk	<p>Low to high probability of flooding on the site.</p> <ul style="list-style-type: none"> - Flood Zone 3b (1.1% of site) Residential development should not be permitted in the functional floodplain. - Flood Zone 3a (67.5% of site) High probability of flooding. Sequential test and exception test required. - Flood Zone 2: (13% of site) Medium probability of flooding. Sequential test required. - Flood zone 1: (18.4% of site). Low probability of flooding. <p>Officers comments: Partially developable but due to very high ground water levels over whole site and the risk of some surface water flood flow paths, infiltration Sustainable Drainage Systems and below ground attenuation storage will not be acceptable. Therefore, significant space will be needed for at-ground level Sustainable Drainage Systems. Green Sustainable Drainage Systems would be most appropriate.</p>
	Air Quality, Pollution & Contamination	The A4, A339, and Newbury Air Quality Management Area are nearby. Significant risk of Particulate Matter and Nitrogen Dioxide. High risk of contamination. High risk of noise and vibration problems to future occupants from road and commercial uses, and high risk to current neighbours from commercial uses.
	Environmental	<p>Site may be suitable if appropriate mitigation and avoidance measures are provided.</p> <p>Due to proximity of site to Site of Special Scientific Interest along southern boundary, buffer will be required.</p> <p>Site is within 0.5km of River Lambourn Special Area of Conservation. There is a risk of harmful impacts on Special Area of Conservation if adequate mitigation measures are not implemented.</p> <p>Up to date ecological surveys will therefore be needed to establish current site conditions, the presence of any protected species at the site, and if there are mitigation and avoidance measures.</p> <p>Net-gain in biodiversity should be delivered.</p>
	Heritage	A very small section of the southern part of the site lies within Newbury Conservation Area. The Conservation Area lies adjacent to the western and part of the eastern site boundaries. There is the potential for harm, although given the mature trees along eastern boundary of Victoria Park and the intervening A339, the impact is likely to be minimal.

HELAA Guidance	Topic	HELAA Comments
	Archaeology	Numerous prehistoric finds suggestive of settlement. Very significant for the Mesolithic period. Desk-based assessment to better understand archaeological potential and survival. Fieldwork techniques to better understand the Mesolithic potential may be necessary.
Availability	-	<p>Confirmation that site is available subject to Council resolution as landowner.</p> <p>Redevelopment may involve the relocation of existing businesses, which may affect viability. Existing high value lease businesses (car showrooms) will remain unaffected by development both due to the cost of relocation and the positive contribution they make to the Estate. Further information required on details of leases.</p> <p>1-5-year timeframe for site being brought forward for development. 10 year for build-out of site.</p>
Achievability	-	<p>The site is not owned by a developer, but officers are aware that a development brief is being prepared.</p> <p>Suggestions that potential cost factors and high risk of contamination on site could constrain delivery of the site.</p>

7. Development Principles

- 7.1 This section outlines the development principles that have been utilised to inform the baseline and comprehensive masterplans for the Site which are presented in detail within Section 8 and Appendix II of this report.
- 7.2 The development principles are based on the currently adopted national and local policy framework for WBDC. As referenced in Section 6 of this report, WBDC are currently reviewing their local plan and therefore the following development principles would need to be reviewed as the WBDC Local Plan Review progresses towards adoption, which we note is currently projected to be in late 2022.
- 7.3 Redevelopment should realise the Council's long-term strategic vision of creating a new urban quarter within the LRIE Site. The WBDC Core Strategy sets out the NPPF objective for sustainable development and states that the Core Strategy Vision aims to build upon the existing settlement pattern and direct most development to those urban areas which have the infrastructure and facilities to support sustainable growth. Core Strategy Area Delivery Plan Policy 2 identifies Newbury as a focus for this growth. Saved Local Plan Policy OVS.1 states that 'The Council will follow the existing settlement pattern and hierarchy found within the district area in seeking sustainable locations for development which minimise the need to travel and with appropriate access to public transport services and other community facilities. In this context the Council would prefer to see the redevelopment of brownfield sites (land previously developed) than the use of 'greenfield' (undeveloped) land. The baseline and comprehensive masterplans for the Site can be seen to accord with the broad sustainable development objectives of Council and national policy.
- 7.4 Redevelopment of the Site should comprise the following:
- Phased redevelopment of all existing plots once vacated.
 - Residential uses are to include a mix of unit types, sizes and tenures that respond to local needs/requirements, complement existing and pipeline local supply, and contribute to achieving a mixed and balanced new sustainable community in Newbury.
 - An acceptable level of reprovided employment uses across the Site, which could include associated retail/service uses and residential uses on upper floors, where practical.
 - Appropriate parking for the proposed uses.
 - New sustainable transportation infrastructure that provides connections to the Town Centre and nearby public transportation hubs.
 - Provision of public open space for new residents which complements and contributes to Newbury's network of linked green infrastructure.
 - Sustainable design/construction and energy as set out in the Core Strategy and other pertinent Planning Guidance.

Housing

- 7.5 The vision for the Site is that residential uses can be incorporated across the Site alongside employment-generating uses as part of a comprehensive regeneration of the estate.

Housing Quantum

Relevant Considerations

- 7.6 The relevant considerations for determining the appropriate amount of housing are as follows:
- The NPPF requirement to boost significantly the supply of housing (para. 59) which includes a requirement on local planning authorities to meet local housing needs in their area and maintain a supply of deliverable sites to meet five-years' worth of housing requirements.
 - The currently stated WBDC target is to deliver between 551 to 631 new homes per annum within the District – noting this range is subject to being updated prior to submission of Local Plan to 2036 for Examination in Public in October 2021.
 - Highway infrastructure capacity.
 - Policy requirements associated with high-quality design; residential density; mix of housing sizes, types and tenures; land required for other land uses; and transport/highway infrastructure capacity.

Development Principles

- 7.7 Subject to the Council allocating the site for housing development as part of the Local Plan Review to 2036, the Council may expect housing to be the principal future land use on the Site. The Site is currently designated a Protected Employment Land, and therefore the principle of residential development at the Site is not yet supported in policy terms.
- 7.8 Should the policy designation for the Site change from Protected Employment Land to enable a mixed-use approach across the site, then a design-led approach should be taken to establish the appropriate amount of housing on the sites having regard to policy requirements associated with high quality design; density; mix of housing sizes, types and tenures; land required for other land uses; and infrastructure capacity (particularly highway). The provision of new housing should significantly contribute to the current Local Housing Need target of 551 to 631 homes per annum across the District.

Mix of Housing Types, Tenures and Sizes

Relevant Considerations

- 7.9 The relevant considerations in determining the appropriate tenure mix are as follows:
- The NPPF requires planning authorities to ensure that their local plan meets their local housing needs for different groups in the community and be reflected in planning policies, including but not limited to affordable housing, families with children, older people, students, people with disabilities, service families and people who rent their homes (para 61). Policies and proposals should therefore include

the delivery of a wide choice of high-quality homes to ensure the delivery of inclusive and mixed communities.

- Core Strategy Policy CS4 (Housing Type and Mix) does not provide specific policy requirements for housing type and unit mix, but rather states that housing development will be expected to deliver an appropriate mix of dwelling types and sizes to meet the identified needs of the District based on evidence of current housing needs assessments or other relevant evidence sources. Developments will make efficient use of land with greater intensity of development at places with good public transport accessibility. Higher densities above 50 dwellings per hectare may be achievable in town centres, particularly in parts of Newbury town centre, and along main transport routes and close to transport nodes.
- Core Strategy Policy CS6 (Affordable Housing) requires affordable housing to be provided on sites that propose greater than 5 dwellings, subject to economic viability, site suitability and units to be delivered. For previously developed sites that propose 15 dwellings or more or are greater than 0.5 hectares in area, 30% provision will be sought. The Council will seek a 70% social rented and 30% intermediate affordable split for affordable housing.
- West Berkshire's most recent Strategic Housing Market Assessment (February 2016), which is subject to updated guidance while the Local Plan Review to 2036 progresses, suggests that the current housing needs for the Western Berkshire Housing Market Area comprise the following:

	1-Bed	2-Bed	3-Bed	4+-Bed
Market	5-10%	25-30%	40-45%	20-25%
Affordable	30-35%	30-35%	25-35%	5-10%
All Dwellings	15%	30%	35%	20%

- Further updated evidence of local housing needs/requirements, recent completions, and committed supply is set out in the West Berkshire Annual Monitoring Report 2018 (January 2020), but is subject to annual review by the Council.

Development Principles

- 7.10 As the Council does not provide specific unit mix or housing type requirements within policy, the masterplan seeks to provide an acceptable mix based on local needs and market considerations, including the requirement to provide a compliant level of affordable housing provision.
- 7.11 The Council will expect the maximum viable proportion of affordable housing to be provided, having regard to the Council's 30% target for previously developed land. Future applicants will be strongly encouraged to exceed this policy target.
- 7.12 As a starting point the Council will require an affordable mix of 70% Social Rent and 30% Intermediate tenures in line with up to date policy targets. However, the Council may welcome a greater proportion of

intermediate tenure units in order to achieve a more balanced tenure mix to reflect objectives of extending home ownership opportunities.

Residential Densities

Relevant Considerations

7.13 The relevant considerations in determining appropriate residential densities are as follows:

- The NPPF requires that development makes efficient use of land, taking into account identified needs and housing types, local market conditions and viability, the availability and capacity of infrastructure and services, maintaining local character and ensuring development is well-designed, attractive and healthy (para. 122). The NPPF also suggests that where Authorities have an existing or anticipated shortage of land to meet housing needs, that Authorities should avoid homes being built at low densities, and that policies support the optimisation of land through adopting minimum density standards and where appropriate applying density ranges in particular areas that reflect the accessibility and potential of sites (para. 123).
- Core Strategy Policy CS4 (Housing Type and Mix) states developments will make efficient use of land with greater intensity of development at places with good public transport accessibility and that higher densities above 50 dwellings per hectare may be achievable in town centres, particularly in parts of Newbury town centre, and along main transport routes and close to transport nodes.
- West Berkshire has also released an updated 'Density Pattern Book' which was last reviewed for the 2013 SHLAA. WBDC is currently updating its Local Plan, and this capacity assessment tool forms an important element of the HELAA process, as well as informing discussions with landowners and site allocations. The Density Pattern Book would classify the LRIE as a 'Large Town (Near Main Routes)' which supports 35dph for houses, 70-90dph for flats, and 50dph for mixed of flats and houses. The Density Pattern Book also suggests that large sites >5ha would have a net developable area of 60%.

Development Principles

7.14 Based on the Council utilising the 'Density Pattern Book' as part of its HELAA site assessments, the masterplan will utilise the suggested density ranges for 'Large Town (Near Main Routes)' which supports flatted developments at a range between 70dph-90dph.

Housing Specification

Relevant Considerations

7.15 The relevant considerations in determining appropriate housing specifications are as follows:

- The NPPF requires planning authorities to ensure that their local plan meets their local housing needs for different groups in the community such as families with children, older people, students, and people with disabilities (para 61).
- There are no current local policies related to internal floorspace standards, therefore development should be brought forward in accordance with the Government's Nationally Described Space Standards (NDSS) (2015) or subsequent updated standards.

- Local Plan Saved Policy HSG.8 (Housing to Meet the Needs of Disabled People) requires appropriate features to be incorporated into new housing to meet the needs of people with disabilities in accordance with current Building Regulations 2010 (as amended) to design to the specification for M4(2) and M4(3) categories. There is no specific ratio for the amount of accessible units required within policy, but it is expected that a 10% provision will be included as part of the Local Plan to 2036 update in line with industry practice.
- West Berkshire's Quality Design SPD also highlights that residential amenity be considered as part of development proposals. This requires that separation distances of at least 9m be provided between the frontages of buildings, 21m be provided between rear facing facades, daylight and sunlight considerations are taken into account, 25sqm of communal open space be provided per 1 or 2 bed flatted units and 40sqm of communal open space be provided for 3 bed+ units.
- The NPPF also highlights that new development should be planned for in ways that avoid increased vulnerability to the range of impacts arising from climate change. When new development is brought forward to help to reduce greenhouse gas emissions, such as through its location, orientation and design. Any local requirements for the sustainability of buildings should reflect the Government's policy for national technical standards (para. 150).
- Core Strategy Policy CS15 (Sustainable Construction and Energy Efficiency) highlights that new residential development should meet the 'Code for Sustainable Homes Level 6' – albeit noting these technical standards have now been withdrawn by the Government and new development must be built in accordance with the up-to-date Building Regulations. All major development should also meet the Government's Zero Carbon targets or other Government aspirations which are subject to change.

Development Principles

7.16 Based on the relevant considerations, the Council will expect the following standards to be achieved:

- All homes to meet/exceed the minimum internal floorspace standards set out in the NDSS (2015) or subsequent updated standards.
- 10% of homes to be fully wheelchair accessible in accordance with M4(3) of the Building Regulations (2010 as amended).
- 100% of homes would be expected to meet Lifetime Homes standards.
- Provision of adequate private and outdoor communal amenity space for all new homes; for flatted developments this could mean the provision of roof level amenity spaces. The currently adopted guidance suggests a minimum acceptable level of provision of 25sqm per 1 or 2 bed units and 40sqm per 3 bed+ units for communal outdoor space.
- All homes/developments to be designed to meet up to date Building Regulations in terms of environmental performance and Zero Carbon targets.

Employment

- 7.17 The Council will likely welcome additional B1 employment uses as part of any redevelopment and will expect new residential development to be served by appropriate information/communications utilities in order to support local employment (including home working).

Relevant Considerations

- 7.18 The relevant considerations in determining the appropriate amount, type, form and location of any retail development are as follows:
- The NPPF requires Authorities to set out a clear economic vision and strategy which positively and proactively encourages sustainable economic growth, having regard to Local Industrial Strategies and other local policies for economic development and regeneration. Authorities should also set out policies and criteria within local plans and identify strategic sites to meet anticipated needs over the plan period. Policies should also be flexible enough to accommodate needs not addressed within the local plan (para. 81).
 - The Site is designated as a Protected Employment Area. Core Strategy Policy CS9 states that Protected Employment Areas are designated for B Use Classes. Proposals for employment-generating uses other than B class uses within Protected Employment Areas will be favorably considered where these would be complementary to the existing business uses in that location, and are consistent with the integrity and function of the location for employment purposes. The supporting text recognises that the London Road Industrial Estate has the potential for redevelopment and the ability to deliver a greater employment base for the District (para 5.53).
 - Local Plan Saved Policy ECON.1 (Retention of Existing Employment Sites) seeks to retain key employment sites. Redevelopment of existing employment uses will be permitted where redevelopment proposals are of a scale and character appropriate to the surrounding environment, the proposals do not negatively harm transport infrastructure or environmental features.
 - Subject to any changes in policy as part of the Local Plan Review to 2036, the LRIE site is currently protected for employment related uses.

Development Principles

- 7.19 Employment-related uses should be reintegrated within the broader site masterplan and a sufficient quantum of employment floorspace should be reprovided to achieve similar employment density across the site.
- 7.20 The masterplan has been developed under the assumption that the site will likely be allocated for mixed-use residential-led redevelopment as part of the Local Plan Review to 2036 therefore a net loss in employment floorspace may be needed, but could be offset by the introduction of B1 uses that have higher employment density ratios.
- 7.21 B1a Office uses should be located in highly visible locations to meet commercial requirements and B1c/B2/B8 uses should be located in suitable accessible locations (i.e. to accommodate HGVs potentially needing to access the sites).

Community Facilities

Relevant Considerations

7.22 The relevant considerations in determining potential provision of community facilities is as follows:

- The NPPF highlights planning policies and decisions should help provide social, recreational and cultural facilities and services the community needs, including the provision of shared spaces, community facilities (such as local shops, meeting places, sports venues, open space, cultural buildings, public houses and places of worship) and other local services to enhance the sustainability of communities. Councils should also take an integrated approach to considering the location of housing, economic uses and community facilities and services (para. 92).
- The NPPF also places great weight on the need to create additional school capacity to meet the needs of existing and new communities (para 94) and encourages an integrated approach to the location of housing, economic uses, and community facilities/services (para 70).
- Core Strategy Area Delivery Plan Policy 2 (Newbury) protects existing community facilities and where appropriate seeks to enhance such facilities.
- This proposed scale of development or the LRIE Call for Sites submission (i.e. 333 units) was considered modest and Council officers have confirmed that there is likely sufficient capacity currently in nearby schools to accommodate any future LRIE impacts. This will be dependent on the size of development and the mix of flats/houses that eventually proposed.
- Flats typically create lower impact, in particular in the older age groups. The primary schools in the area have capacity at present but there is no current capacity in local secondary schools. The timing of the development will also be key, as secondary numbers are expected to peak in September 2022 and 2023. Currently we have no capacity in years 2-6 at primary, but do have some capacity in years R & 1.

Development Principles

7.23 No specific community facilities would be proposed as part of the indicative masterplanning exercise. Any future integration of community facilities should be considered as part of the Local Plan Review to 2036 and as part of any future potential site allocation or site-specific planning application.

Open Space

Relevant Considerations

7.24 The relevant considerations in determining the planning potential for existing and proposed open space are as follows:

- The NPPF recognises (para 96) that access to high quality open spaces can make an appropriate contribution to the health and wellbeing of local communities. It requires local authorities to undertake robust and up to date assessments of the need for open space provision, which should determine what is required in new developments.

- Core Strategy CS18 (Green Infrastructure) states that new developments will make provision for high quality and multifunctional open spaces of an appropriate size and will also provide links to the existing green infrastructure network. The policy also highlights that the loss of green infrastructure will not be permitted unless an area of green infrastructure of equal or greater size is provided in an appropriate alternative location.
- Local Plan Saved Policy RL.1 (Public Open Space Provision in Residential Development Schemes) highlights public open space (POS) provision is required where >10 units proposed and should be provided on-site where feasible. The current guidance is between 3 - 4.3ha is to be provided per 1,000 population (*utilise 2.6 persons/dwelling) and that POS should be minimum 0.2ha in size.
- The Site is adjacent to Victoria Park and the River Kennet & Avon Canal Towpath, and as such is considered to have good access to existing open space that provides opportunities for recreation and leisure activities.

Development Principles

7.25 Development across the Site will be expected to provide open space in accordance with current policy guidelines. This could include, but not limited to the following:

- Local park/open spaces within the site plus pocket parks/small open spaces where practical. These could include a range of facilities including a Neighbourhood Equipped Area for Play (NEAP) and associated green space for passive recreation with associated nature conservation.
- New pedestrian and cycle routes to provide linkages to key destinations in the surrounding area such as:
- Tree planting (as part of Streetscaping works and development proposals) to enhance its nature conservation and aesthetic value.
- Improvements to existing parks and open spaces in the local area to supplement on-site provision where necessary.

7.26 The Council will likely encourage innovative solutions to providing an appropriate amount of high quality public open space on the Site, whilst balancing any such requirement with the need to make an efficient and effective use of the land in order to optimise its housing output in particular. Proposals that layer (allow the dual-use) of land for public open space, built development, and sustainable urban drainage infrastructure would be supported in principle (to include the provision of publicly accessible podium decks and green roofs over car parking areas, and active use of roofs), all of which would be subject to detailed design at the planning application stage.

Urban Design

General Requirements

Relevant Considerations

7.27 The relevant considerations in determining the urban design requirements include:

- The NPPF highlights that planning policies and decisions should ensure that developments will function well and add to the overall quality of the area, not just for the short-term but over the lifetime of the development; are visually attractive as a result of good architecture, layout and appropriate and effective landscaping; are sympathetic to local character and history, including the surrounding built environment and landscape setting, while not preventing or discouraging appropriate innovation or change (such as increased densities); establish or maintain a strong sense of place, using the arrangement of streets, spaces, building types and materials to create attractive, welcoming and distinctive places to live, work and visit; optimise the potential of the site to accommodate and sustain an appropriate amount and mix of development (including green and other public space) and support local facilities and transport networks; and create places that are safe, inclusive and accessible and which promote health and well-being, with a high standard of amenity for existing and future users and where crime and disorder, and the fear of crime, do not undermine the quality of life or community cohesion and resilience (para. 127).
- Core Strategy Policy CS14 (Design Principles) expects development to demonstrate the following design principles:
 - Create safe environments, addressing crime prevention and community safety.
 - Make good provision for access by all transport modes.
 - Ensure environments are accessible to all and give priority to pedestrian and cycle access providing linkages and integration with surrounding uses and open spaces.
 - Make efficient use of land whilst respecting the density, character, landscape and biodiversity of the surrounding area. Consider opportunities for a mix of uses, buildings and landscaping.
 - Consider opportunities for public art. Conserve and enhance the historic and cultural assets of West Berkshire.
 - Provide, conserve and enhance biodiversity and create linkages between green spaces and wildlife corridors.
 - Make a clear distinction between public and private spaces and enhance the public realm.
- Quality Design SPD highlights a number of design considerations that should be considered when designing new developments and includes guidance on height, scale and massing, roof form, materiality, frontage composition, boundary treatments, residential amenity considerations, and the location of parking (which highlights that underground or undercroft parking is preferred for higher density developments).

Development Principles

- 7.28 Optimising the development potential of the Site is dependent on high-quality design; therefore, the Council will expect the highest standards of design to be incorporated – which will be subject to detailed design at the planning application stage.
- 7.29 The masterplan will take into consideration the aspects of good design principles in the context of the site constraints associated with existing development and an established road network.
- 7.30 Buildings should generally be no greater than 5 storeys in height and should be cohesively arranged to ensure a positive townscape and scale can be delivered.

- 7.31 The layout of the Site will depend on when parcels become available for development, but consideration for each development plot will need to ensure mitigation can be provided to minimise impacts from the adjacent strategic road network, whilst also maximising opportunities for development to positively integrate with the existing green infrastructure and environmental features towards the southern portion of the Site such as the River Kennet & Avon Canal.
- 7.32 The Council may also in future require a site-wide Design Code to be prepared which should set out a detailed design guide that builds upon development parameters established under the proposed masterplan for the Site. This should include (not limited to): layout; building scale, density, massing and height; landscape and public realm; vehicle/pedestrian access/movement; and inclusive access.
- 7.33 The Quality Design SPD also highlights that new development should consider future development opportunities nearby leaving options open for later development to be implemented in a sensitive and complementary way. Development should therefore be delivered across the site in a strategic way which relates to adjoining sites and enables the Site to be delivered in a phased approach.

Transport

Relevant Considerations

- 7.34 The relevant considerations relating to transport are as follows:
- The NPPF recognises the role that transport plays in facilitating sustainable development and requires that needs are balanced in favour of sustainable transport modes, giving people a real choice in how they travel.
 - Core Strategy Policy CS13 (Transport) expects development that will generate a transport impact to be required to demonstrate the following:
 - Reduce the need to travel.
 - Improve and promote opportunities for healthy and safe travel.
 - Improve travel choice and facilitate sustainable travel particularly within, between and to main urban areas and rural service centres.
 - Demonstrate good access to key services and facilities.
 - Minimise the impact of all forms of travel on the environment and help tackle climate change.
 - Mitigate the impact on the local transport network and the strategic road network.
 - In addition, the following local and regional policies and guidance will also be considered:
 - Parking standards set out in the Housing Site Allocations DPD (2006-2026) – adopted May 2017;
 - West Berkshire District Local Plan (1991-2006) (Saved Policies 2007) – as amended in July 2012 and May 2017; and
 - Local Transport Plan for West Berkshire (2011-2026).

Development Principles

- 7.35 The Authorities require development proposals to be informed by a Transport Assessment (TA) with future travel demands controlled via robust Travel Plans for each land use. The TA/Travel Plans should form a key part of the evidence base that justifies the quantum of development on this Site. The scope of the TA should

be agreed with the Local Highway Authority. The outcomes of this assessment should determine the need for (and scope of) off and on-site transport infrastructure works needed to support the development (including walking and cycling).

- 7.36 The West Berkshire VISSIM Transport Model which covers the wider Site will be required to be used and analysed to determine the impacts of the development.

Access

- 7.37 Access arrangements into the wider site will be retained to allow all movements from A339/Fleming Road and A4/Faraday Road. This will help to limit any excess traffic on the 'Robin Hood' roundabout where the A4/A339 meets.
- 7.38 Vehicular access into individual plots will consider either retaining or rationalising access arrangements where possible and will ensure access into remaining units within the Site is still achievable. Walking and cycling permeability through the Site will be a key consideration of the internal road network and in particular, access to the Canal Towpath along the southern boundary of the Site should be enhanced.

Parking Provision

- 7.39 Housing Site Allocations DPD Policy P1 sets out residential parking standards, summarised as follows:

	Flats (+1 additional space per 5 flats for visitors)		
Bedrooms	1	2	3+
Zone 2	1.25	1.5	2

- 7.40 Existing car ownership data for the area around the Site has been investigated (see **Appendix IV**) and is considered more comparable to the development proposals. Based on this, a car ownership level of 0.79 spaces per household is considered more suited to the type of housing proposed, and with the addition of visitor parking, it is suggested that an average parking standard of 1 parking space per dwelling is proposed.
- 7.41 The West Berkshire District Local Plan (Saved Policies 2007) sets out non-residential maximum parking standards relevant to the Site. This sets out the following:

Land Use	Maximum Provision
Business (B1)	1 per 25m ² up to 2500m ² 1 per 30m ² above 2500m ²
General Industry and Storage/Distribution (B2 – B8)	1 per 25m ² up to 235m ² 1 per 50m ² over 235m ²

- 7.42 It is noted that in more accessible locations, such as town centres, less stringent standards may potentially be applied.
- 7.43 It is recognised that some development plots may have a mix of residential and office land uses. Given the typical daily traffic patterns where residents with cars will leave their parking space during the daytime and return at night and employment uses will require parking spaces during the daytime and leave at night it is

considered appropriate that parking is shared between uses where feasible. In these development plots, a significant reduction from the parking standard should be considered.

- 7.44 Therefore, it is suggested that, as a guide, the following parking standards are applied to the proposed development:

Land Use	Suggested Provision
Residential	1 per unit
Business (B1)	1 per 50m ²
Light Industry (B2)	1 per 100m ²
Light Industry (B8)	1 per 250m ²

Environment/Sustainability

- 7.45 The Council will expect development proposals to be consistent with environmental-related policies as set out in the Core Strategy and other pertinent Planning Guidance. We address environmental-related policy considerations below.

Flood Risk

- 7.46 The relevant considerations in determining the flood risk requirements include:

Relevant Considerations

- The NPPF (para. 55) states 'Inappropriate development in areas at risk of flooding should be avoided by directing development away from areas at highest risk (whether existing or future). Where development is necessary in such areas, the development should be made safe for its lifetime without increasing flood risk elsewhere.' Where it is not possible development would provide wider sustainability benefits to the community that outweigh the flood risk; and be safe for its lifetime.
- Core Strategy Policy CS16 (Flooding) echoes this guidance and states, inter alia, 'When development has to be located in flood risk areas, it should be safe and not increase flood risk elsewhere, reducing the risk where possible and taking into account climate change' and goes on to require that the benefits of the development to the community outweigh the risk of flooding are demonstrated and that the development would not have an impact on the capacity of an area to store floodwater or a detrimental impact on the flow of fluvial flood water, surface water or obstruct the run-off of water due to high levels of groundwater. All development sites should manage surface water in a sustainable manner through the use of Sustainable Drainage Methods (SuDS) to provide attenuation to greenfield run-off rates and volumes. Addressing flood risk issues at the various Plots and identifying appropriate mitigation measures will require early liaison with the Lead Local Flood Authority and the Environment Agency.

Development Principles

- 7.47 As much of the site is constrained by flood risk impacts, higher risk uses such as residential should be avoided at ground floor levels and where practical in areas that are not designated as Flood Zone 3. The masterplan

will seek to provide a suitable layout that could mitigate against flood risk impacts, but will be subject to detailed design on a site by site basis.

Hazard Sites

Relevant Considerations

7.48 The relevant considerations in determining the flood risk requirements include:

- The NPPF (para. 45) states that 'Local planning authorities should consult the appropriate bodies when considering applications for the siting of, or changes to, major hazard sites, installations or pipelines, or for development around them'.
- The Core Strategy does not address hazards of this type directly. However, saved Local Plan Policy OVS.7 (Hazardous Substances) states that 'The Council will not permit development which on advice from the Health and Safety Executive would cause unacceptable risk or harm to personal safety due to the presence of hazardous substances on the site or other land in the vicinity'. As noted earlier further consultation with the HSE will be required to inform the masterplan.

Development Principles

7.49 Due to the presence of the Calor Gas facility (as shown in Figure 6) which is regulated by HSE guidelines, residential uses would not be suitable within the HSE 'inner hazard zone' unless the facility was removed from the site. As such, non-residential land uses would be proposed within the 'inner zone' of the facility but could revert to residential uses once and if the facility were to be removed.

Ground Conditions

Relevant Considerations

7.50 The relevant considerations in determining the ground conditions and contamination include:

- NPPF paragraph 178 requires local authorities to ensure ground conditions are such that a site is suitable for its intended use and that any remediation measures to achieve this are undertaken prior to the use commencing. Paragraph 5.105 notes that the integration of a SuDS scheme is dependent upon inter alia the soil conditions of the site and its surrounding area, and so the application of SuDS required through Policy CS16 may not be acceptable due to contamination. Early liaison with the Environmental Health Department and the Environment Agency will be required.

Development Principles

7.51 The masterplan does not attempt to specifically address potential ground conditions or contamination impacts as these would be addressed at detailed design.

Noise

Relevant Considerations

7.52 The relevant considerations in determining the ground conditions and contamination include:

- The NPPF (para. 170(e)) requires new development to not contribute to or be subject to unacceptable levels of noise pollution. Paragraph 180 'Planning policies and decisions should also ensure that new development is appropriate for its location' taking into account the likely effects of pollution including noise. The Core Strategy does not address noise directly.
- Saved Local Plan policy OVS6 (Noise Pollution) states that proposals for noise-sensitive developments should have regard to the following existing sources of noise e.g. from roads, railways and ... industrial and commercial developments... and the need for appropriate sound insulation measures'. The masterplan has been cognizant of this issue in its formulation to date but further work will be required at the detailed application stage to demonstrate that this policy requirement can be met.

Development Principles

- 7.53 The masterplan does not attempt to specifically address potential impacts related to archaeology impacts as these would be addressed at detailed design.

Archaeology

Relevant Considerations

- 7.54 The relevant considerations related to addressing determining archaeology impacts include:
- The NPPF (para. 189) states that where a site includes, or has the potential to include, archaeological interest, local planning authorities should require developers to submit an appropriate desk-based assessment and if necessary a field evaluation.
 - The Core Strategy and saved Local Plan policies do not address archaeology. Notwithstanding this the NPPF requirement means that a desk based assessment of the Plots will be required initially and there maybe a need for further work in due course.

Development Principles

- 7.55 The masterplan does not attempt to specifically address potential archaeology impacts as these would be addressed at detailed design.

Energy

Relevant Considerations

- 7.56 The relevant considerations related to ensuring development accords with energy/sustainability policy include:
- The NPPF (para 155) states that local planning authorities should expect new development to comply with any development plan policies on local requirements for decentralised energy supply unless it can be demonstrated by the applicant that this is not feasible or viable.
 - Core Strategy identifies in Chapter 2 the opportunity for 'delivering renewable energy schemes through the development of strategic sites' and Policy CS14 (Design Principles) states all development proposals will be expected to seek to minimise carbon dioxide emissions through

sustainable design and construction, energy efficiency, and the incorporation of renewable energy technology as appropriate and in accordance with Core Strategy Policy CS15 (Sustainable Construction and Energy Efficiency).'

- For Major development there is a requirement to meet Code for Sustainable Homes Level 6 and BREEAM 'Excellent' standards and Zero Carbon. Local Plan saved Policy OVS.10 (Energy Efficiency) requirements add further to this. This policy states that the Council will seek design principles which facilitate energy efficiency and these will use appropriate siting, form, orientation and layout of buildings in order to maximise the benefits of positive solar (or natural) heating, lighting and ventilation; the use of soft landscaping including tree planting, to increase summer shading and reduce heat loss in winter; and the use where appropriate of energy efficient technology for heating, power and lighting.

Development Principles

- 7.57 The masterplan will attempt to address these requirements through building layout and landscaping areas and other requirements can be addressed at detailed design.

Biodiversity

Relevant Considerations

- 7.58 The relevant considerations related to ensuring development accords with energy/sustainability policy include:
- The NPPF (para. 8(c)) states development should 'contribute to protecting and enhancing ...biodiversity,' as part of conserving and enhancing the natural environment. Paragraph 174(b) requires the pursuit of opportunities for securing measurable net gains for biodiversity.
 - Core Strategy Policy CS17 (Biodiversity and Geodiversity) states that to conserve and enhance the environmental capacity of the District, all new development should maximise opportunities to achieve net gains in biodiversity in accordance with the Berkshire Biodiversity Action Plan.
 - Saved Local Plan Policy ENV 8 (Active Nature Conservation Measures) encourages the management of land and water areas for nature conservation purposes and the creation of nature reserves in connection with new development.
 - The Council will have regard to the existing nature conservation value of the site and the opportunity and potential to manage the site following development to protect and enhance the habitat and wildlife value of the area in a sustainable manner.
 - In order to conserve and enhance the environmental capacity of the District, all new development is expected to maximise opportunities to achieve net gains in biodiversity and geodiversity in accordance with the Berkshire Biodiversity Action Plan and the Berkshire Local Geodiversity Action Plan.

Development Principles

- 7.59 The Masterplan would provide opportunities to enhance biodiversity on the Site through the need to incorporate green spaces and green roofs and, subject to further detailed design, the planting of suitable native species to link with the river corridor to the south.
- 7.60 Opportunities will be taken to create links between natural habitats and, in particular, strategic opportunities for biodiversity improvement will be actively pursued within the Biodiversity Opportunity Areas.

Other General Development Matters

Habitat Regulation Assessment

- 7.61 It should be borne in mind that the Site is in proximity to three European Sites and as such the requirements of the Habitat regulations will need to be considered in due course. The three European Sites are:
- River Lambourn Special Area of Conservation (SAC) - designated for floating formations of water crowfoot and populations of bullhead and brook lamprey.
 - Kennet & Lambourn Floodplain SAC - designated for the presence of Desmoulin's whorl snail.
 - Kennet Valley Alderwoods SAC – designated due to the presence of ash-alder woodland in the Kennet floodplain area.
- 7.62 As the implementation of the Core Strategy (2010) may affect the integrity of these European Sites a Habitats Regulations Assessment (HRA) was undertaken in relation to the Core Strategy. The LRIE is a Protected Employment Area under the Core Strategy (Policy CS10). This policy was considered in the HRA for the Core Strategy and the following two issues were identified:
- Air quality deposition.
 - Hydrology (i.e. alteration, pollution, enrichment – including from water abstraction and wastewater treatment discharges).
- 7.63 No adverse effects on the integrity of the above European Sites was identified as part of the HRA for the Core Strategy related to Policy CS10. However, the LRIE site is not specifically considered within the HRA. The HRA also states that 'consideration will still need to be given to potential impacts as further Development Plan documents are produced as part of the Local Development Framework and as individual schemes are proposed. This assessment does not preclude the need for consideration to be given to potential impacts on the Natura 2000 sites in an assessment of individual planning applications, as there is always a risk that insensitively designed schemes could result in harm'.
- 7.64 The HELAA is a technical assessment and not a policy / plan document and therefore has not been subject to HRA. The proposed uses at the LRIE under proposed allocation reference NEW1 include residential, employment and retail. The HELAA assessment of the Site notes that the 'Site is within 0.5km of River Lambourn Special Area of Conservation. There is a risk of harmful impacts on Special Area of Conservation if adequate mitigation measures are not implemented.' Consequently, given the proximity to the European Sites noted above, a project specific HRA will likely be needed.

- 7.65 With the land-uses proposed, there are a range of additional potential effects which would need to be considered in addition to the air quality deposition and hydrology issues noted above. These include:
- Disturbance (noise, recreation etc.)
 - Predation
 - Vandalism
 - Impacts on site management plans.
- 7.66 If the masterplan is to be adopted as a plan to guide development then a HRA will need to be considered. If the Development Brief is not adopted as a plan to guide development the requirements of the Habitat Regulations will need to be considered at the planning application stage and the application screened for HRA in the first instance and an HRA assessment may be required.

Consideration of the Need for Environmental Impact Assessment

- 7.67 As outlined further in Section 8, the overall development brief proposal would provide 4.11ha of development of which over one hectare would be non-dwelling house development and would include over 250 residential units. As such the overall development brief area would exceed two of the three criteria relating to paragraph 10(b) of Schedule 2 of the Town and Country Planning (Environmental Impact Assessment) Regulations 2017 (EIA Regulations). As such, if a planning application for the development brief proposals as a whole was submitted it would be 'Schedule 2' development and need to be screened to determine whether formal EIA in accordance with the EIA regulations is required.
- 7.68 Of course, it is unlikely that this scenario would occur, and it is probable that plots would be brought forward separately by different developers on a piecemeal basis. The EIA Regulations remain a consideration for the delivery of the plots as these regulations require the consideration of the 'project' not just the planning application. In practice this requires a consideration of the interdependence or linkages between the various plots of the development brief area.
- 7.69 Consideration should be given in the delivery strategy to determine whether the delivery of individual plots should reasonably be considered part of a single project. Determining what constitutes the 'project' for the purposes of the EIA Regulations is a matter of judgment for the local planning authority, though *R v Canterbury City Council* (July 2019) established factors that may be relevant considerations. These factors are common ownership, simultaneous determinations, functional interdependence and whether the proposal can be considered a standalone scheme justified on its own merits.
- 7.70 Applying the factors outlined above, it should be noted it may be that the extent to which each plot can be considered a standalone development scheme and not be functionally dependent on another plot for something without which it would be unacceptable in planning terms (for example if a given plot relied on open space provision elsewhere on site) or would not be able to function effectively as a standalone scheme will need to be further considered as detailed proposals for the Site emerge. This may allow the redevelopment of some plots to reasonably be pursued as independent schemes but may mean that others are linked and would be considered a 'project' in the context of the EIA Regulations and so may need to be screened together as part of any future planning applications.

8. Masterplan

- 8.1 This section presents the two conceptual masterplans that have been prepared by WSP (the full design pack is provided at **Appendix II**) which demonstrates how redevelopment could come forward in line with the development plan, having regard to relevant material considerations discussed in the previous section.
- 8.2 The two conceptual masterplans consist of a 'baseline' masterplan and a more holistic 'comprehensive' masterplan, both of which are comprised of a number of 'development plots' which have been arranged based on the existing parcels (as outlined in Section 4) and the various leasehold interests across the Site. Within both masterplans, the 'Land at Faraday Road' site, and the Newspaper House site have been shown indicatively to demonstrate how the development plots could come forward and integrate with these sites should they be delivered in accordance with current development proposals as outlined in Section 5.
- 8.3 Each masterplan includes provision for B1 (Office), B2 (General Industrial), B8 (Storage and Distribution), and C3 (Residential) uses.

Baseline Masterplan

- 8.4 The baseline masterplan, which is shown below in **Figure 8** (full details provided at **Appendix II**), includes four initial development plots (1, 2, 3 and 4) which are considered potentially available to come forward in the next 0 – 5 years, subject to an appropriate development strategy being established. This includes development opportunities that could reasonably be expected to be realised over the medium term and may require the relocation of existing businesses.



Figure 8 - Baseline Masterplan

- 8.5 Development plots 1 and 3 are both proposed for B2/B8 light industrial uses, whereas plot 2 comprises a mix of B1 office uses and C3 residential uses. Based on the above, the initial baseline masterplan would deliver the following quantum of development:

Bldg. Ref. No.	Plot Size (Ha)	Use	Type	Gross Floor Area (Sqm)	Total Building Storeys	No. of Residential Units	Residential Density (dph)	Parking Spaces	Open Space Provision
Plot 1 (Baseline)									
Bldg A		B2/B8	Light Industrial	600	1			10	
Bldg B		B2/B8	Light Industrial	1,250	1			22	
Bldg C		B2/B8	Light Industrial	1,000	1			17	
Total	0.85			2,850				49	
Plot 2 (Baseline)									
Bldg D		B1	Office	865	5	37		12	
		C3	Residential	2,595				37	
Bldg E		B1	Office	208	3	6		3	
		C3	Residential	416				6	
Bldg F		B1	Office	600	5	25		8	
		C3	Residential	1,800				25	
Total	0.6			6,484		68	113.3	91	0.17
Plot 3 (Baseline)									
Bldg G		B2/B8	Light Industrial	900	1			11	
Bldg H		B2/B8	Light Industrial	1,650	1			20	
Total	0.89			2,550				31	
Plot 4 (Baseline)									
Bldg I		B1	Office	900	2			13	
Bldg J		B1	Office	900	2			13	
Bldg K		C3	Residential	1,800	3	26		26	
Bldg L		C3	Residential	13,000	3/5	186		186	
Total	1.77			16,600		212	119.8	238	1.57
TOTAL	4.11			28,484		280	68.1	409	1.74

- 8.6 For a summary and discussion of the key delivery considerations associated with the baseline masterplan, please refer to Section 10 of this report.

Comprehensive Masterplan

- 8.7 The comprehensive masterplan, as shown below in **Figure 9** (full details provided at **Appendix II**), includes the development of plots which could come forward in the longer term (5-10 years), subject to an appropriate development strategy being established. These constitute more complex opportunities where existing businesses' premises may already be fit for purpose and have had significant investment over recent years.

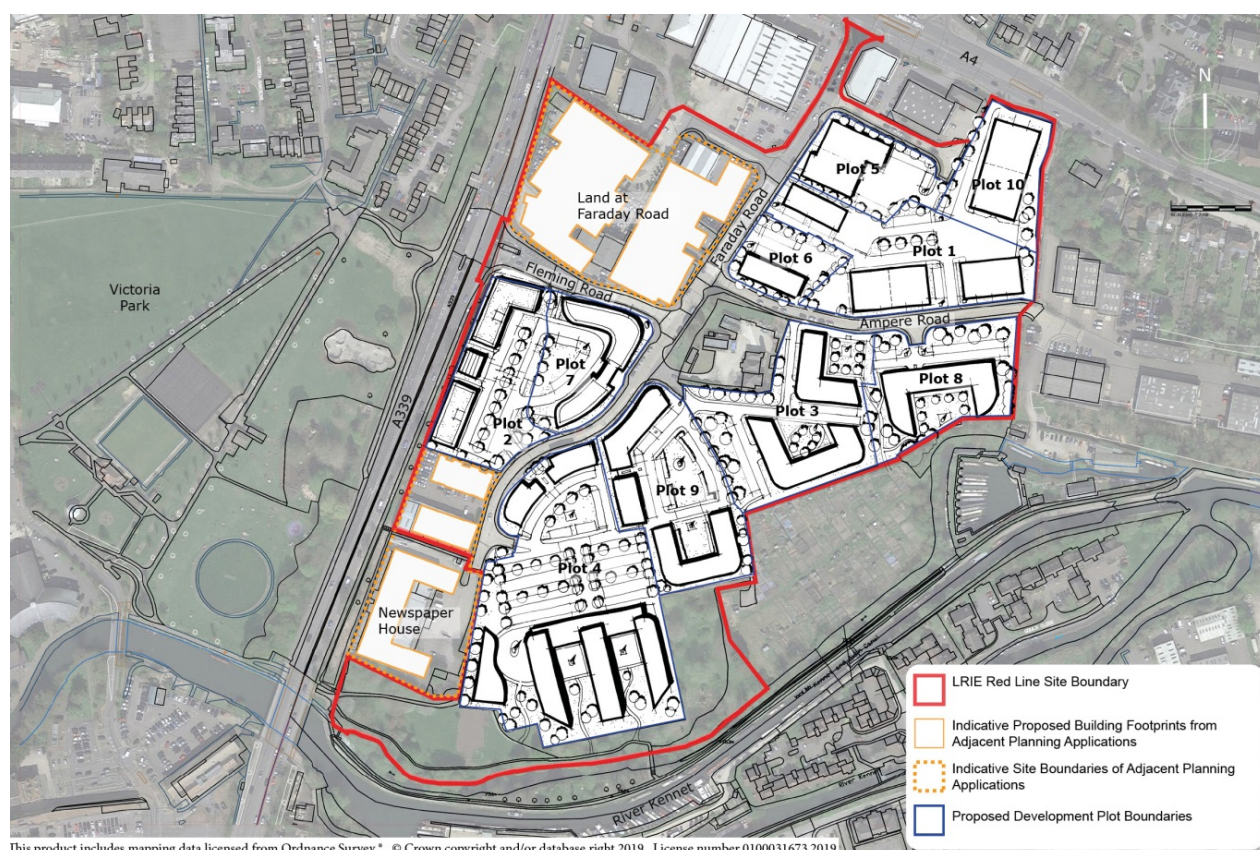


Figure 9 - Comprehensive Masterplan

- 8.8 Development plots 1, 5, 6 and 10 are proposed for B2/B8 light industrial uses, plots 3, 7 and 8 are proposed for C3 residential use only, and plots 2, 4 and 9 are proposed to have a mix of B1 office and C3 residential uses.
- 8.9 Plot 3, which was proposed as B2/B8 light industrial within the baseline masterplan, is now proposed as C3 residential. This has been proposed as residential use under the assumption that the Calor Gas site (development plot 8) has been relocated and the associated hazard zone has been removed from the Site, enabling residential uses in this section of the Site.
- 8.10 Based on the above, the comprehensive masterplan would deliver the following quantum of development:

Bldg. Ref. No.	Plot Size (Ha)	Use	Type	Gross Floor Area (Sqm)	Total Building Storeys	No. of Residential Units	Residential Density (dph)	Parking Spaces	Open Space Provision
Plot 1									
Bldg A		B2/B8	Light Industrial	600	1			10	
Bldg B		B2/B8	Light Industrial	1,250	1			22	
Bldg C		B2/B8	Light Industrial	1,000	1			17	
Total	0.85			2,850				49	
Plot 2									
Bldg D		B1	Office	865	5	37		12	
		C3	Residential	2,595				37	
Bldg E		B1	Office	208	3	6		3	
		C3	Residential	416				6	
Bldg F		B1	Office	600	5	25		8	
		C3	Residential	1,800				25	

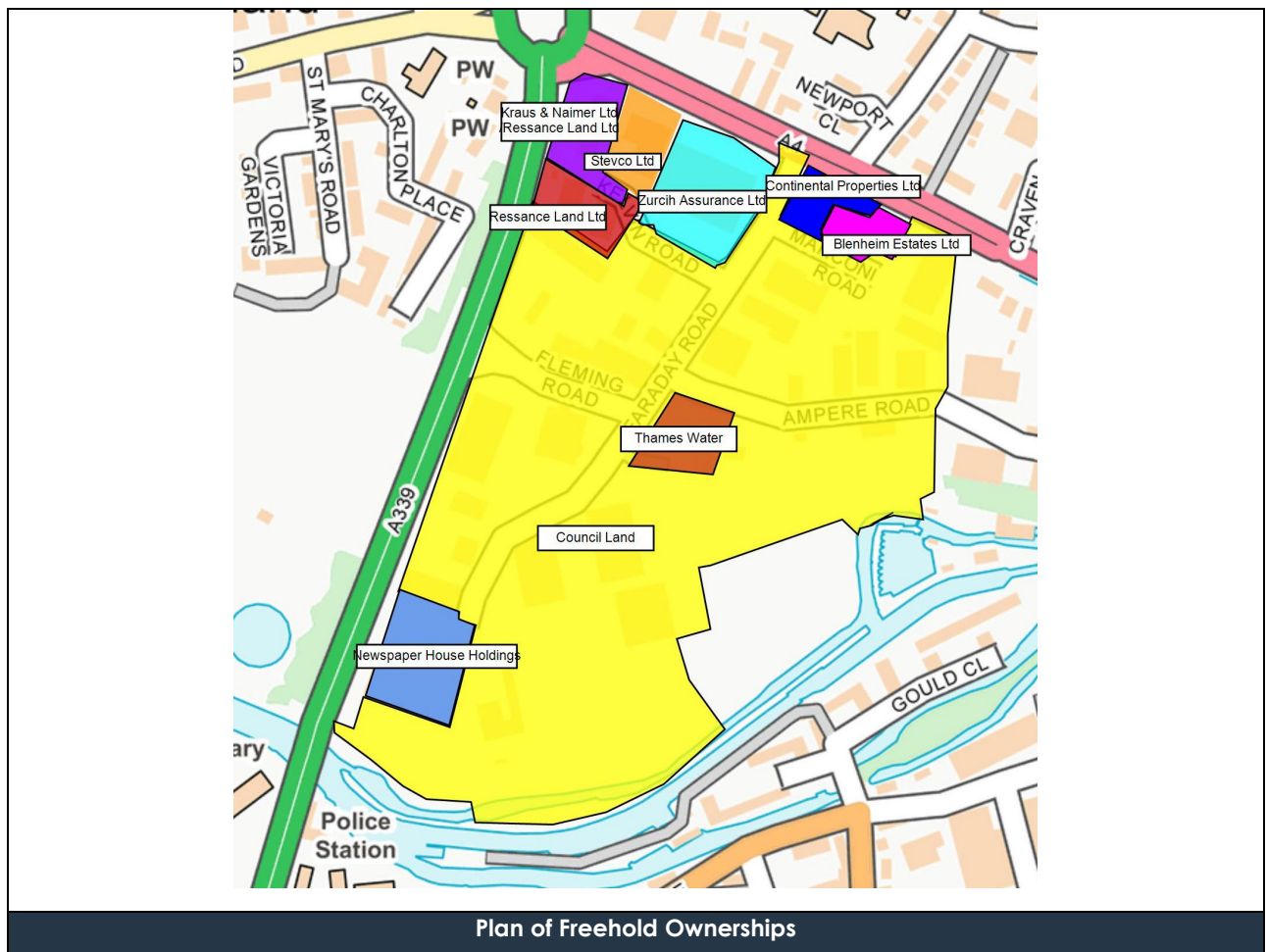
Bldg. Ref. No.	Plot Size (Ha)	Use	Type	Gross Floor Area (Sqm)	Total Building Storeys	No. of Residential Units	Residential Density (dph)	Parking Spaces	Open Space Provision
Total	0.6			6,484		68	113.3	91	0.17
Plot 3									
Bldg G		B2/B8	Light Industrial	900	1			11	
Bldg H		B2/B8	Light Industrial	1,650	1			20	
Total	0.89			2,550				31	
Plot 4									
Bldg I		B1	Office	900	2			13	
Bldg J		B1	Office	900	2			13	
Bldg K		C3	Residential	1,800	3	26		26	
Bldg L		C3	Residential	13,000	3/5	186		186	
Total	1.77			16,600		212	119.8	238	1.57
Plot 5									
Bldg M	0.38	B2/B8	Light Industrial	1,440	1			18	
Plot 6									
Bldg N	0.25	B2/B8	Light Industrial	600	1			14	
Plot 7									
Bldg O	0.45	C3	Residential	5,358	4	72	160.0	72	0.14
Plot 8									
Bldg P	0.61	C3	Residential	4,725	5	58	95.1	58	0.31
Plot 9									
Bldg Q		B1	Office	1,650	3			42	
Bldg R		B1	Office	900	2			23	
Bldg S		C3	Residential	3,240	4	42	55.3	42	
Total	0.76			5,790		42	55.3	107	0.20
Plot 10									
Bldg T	0.42	B2/B8	Light Industrial	1,800				18	
TOTAL	6.98			53,517		544	77.9	757	2.71

- 8.11 It should be noted that the above-noted quantum would be subject to detailed design and therefore the figures presented are an initial high-level review of the development capacity of the Site.
- 8.12 A broader summary and discussion related to the viability and delivery options associated with the baseline masterplan is outlined in the following section of the report.
- 8.13 Trip generation and transport modelling is currently being progressed by AECOM for the two masterplans/development scenarios and will be provided as an addendum to this report upon completion.

9. Delivery/Appraisal

The Current Estate

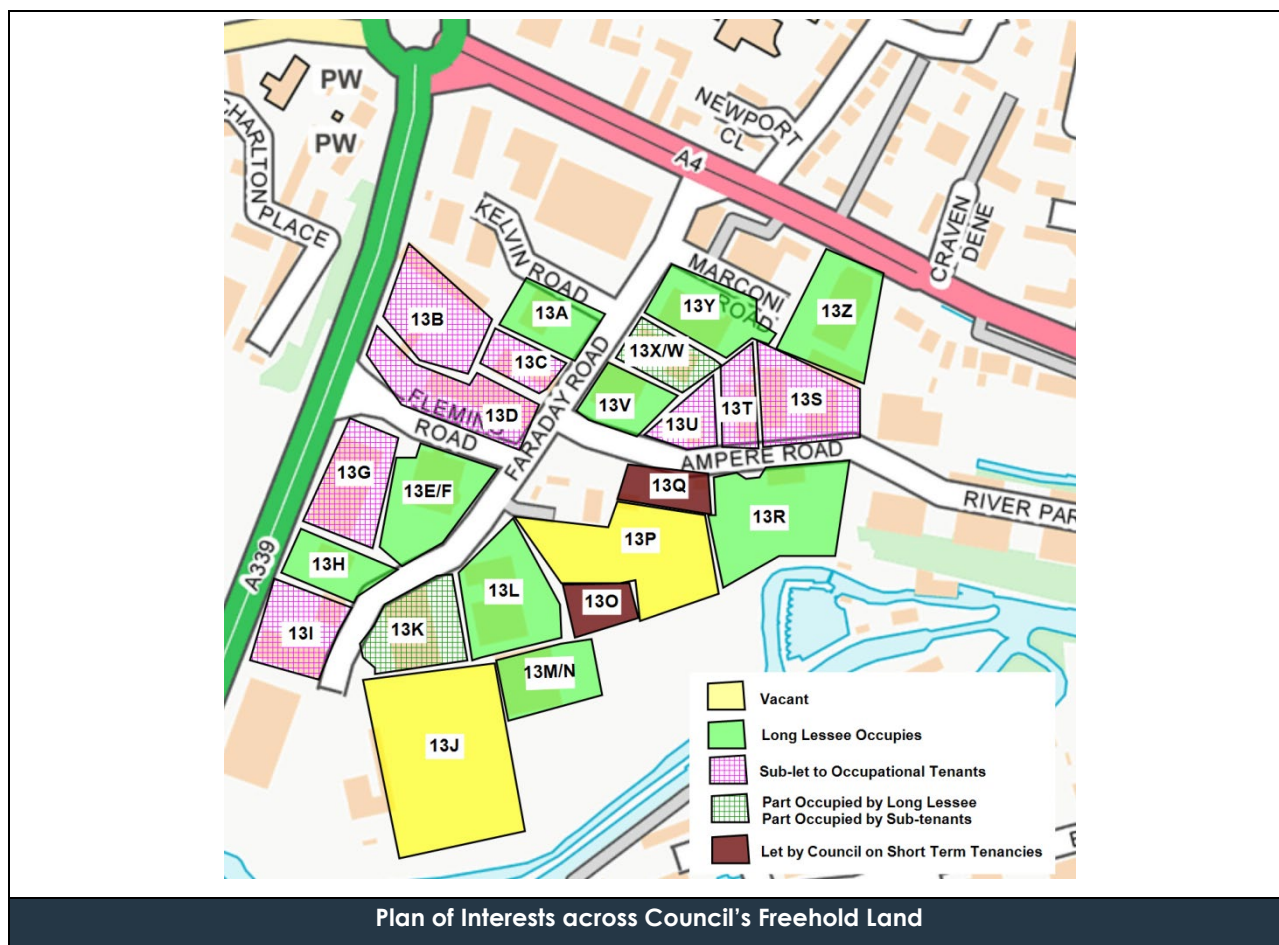
- 9.1 The Council is freehold owner of the majority, c25 acres, of the Estate. It is therefore in a strong position to help and encourage redevelopment. However, its interest is subject to a number of long leases, covering c 18 acres, which curtail its ability to deliver new development.
- 9.2 The balance of the Estate is held freehold by seven other parties; we are advised that Ressance has exercised an Option to acquire the freehold of 115 London Road. In some cases, these freehold interests are subject to multiple occupational leases.
- 9.3 The plan below provides an overview of the freehold interests.



- 9.4 We are instructed to focus on the Council's freehold as delineated in Section 3 of this brief. However, Merchants Court has already been redeveloped, and two of the other freehold interests are expected to be redeveloped in the near term: 115 London Road, which has an extant planning consent, and Newspaper House, which is vacant, for sale, and is pursuing an appeal for refusal of planning consent for redevelopment. We have no information as to the intentions of the other owners; we believe that there is no likelihood of Thames Water ceasing its use of its land as a pumping station in the near/medium term.

Long Leasehold Interests

- 9.5 The Council currently receives circa £400,000 per annum in ground rents from its freehold that is subject to long leases. The unexpired term of the leases vary from 24 to 87 years.
- 9.6 A number of long leaseholders occupy their plots for their own business use, but a significant number are sub-lets.
- 9.7 The plan below provides an overview of the leasehold interests within the Council's freehold.



- 9.8 The table below shows the balance of interests across the Council's land based on an estimate of acreage:

Status	Approximate Area (Acres)	Percentage of Council Land
Long Leaseholder occupies for business use	7.00	39%
Sub-let by Long Leaseholder to Occupational Business Tenants	4.93	28%
Vacant	3.96	22%
Long Leaseholder both occupies and sub-lets to Occupational Business Tenants	1.26	7%
Let by Council on short-term tenancies	0.68	4%
Combined	17.83	

Existing Development Proposals within the Council's Freehold

9.9 Five parcels have/are being promoted by the long lessee for redevelopment:

Parcels	Applicant	Proposals	Status
13A/13B/13C/13D	Faraday Investments Ltd	160 flats with office, restaurant/takeaway, retail, financial and professional, hotel and sui generis uses	Planning permission has been achieved. Faraday Investments do not hold the long lease on 13A which is held by Marshall Group
13I (Proposed for development as part of a wider application which includes the neighbouring freehold land owned by Newspaper House Holdings Ltd)	Newspaper House Holdings Ltd	71 flats with 3,700 sq. m B1 office space	Resolution to refuse (under appeal)

9.10 Neither of these proposals can be delivered without the agreement of the Council as freeholder. We have not had sight of the leases, but we assume that all the existing leases restrict the use of the land and buildings to their existing, current use. The Council's consent to a change of use will, therefore, be required. There is an ability for a long lessee to seek a change of use through an application to the Upper Tribunal (Lands Chamber) under S84 Law of Property Act 1925, but the power of the Lands Chamber is discretionary so an applicant cannot guarantee success should the Council decide not to grant a modification. We also anticipate that the existing leases will contain other covenants which will need to be changed in order to facilitate development. Some of these changes may be able to be secured by the tenant through Landlord & Tenant legislation, but some are likely to be at the discretion of the freeholder, for example changes to the ground rent provisions. Importantly, we consider it unlikely that any investor or external funder would be willing to finance a development scheme without an extension to the lease; the required length of term would depend on the proposed use.

9.11 These points may not arise if the proposals are from a long lessee who is also the occupier wishing to make changes for their own needs; a recent example is the works by Marshalls to upgrade the Audi site.

Engagement with Estate Occupants and Stakeholders

9.12 As instructed we have sought to engage with all estate occupants, neighbouring freeholders and other stakeholders who could be identified to discuss their thoughts on the proposed redevelopment of the Estate. This engagement has, however, had to be conducted during the national lockdown imposed by the Government as result of the Coronavirus outbreak, which has curtailed what we have been able to do. We have sent both emails and letters, and had telephone conversations with some of the parties who asked to speak with us. We also spoke to an online meeting of Newbury Town Council.

9.13 A summary of engagement thus far is as follows:

Interest	Number contacted	Number of replies
Neighbouring Freeholders	7	1
Long Leaseholders	15	11
Occupational Tenants	41	5
Other Stakeholders (neighbouring residents, Newbury BID, Newbury Town Council)	63	6

- 9.14 From the responses and discussions we draw the following points. A number of the existing businesses on the Estate are frustrated with the continued uncertainty surrounding potential future redevelopment. It has been noted that long term security/certainty is critical to secure investment, and this in turn has led to a lack of investment in new infrastructure/buildings. Some comments provided suggest that the existing parcels/properties do not meet the space requirements of the existing businesses. It has been highlighted that the lack of new or vacant industrial property within Newbury means that businesses on the Estate which might wish to move to be in accommodation that is better-suited to their needs are unable to do so. This is likely to result in objections to a wholesale/comprehensive approach to redevelopment of the Estate, particularly if it does not include a relocation strategy.
- 9.15 However, it should be noted that we did not receive a large response from occupational tenants so we would not presume that the above comments are representative of all occupiers. Especially given the lockdown and the great uncertainty this has/continues to cause for businesses, it is not surprising that the response has been muted. However, in our experience occupational tenants frequently stay silent until discussions are pushed further or they are more urgently affected by proposals.
- 9.16 We understand that there may be a small number of vacant units on the Estate but the majority are fully let. It is yet to be seen whether the impact of COVID-19 will change the vacancy rate on the Estate or the space/typology requirements of existing businesses. Further engagement will be required to fully establish the position of existing businesses on the Estate.

Delivery Considerations

9.17 In evaluating possible approaches to delivery we have had regard to a number of issues. These are addressed in the table below.

Issue	How could this impede development?	Response
Tenure	<p>Council owns freehold of most of the Estate, but the majority is let on long leases. The Council therefore has an element of passive control, but no right to bring long leases to an end unless the tenant is willing.</p> <p>There are a significant number of occupational tenancies. We are not aware of the individual lease terms, but many might effectively prohibit redevelopment for some time unless tenants are willing to be bought out.</p> <p>To ensure sufficient development capacity to deliver new and improved uses some occupants will need to vacate.</p>	<p>It may be possible for the Council to acquire some of the long leaseholds or the Council may be able to partner with an existing lessee. In some cases, it is expected that the lessee will simply want to agree terms for changes to the leases as highlighted in Para 1.10.</p> <p>The Council will need to understand whether existing occupational leases can be brought to end under the current lease provisions.</p>
Existing Rights	<p>We have not been provided with a report on title.</p> <p>Any existing rights will need to be taken into account. There are existing rights of way including access rights by vehicle and foot for users of the Estate and neighbouring occupants. This will include the Riverpark Industrial Estate.</p>	<p>We are not proposing any changes to the principal means of access/egress.</p> <p>If there are other third-party rights that are affected by proposals the Council may need to use its right to appropriate or CPO, absent agreement being reached by negotiation.</p>
Parcel Characteristics	<p>The existing parcels vary in shape and size. The majority provide sufficient capacity to deliver new uses in isolation. However, these do not necessarily allow for the most efficient use of land where parcels could be combined to deliver further development capacity.</p>	<p>We have considered how parcels can be combined to create larger development plots which utilise the land to its fullest capacity. Delivery will require interventions by the Council if these identified sites do not come forward organically.</p>

Issue	How could this impede development?	Response
Access	Access must be sufficient for the quantum and type of uses proposed.	<p>We have assumed that access will continue via the existing road network.</p> <p>Our high-level testing suggests that there is sufficient road capacity for the proposed scale of development we have suggested.</p> <p>Access routes could be amended to allow for improved land capacity on the Estate. The Council, as Highways Authority, is able to deal with such issues should any changes be required.</p> <p>Please see Section 4 for further information on existing access.</p>
Services	There may be reinforcement/upgrade works required to ensure capacity of services is sufficient to serve any proposed development.	Given our understanding thus far of the complexity of buried services on Site, we have assumed that there is currently sufficient capacity to serve the proposed development and no lift and shift works will be required. However, any lift and shift work is likely to be costly and the need for it considered more likely to arise in a comprehensive development scenario.
Environmental	<p>Constraints include developing within Flood Zones 2 and 3, potential historic contamination, noise within the Estate and developing within a Healthy & Safety Executive consultation zone.</p> <p>The Health and Safety Executive (HSE) has established a hazard zone within the vicinity of the Calor Gas site, parcel 13R. This precludes the development of residential uses within the inner and middle hazard zones and the limits the quantum of employment uses (based on number of employees). The inner and middle zones cover the majority of parcels 13O/P/Q and some of parcels 13S/T/U.</p> <p>Please see Section 4 for further detail on environmental constraints.</p>	<p>Full due diligence with regards to environmental constraints and risks will be required prior to any development being promoted.</p> <p>We have had regard to the environmental information which is available to us in establishing a suitable masterplan design.</p> <p>In particular we have taken advantage of parcel 13J, the old football ground, which is within the lower risk flood zone (Zone 1), for residential use.</p> <p>Our review of a phased approach assumes that residential development on parcels 13O/P/Q is prohibited as a result of the HSE hazard zone. A comprehensive approach which involves the relocation and vacant possession of the Calor Gas site would allow for the delivery of residential on parcels 13O/P/Q, but we note that</p>

Issue	How could this impede development?	Response
		<p>the site is likely to be expensive to acquire and the case for a CPO will be challenging. Use of the Calor Gas site could also be considered for B1 use and provide relocation opportunities for occupiers within the estate, subject to viability.</p> <p>A phased approach (i.e. where the Calor site is not included) could provide opportunities for adjacent parcels to be used for pro tem industrial uses, providing meanwhile decant space for existing tenants while other development plots are being developed.</p>
Adjoining/ Adjacent Land	<p>Where new uses are proposed consideration will need to be given to their compatibility with existing, neighbouring uses - for example where residential is proposed near or next to existing industrial uses.</p> <p>The appearance and operational use of neighbouring sites might prevent, or impact upon the viability of, the introduction of residential uses.</p> <p>Uses on neighbouring freeholds would need to be considered as part of a wholesale/comprehensive redevelopment of the Estate. For a phased approach the uses on neighbouring parcels within the Council's freehold would need to be considered as adjacent land is brought forward for redevelopment.</p>	<p>Design of the masterplan considers neighbouring uses and, where there may be overlooking or potential noise issues, landscaping barriers are proposed.</p> <p>The location of residential blocks should be considered at an early stage in relation to the delivery strategy and viability. This may have a bearing on whether selective CPO should be considered to acquire critical sites.</p>
Proposed Uses	<p>New development will need to include employment uses to satisfy planning policy. This includes office use, and as of July 2020 we note that take-up in out-of-town markets is c. 42% below its ten-year quarterly average. The dual challenges of a shrinking economy and structural shifts following COVID19 mean that there is currently a great deal of uncertainty regarding the robustness of an office market.</p> <p>Our research indicates that the market for pre-lets in Newbury prior to the pandemic was already weak. It should therefore be noted the</p>	<p>We have proposed a mix of uses including employment.</p> <p>The intention would be to provide potential decant opportunities for existing industrial occupiers.</p> <p>Residential use is the most viable, but we do not consider it to be appropriate within certain parts of the Estate, for example to the north of Ampere Road.</p> <p>Within a phased approach we have proposed residential within the</p>

Issue	How could this impede development?	Response
	<p>grant of planning consent will not, per se, therefore lead to the construction of office buildings nor will a strategy that is reliant on a pre-let or forward sale.</p> <p>Residential uses would require the potential loss of ground rents to the Council and CIL to be payable (albeit with set off for existing floorspace).</p> <p>An analysis of the commercial and residential markets is in Appendix V.</p>	<p>early stages of development to help support viability and delivery.</p> <p>It is quite possible that no private developer or investor is willing to construct an office building speculatively, even when there is a recovery in the economy. If the Council is determined, either as planning authority or as landowner, that offices are a necessary and important use within the Estate, then the Council may have to directly intervene. This might include direct development, partnering in a joint venture, co-investing or by underwriting all or part of the risk by applying its covenant through a lease.</p> <p>Market appetite from end-users for any new uses must be considered in detail, and it will change over time. A phased approach would provide opportunities in the future to respond to changes. A comprehensive approach is more likely to reflect the present market and flexibility may not be as easily built in.</p>
Viability	<p>The market dynamics in Newbury indicate that values currently remain challenged, especially for office use (see above under Proposed Uses), which directly hinders the viability position of the development opportunities.</p> <p>The impact of the pandemic on development remains to be established. Residential development has recommenced but principally on sites that were already under construction; new starts are scarce. Demand for industrial opportunities is considered to be good, albeit more muted than it was prior to the lockdown. As noted earlier, office development is very challenged.</p> <p>The opportunity to cross-subsidise is considered to be limited as we do not favour mixed-use buildings, for example offices plus housing. Any surplus, for example from a housing scheme, will only be realised on completion.</p>	<p>This could be tackled in part through the development mix that comes forward, using higher value, more viable residential development to support the commercial element. However, it will also result in more reliance being placed on securing funding to improve the viability position for individual development zones.</p> <p>Viability considerations will change over the medium to long term as market factors evolve. Uses which were initially unviable may become a more viable proposition and vice versa. The market for proposed uses will need to be monitored as development across the Estate progresses.</p> <p>With a phased approach there will be an opportunity for a continued review of viability and for the opportunity to consider uses that are then viable.</p>

Drivers for Change

- 9.18 The masterplan is designed to be flexible and to adapt to changes both on the Estate and in the wider market. We have highlighted below some particular considerations which may evolve over time and should therefore be monitored to ensure that proposed development and the delivery approach is taking advantage of available opportunities.

Issue	How could this effect proposed development?
Neighbouring Development	<p>On the Council's land new residential-led development has already been proposed on Parcels 13A-D and 13I (alongside redevelopment of the neighbouring freehold of Newspaper House). As noted at para 9.10, proposals on the Council's land cannot be affected without the Council's consent as landlord and agreements will need to be reached ahead of commencement of development.</p> <p>Our proposals for the Council's land assume that the developments will come forward as proposed, and the masterplan, therefore, considers how proposed development on the Council's land will interact with them. However, other long leaseholders may wish to bring forward their plots for redevelopment, subject to the Council's agreement.</p> <p>There is an opportunity for the Council to work with long leaseholders to shape proposals on the Estate.</p> <p>It should be noted that not all long leaseholders will have the expertise or appetite to bring forward redevelopment.</p>
Business Requirements	<p>There is significant economic uncertainty at present, and, therefore, both internal and external factors may lead to the departure of some of the current occupiers. Likewise, the requirement of some occupiers for additional space can be anticipated to change as a result of current economic conditions.</p> <p>The Council should continue to engage with the occupiers to understand their individual requirements. This will alert the Council to opportunities, which will arise, to create parcels that can be redeveloped, perhaps in conjunction with the long lessee or with third parties.</p> <p>Relocation of tenants should be looked at wherever possible and appropriate. Relocation outside of the estate poses challenges due to the scarcity of suitable available land within the Council's ownership. Purchase of additional land should be considered subject to viability. Phasing of the development should be considered to allow for where possible temporary decant or 'one-move' relocation within the estate or elsewhere.</p>
Parcel 13R – Calor Gas	<p>A phased approach assumes that parcels adjacent to 13R are not suitable for residential development as a result of the HSE Hazard Zone.</p> <p>There should be further engagement with Calor Gas and HSE to fully understand the requirements of the Hazard Zone as well to see if there are opportunities for relocation, perhaps in the medium term, to allow the prospect of residential development on Plot 3. Equally, this site could be considered for new B1 industrial uses, subject to viability.</p> <p>It should be noted that the Hazard Zone will also affect any plans that may come forward for the redevelopment of Riverpark Industrial Estate. This may present the Council with an opportunity to share the cost of relocating Calor Gas or buying out its interest.</p> <p>A balance will need to be struck between the potential costs of reaching an agreement with Calor Gas to move and the potential value of freeing up the parcel to allow for residential or B1 industrial development on Plot 3.</p> <p>Consideration needs to be given whether the long-term redevelopment of the plots adjacent to 13R is held back and pro tem arrangements are put in place/continued until the long-term intentions of Calor Gas, and perhaps those of the owner of Riverpark, are established. Such parcels could provide temporary decant space for existing tenants on the estate while other plots are being developed. In financial terms this would include a consideration of the net present value of the income to the Council under various</p>

scenarios.

Delivery Approach

- 9.19 As the majority freeholder the Council has the opportunity to play an important role in helping unlock further value through redevelopment, which will deliver affordable homes, public realm improvements, as well as new employment opportunities. In particular the Council can assist in ensuring a holistic approach to redevelopment of the Estate.
- 9.20 However, the approach to delivery will be guided by many of the issues discussed above.

Comprehensive Development

- 9.21 One approach to delivery of the masterplan would be to undertake a completely comprehensive development where vacant possession is secured across the Council's land, possibly on a phased basis, prior to undertaking redevelopment. This would allow for a holistic scheme and give the Council control as to what is delivered, subject to market conditions.
- 9.22 However, there are a number of barriers to achieving comprehensive development:
- **Cost/CPO:** There will be significant costs associated with achieving vacant possession. This will include the purchase of the long leasehold interests and moving or extinguishing existing business tenancies. It is unlikely that every long leaseholder would be willing to sell, and it may be necessary to compel them through the use of the Council's CPO powers. CPO would be the only means necessary to secure certainty that the whole site can be assembled within a reasonable timeframe. However, CPO is a costly process, should only be used as a last resort and must be in the public's interest. Use of CPO powers is discussed in further detail in **Appendix VI**.
 - **On-going development:** Some long leaseholders are already bringing forward their parcels for redevelopment. This calls into question the necessity of a comprehensive approach.
 - **Loss of Existing Businesses & Income:** We understand that there are few alternative locations for businesses to relocate to. An attempt to compel existing occupiers to move is likely to mean considerable opposition unless suitable, alternative accommodation is readily available. In the meantime it would probably lead to a significant reduction in the Council's ground rent income and business rates in the short to medium term.
 - **Viability:** it is not clear to us that a comprehensive scheme is of greater value, and we strongly doubt that any uplift in the council's land receipts, capital and income, will exceed the costs of obtaining vacant possession, including a CPO.

Plot by Plot Development

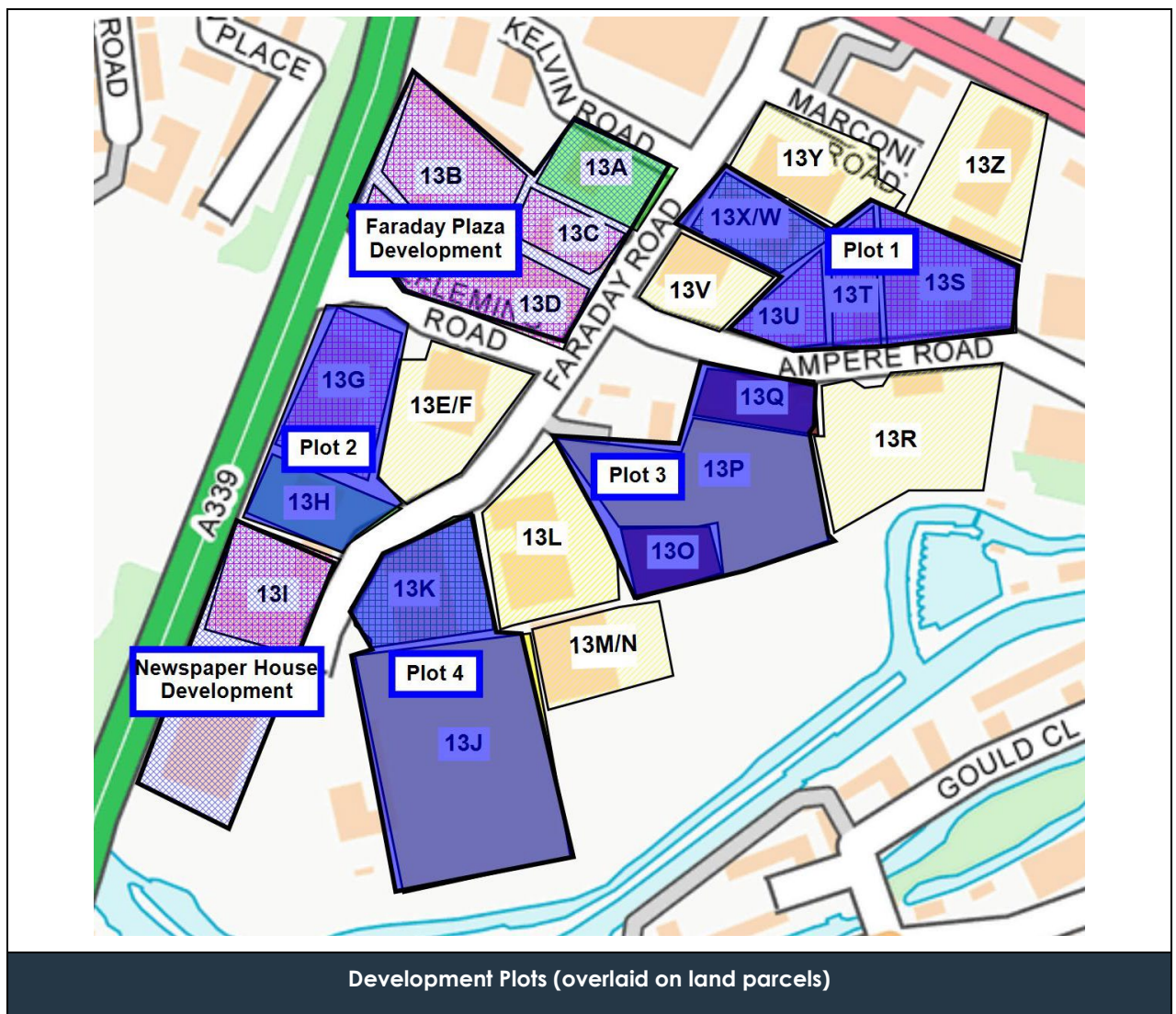
- 9.23 Delivery of development could also be approached on a plot by plot (phased) basis.
- 9.24 This can reflect the timing that may be initiated by an existing tenant and/or a head lessee. It will be less costly for the Council. The Council may choose to make early interventions where it holds more control or

circumstance dictates that it is required. This may be achieved by negotiation and agreement with the existing long leaseholder(s).

9.25 A phased approach could involve working with parties who have already gone through the planning approval process. This could encourage other long leaseholders to bring their plots forward for development. However, we note that some, perhaps many, of the existing long leaseholders may have neither the expertise nor the appetite to be involved in a development process.

9.26 As part of a phased approach we have considered where early opportunities may lie to kick-start development on the Estate. In particular we have sought to establish which parcels are likely to come forward within the short term (< 3 years), the medium term (3 – 6 years) and the long term (6+ years). Short and medium term areas have been combined into four development plots and form the basis of the baseline masterplan.

9.27 The four development plots are:



9.28 Proposed phasing showing the grouping of individual parcels is as follows:

Timeframe	Short Term < 3 years	Medium Term 3-6 years	Long Term 6+ years
<3 years	Faraday Developments Scheme		
	13A, 13B, 13D, 13C		
	Plot 3		
	13O, 13P, 13Q		
3-6 years	Plot 4		
	13J	13K	
		Plot 1	
		13T, 13U, 13S, 13W	
		Plot 2	
		13G, 13H	
6+ years		Newspaper House Scheme	
		13I	Remaining Parcels
			13E/F, 13L, 13M/N, 13R, 13V, 13Y, 13Z

9.29 The proposals and considerations of the plots within the baseline masterplan are outlined in the table below:

	Plot 1	Plot 2	Plot 3	Plot 4
Parcels	13T, 13U, 13S, 13X/W	13G, 13H	13O, 13P, 13Q	13J, 13K
Timeframe	Medium term	Medium term	Short term	Short/Medium term
Lease Structure	All plots let on long leases. All long leaseholders sublet to a number of business occupants	All plots let on long leases. 13H occupied by long lessee. 13G sublet to business occupants.	No long leases. Plot 13O and 13Q let on short term leases	13K is let on a long-term lease with a number of sublets. 13J is currently vacant and the site of a former football ground
No. of existing Businesses	c 7	c 6	2	c 9
Existing Uses	Incl. car dealerships, cleanroom supplier, roofing specialist	Automotive	Automotive	Mostly automotive
Proposed Uses	Light Industrial	Office & Residential	Light Industrial	Office & Residential
Advantages	Provides new employment space Can be used to decant existing tenants which will free up	Provides new employment space Prominent office location overlooking A339 and corner of	Only plot where all parcels are within 'short term' category Council has full control Vacant Possession can be achieved relatively swiftly	Plot 4 provides a significant early stage opportunity to kick start regeneration within the area given the vacant football

	Plot 1	Plot 2	Plot 3	Plot 4
	development capacity elsewhere	A339/Fleming Road Residential overlooking Victoria Park	without significant cost Provides new employment space which can be used to decant existing tenants and free up development capacity elsewhere	club land, which provides a vital quantum of land for early residential development, and thus receipts to aid redevelopment of other plots. This is a substantial plot for the provision of residential uses.
Challenges	Acquisition of long leaseholds and relocation of existing businesses required Impacted by the HSE Zone which limits quantum and type of development	Acquisition of long leaseholds and relocation of existing businesses required Under-croft parking required Consideration needs to be given to neighbouring industrial use on 13E/F. Visual buffer required Office space required in planning policy terms is unlikely to be financially viable and the LPA may need to reconsider its policy	We have not had sight of the existing short-term leases and are unaware of any security of tenure provisions Neighbouring parcel 13R is occupied by Calor Gas. HSE Zone resulting from Calor Gas's use of 13R precludes the possibility of residential development on Plot 3. If vacant possession of Plot 13R can be secured there is an opportunity for new residential development on Plot 3 which would improve viability of redevelopment Thought will need to be given to whether Plot 3 is brought forward for long term industrial development or whether protem/interim uses continue until a clearer picture over the possible relocation of Calor Gas is achieved If residential is provided there is an opportunity, as part of the wider masterplan, for a significant residential zone by using Plots 13I and 13M/N to connect Plots 3 and 4	Acquisition of long leasehold and relocation of existing businesses required on 13K. Office space required in planning policy terms is unlikely to be financially viable and the LPA may need to reconsider its policy

9.30 This phased delivery approach provides a broad projection of possible delivery expectations, which acts as a guide for understanding the sequencing of interventions on the Estate. This can also act as a tool for the Council to monitor and review progress. However, this is a guide which should be expected to evolve over time, influenced by a range of different factors with land interests being a critical one.

Preferred Approach

9.31 We set out a summary of the advantages and disadvantages to each approach in the table below.

	Advantages	Disadvantages
Comprehensive Development	<p>Opportunity to consider fully the site constraints and provide holistic solutions (e.g. flooding) from the outset</p> <p>Comprehensive joined-up design with complementary uses and best use of land</p> <p>Could allow for greater quantum of residential development with the removal of the HSE Hazard Zone</p>	<p>Will require the use of CPO across the majority of the Estate. This would be costly and is unlikely to be popular with existing occupiers resulting in significant objections. It may also be difficult to justify the use of CPO</p> <p>Loss of existing businesses on the Estate and potentially within the local area. Limited opportunities for decanting into new development space, or locally</p> <p>The proposals will respond to the market conditions that broadly prevail and likely to preclude uses, such as offices, that are currently not viable or require the Council to bear the risk/cost</p> <p>Not many developers readily undertake mixed-use development so likely to have multiple partners, in which case not certain that the answer will be better than that for Phased Approach</p>
Phased Approach	<p>Provides the greatest opportunity to retain existing businesses within the Estate so less contentious</p> <p>Allows for a flexible approach which will help ensure that viable uses are proposed in line with market conditions so likely to maximise the Council's return</p> <p>Allows opportunities for long leaseholders to bring forward development themselves with the Council still able to influence development</p> <p>Does not require a costly CPO of the whole Estate</p>	<p>HSE Hazard Zone would need to be considered and therefore the opportunity to provide residential on Plot 3 may be lost in the short/medium term</p> <p>Other environmental constraints will need to be mitigated on a plot by plot basis which may be more costly than a comprehensive mitigation strategy</p> <p>Consideration must be given to neighbouring uses. Could impact value where neighbouring uses are not desirable</p> <p>May require use of CPO on some individual parcels</p> <p>Scale of opportunity may be attractive to some potential delivery partners</p>

Appraisals

9.32 We have undertaken an appraisal analysis of the baseline masterplan plots. Our analysis provides indicative figures to illustrate whether, in principle, uses of this scale are broadly viable and deliverable. The outcomes of this section are on the basis of a number of development, financing and cash flow assumptions and as such the outcomes should be seen in the context of these assumptions and not the actual returns that the Council will generate.

9.33 Our approach is to review the likely value of the land based on the proposed schemes without the costs of acquiring the existing commercial interests and obtaining vacant possession. Costs of acquisition have then

been estimated separately using high-level assumptions and deducted from the land values to provide a net value for each scheme (noted as a surplus or deficit in the tables below). If the net value generated is positive then it can be said to be viable, that is it makes more money than it loses including providing sufficient profit. If the land value is negative then the scheme is not viable as it loses money.

- 9.34 Our acquisition cost assumes only the investment interest for each plot is acquired and the individual business occupants are vacated by way of existing lease provisions. These figures are based on high-level estimates and should be viewed as indicative only.

CIL/S106

- 9.35 Any proposed development will also be expected to meet planning obligations including CIL and S106.
- 9.36 The West Berkshire District Council's CIL Charging Schedule took effect in April 2015. CIL will therefore be payable on relevant new development on the Estate. For Newbury the rates chargeable on any net developable area are currently as follows:

Type of Development	Use Class	CIL Rate per sq m
Residential	C3 & C4	£75
Retail	A1 to A5	£125
Offices	B1a to B1c	£0
Industrial	B2	£0
Warehousing	B8	£0
Hotels	C1	£0
Residential Institutions	C2 & C2a	£0
Community and all other uses	-	£0

Appraisal Results

Plot 1 and Plot 3

- 9.37 We have assessed the industrial plots on the basis of a £ per acre rate for industrial development land of £750,000 per acre. This is our assumption of what a developer would likely pay for the land once they have factored in future development receipts and the costs likely to be incurred in undertaking the industrial development, including allowing for development profit. This rate is based on our review of relevant land comparables and discussions with industrial agents.
- 9.38 The results of our analysis are as follows:

	Plot 1	Plot 3
Proposed Uses (GEA)	30,700 sq ft Industrial	27,500 sq ft Industrial
Acres	2.1	2.2
Total Land Value	£1.5m	£1.5m
Total Acquisition Costs	£1m	Nil
Surplus/Deficit	£0.5m	£1.5m

Plot 2 and Plot 4 – Mixed Use Proposals

- 9.39 Both Plot 2 and Plot 4 propose a mix of residential and office accommodation.
- 9.40 Based on current market assumptions the office elements in isolation produce little or no land value. To produce a reasonable level of profit there would need to be significant improvement in office rental values in excess of current prime rents (£25 per sq ft) or a reduction in build costs by more than 10%. We do not consider this level of improvement is likely in the short to medium term.
- 9.41 Our analysis therefore focuses on the land value which can be derived from the residential elements. We have run appraisals to estimate all future development receipts and the costs likely to be incurred in undertaking the residential development, including allowing for development profit. Once all costs have been subtracted from values the leftover or 'residual' amount is the value the development can afford to pay for the land in question.
- 9.42 We have assumed a policy compliant level of affordable housing (30%).
- 9.43 We have made reasonable allowances for the cost of remediation and infrastructure.
- 9.44 All assumptions used in the viability analysis are derived from AY's market analysis and experience in dealing with similar schemes. Details of all assumptions made are available at **Appendix VII**.
- 9.45 A summary of the appraisals for Plot 2 and Plot 4 are provided in the table below.

	Plot 2	Plot 4
Proposed Uses (GEA)	52,000 sq ft Residential & 18,000 sq ft Offices	160,000 sq ft Residential & 19,000 sq ft Offices
Proposed Residential Units	68	212
Total Net Development Value	£15.3m	£47.8m
Costs (incl. Finance)	£11.7m	£35.7m
Profit	£2.6m	£8.1m
Total Land Value	£1.0m	£3.9m
Total Acquisition Costs	£0.5m	£0.4m
Surplus/Deficit	£0.5m	£3.5m

- 9.46 Prior to deduction of acquisition costs the land value above reflects a rate per gross acre of between £700,000 and £900,000. The land value derived from delivery of residential is only marginally in excess of the land value derived from industrial uses.

- 9.47 However, our analysis suggests that all four plots generate positive residual land values. They are inherently viable including allowances for appropriate development profit and accounting for current planning policy requirements.
- 9.48 Whilst the schemes themselves are inherently viable, whether they are viable in the sense of being delivered in reality will depend on the cost of acquiring the ground leases (where applicable). We have made high-level assumptions based on the existing rental levels but this assumes that the plots are available for acquisition. In reality, the Council or a developer would potentially have to pay in excess of our estimates including possible compensation costs associated with terminating existing occupational tenancies.
- 9.49 Further to this, small movements in sales values, build costs, and/or acquisitions costs could impact negatively on viability.
- 9.50 In particular the surplus on Plots 1 and 2 is only marginally in excess of the assumed acquisitions costs. If assumptions differ from those currently adopted it may be necessary for public sector intervention and/or a flexible approach to developer contributions.
- 9.51 We have run a sensitivity analysis to demonstrate the impact of changes in sales values and build costs on the viability of Plot 2 and Plot 4.

	Sensitivity Iteration	Residual Land Value	Surplus/Deficit*
Plot 2	£10psf increase in build costs	£0.5m	£nil
	10% decrease in sales values	£0.3m	-£0.2m
	£10psf increase in build costs and 10% decrease in sales values	-£0.3m	-£0.7m
Plot 4	£10psf increase in build costs	£2.5m	£2.1m
	10% decrease in sales values	£1.7m	£1.3m
	£10psf increase in build costs and 10% decrease in sales values	£0.2m	-£0.2m

*RLV less acquisition costs


























- 9.52 Once acquisitions costs are deducted, a combined £10 psf increase in build costs and 10% decrease in sales values would produce a deficit on both Plot 2 and Plot 4 and they would therefore be considered unviable.

Routes to Delivery

- 9.53 There is a wider range of potential routes available to the Council ranging from simple disposal for delivery by the private sector, through to directly undertaking the development itself, with partnership options available in between. The options available will also be limited by the certainty of achieving vacant possession where it is required and also whether sufficient capacity for development can be achieved. Thought will also be needed around the variety of uses across the Estate and the market appetite for delivery of these either as separate opportunities or as one.
- 9.54 The various delivery routes (Site Disposals, Development Agreements (DAs), Joint Ventures or Self Delivery) have advantages and disadvantages. The features of these different delivery approaches broadly fall into the following categories:

- Financial return;
- Risk;
- Control (over quality and design as well as programme);
- Resource required (including internal funding or staff and expertise at the Council); and
- Procurement (time and complexity).

9.55 The strengths and weaknesses of the approaches are summarised below:

	Site Disposals	Individual Site DAs	Multi-site DA	Individual Site JVs	Self-Delivery
Financial Return					
Risk					
Control					
Resource					
Procurement/ Set-Up					

9.56 Within the table above, the stronger green colour represents a preferable position for the Council, whilst red represents a poor position. The colours are assigned on the assumption that the Council will seek to maximise returns and control, and minimise risk, resource allocation and procurement time and complexity.

9.57 These are very much illustrative and should be taken as an approximate representation of the relative features of each approach rather than definitive, given any one approach can be modified. Broadly though, the above illustrates that direct delivery could yield the greatest return and control, with the most risk, and disposal or Land Sale would minimise risk, complexity and resource commitment, though with the least return and control.

9.58 The optimal choice will depend on the specific objectives of the Council which should be fully established. These requirements may necessitate a degree of control exceeding that which may typically be afforded through simple disposal of the land.

9.59 Each of the characteristics of the approaches is discussed in greater detail in a full commentary provided at **Appendix VIII**.

10. Planning Application Deliverables

10.1 Any planning application for the LRIE site should be accompanied by the requisite suite of documentation as set out in WBC's planning validation 'Local List of Documents' checklist (September 2018) and any subsequent update.

10.2 It is recommended that pre-application discussions are undertaken with WBDC prior to any submission to agree the scope of the documentation to be provided. The submissions will be proportionate to the scale and nature of the proposals but should include all the requisite information required to assess conformity to the Development Plan policies. As set out in the checklist, this could include the following documentation:

- Application Fee
- Application Form, Certificates and Notices
- Site Location Plan & Site Plan
- Existing & Proposed Elevations, Floor plans (incl. roof plans), Sections
- Design & Access Statement (including photographs and photomontages)
- Sustainable Construction and Energy Efficiency Report
- Affordable Housing Statement
- Air Quality Assessment
- Biodiversity Survey & Report
- Daylight/Sunlight Assessment
- Economic Statement
- Environmental Statement
- Town Centre Uses Evidence
- Foul Sewage and Utilities Assessment
- Heritage Statement
- Land Contamination Assessment
- Landfill Statement
- Landscape Details
- Lighting Assessment

- Noise Impact Assessment
- Open Space Assessment
- Planning Obligation Draft Heads of Terms
- Planning Statement
- Site Waste Management Plan
- Statement of Community Involvement
- Structural Survey
- Transport Assessment & Parking Provision Details
- Travel Plan
- Tree Survey/Arboricultural Impact Assessment
- Ventilation/Extraction Statement

10.3 Where a plot is brought forward in isolation and not part of a wider masterplan approach, such an application should include an assessment of the impact of the proposed development on the delivery of the overall masterplan. It should be demonstrated that the proposed development will not prejudice the delivery of development of neighbouring plots.

11. Conclusion/Next Steps

- 11.1 The Site comprises 26 separate parcels equating to 11.13 ha of previously developed land which could become available for redevelopment over the next 10 years, subject to the implementation of a viable delivery strategy.
- 11.2 At present, we estimate there is approximately 23,000 sqm of B1/B2/B8 and Sui Generis employment-related floor area across the various parcels that comprise the Site.
- 11.3 In planning policy terms, the West Berkshire District Council development plan designates the Site as a Protected Employment Area which therefore requires the existing level of employment provision to be maintained across the Site if it were to be redeveloped.
- 11.4 As the Council is currently reviewing its Local Plan, it is unclear if the Site will continue to be designated as a Protected Employment Area or if through the Local Plan Review to 2036 process, the Council will identify alternative employment land, which could potentially allocate and release the Site for alternative uses.
- 11.5 Two conceptual masterplans have been developed based on a number of key development principles in accordance with the current WBDC development plan to demonstrate a potential form and quantum of development that could be delivered as part of a phased development scenario.
- 11.6 The first 'baseline' masterplan option represents a potential redevelopment scenario comprising parcels that could become available in the immediate to short term (0-5 years); and the second 'comprehensive' masterplan option represents a more holistic site-wide approach which could be delivered in the medium term (5 - 10 years). Both options would be subject to existing businesses either vacating the Site or being relocated elsewhere in the District to enable development.
- 11.7 Should the 'baseline' masterplan be implemented, this suggests redevelopment could support approximately 280 residential units, comprising 28,484 sqm of floor area in buildings up to 5 storeys in height, 3,473 sqm of B1 office use and 5,400 sqm of B2/B8/Sui Generis employment use
- 11.8 Should the site-wide 'comprehensive' masterplan be implemented, this suggests redevelopment could support approximately 544 residential units, comprising 40,804 sqm of floor area in buildings up to 5 storeys in height, 6,023 sqm of B1 office use and 6,690 sqm of B2/B8/Sui Generis employment use.
- 11.9 Trip generation and transport modelling is currently being progressed by AECOM for the two masterplans/development scenarios and will be provided as an addendum to this report upon completion.
- 11.10 An initial development appraisal has been undertaken on the 'baseline' masterplan option, highlighting the strategic opportunities and constraints related to its delivery. We propose that potential next steps for the Council are as follows:
- Continued engagement with stakeholders to better understand short to medium term issues which could impact delivery and to ensure opportunities are fully captured, as well as informing the preparation of property cost estimates.

- Continued review of the local market for vacant units to provide opportunities for relocating or decanting existing businesses.
- Continued engagement with the Council (as Local Planning Authority) regarding the reallocation of the Site as part of the Local Plan Review. Promotion of the Site for mixed use redevelopment in line with this Development Brief.
- Establish a full set of objectives for redevelopment to enable a delivery option appraisal to be undertaken. This will involve determining the key requirements for the scheme(s) and a sense of relative priority of the objectives, together with an assessment of the extent to which each of the delivery routes meets those objectives, balanced against any disadvantages (e.g. a heavy resource requirement).
- Ensure the size of the potential opportunity available to developers is attractive. The football ground is identified as a critical early stage opportunity to provide sufficient development capacity as well as financial support to other parts of the development based on employment. Further consideration will also be required of how vacant possession on other short to medium term plots can be achieved and how development capacity can be enhanced.
- Explore whether there are any public sector funding possibilities available to facilitate more comprehensive development.
- Undertake pre-application discussions with WBDC (as Local Planning Authority) and engage with key local stakeholders prior to the preparation and submission of any planning application(s).

Appendix I

Site Location Plan



Red Line Site Boundary

LONDON ROAD INDUSTRIAL ESTATE (LRIE) DEVELOPMENT BRIEF

Site Location Plan

DRAFT

July 2020
Not to Scale

**AVISON
YOUNG**

wsp

Appendix II

Masterplan Design Pack (WSP)

London Road Industrial Estate (LRIE) Development Brief

JULY 2020

AVISON
YOUNG



DRAFT



CONTENT

Site Location Plan	2
Landscape Constraints Mapping	3
Vacant Possession Categories – Developable/Non-Developable Parcels	4
Baseline Masterplan Option	6
Comprehensive Masterplan Option	13



Red Line Site Boundary

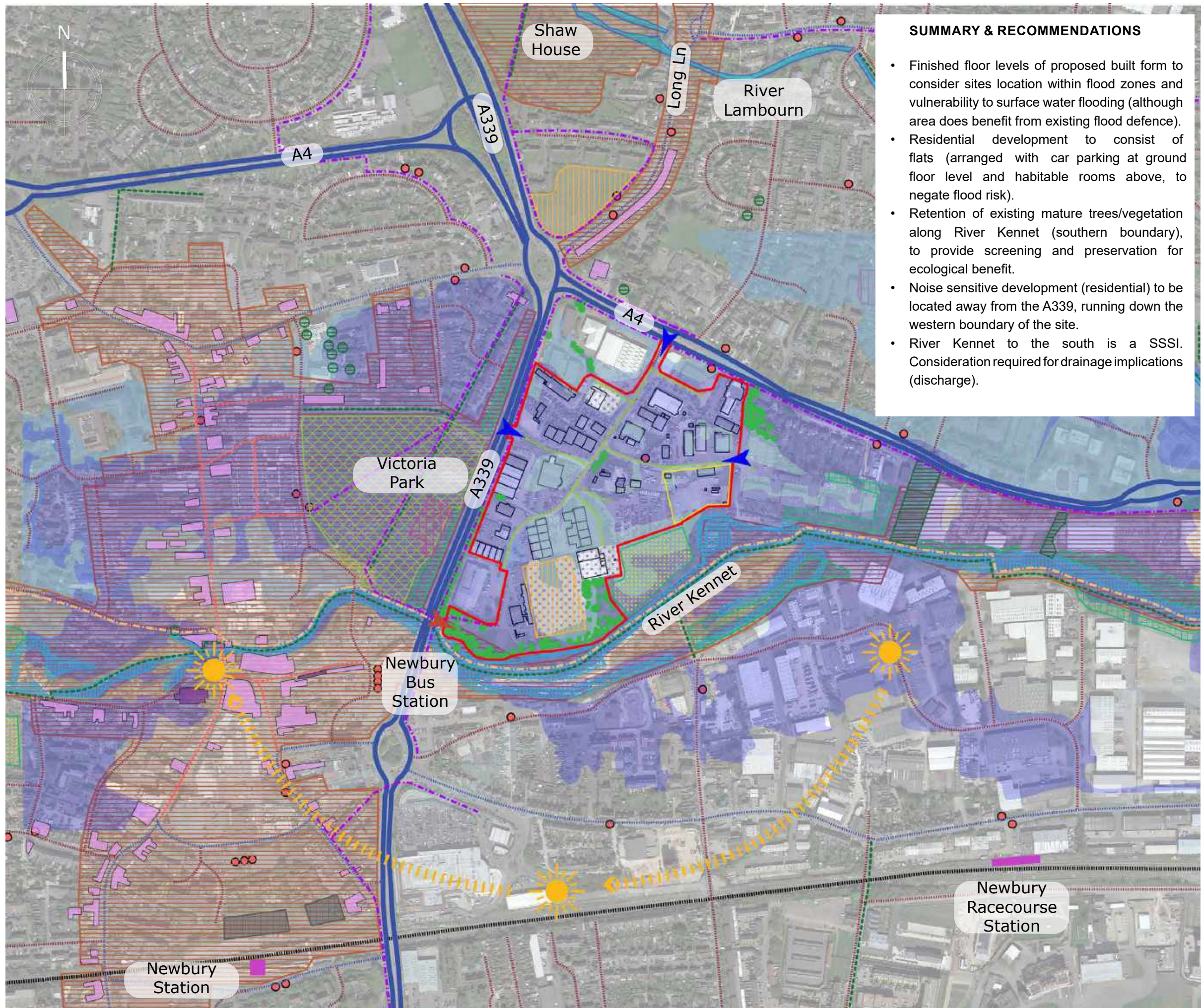
LONDON ROAD INDUSTRIAL ESTATE (LRIE) DEVELOPMENT BRIEF
Site Location Plan

DRAFT

July 2020
Not to Scale

AVISON
YOUNG

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SUMMARY & RECOMMENDATIONS

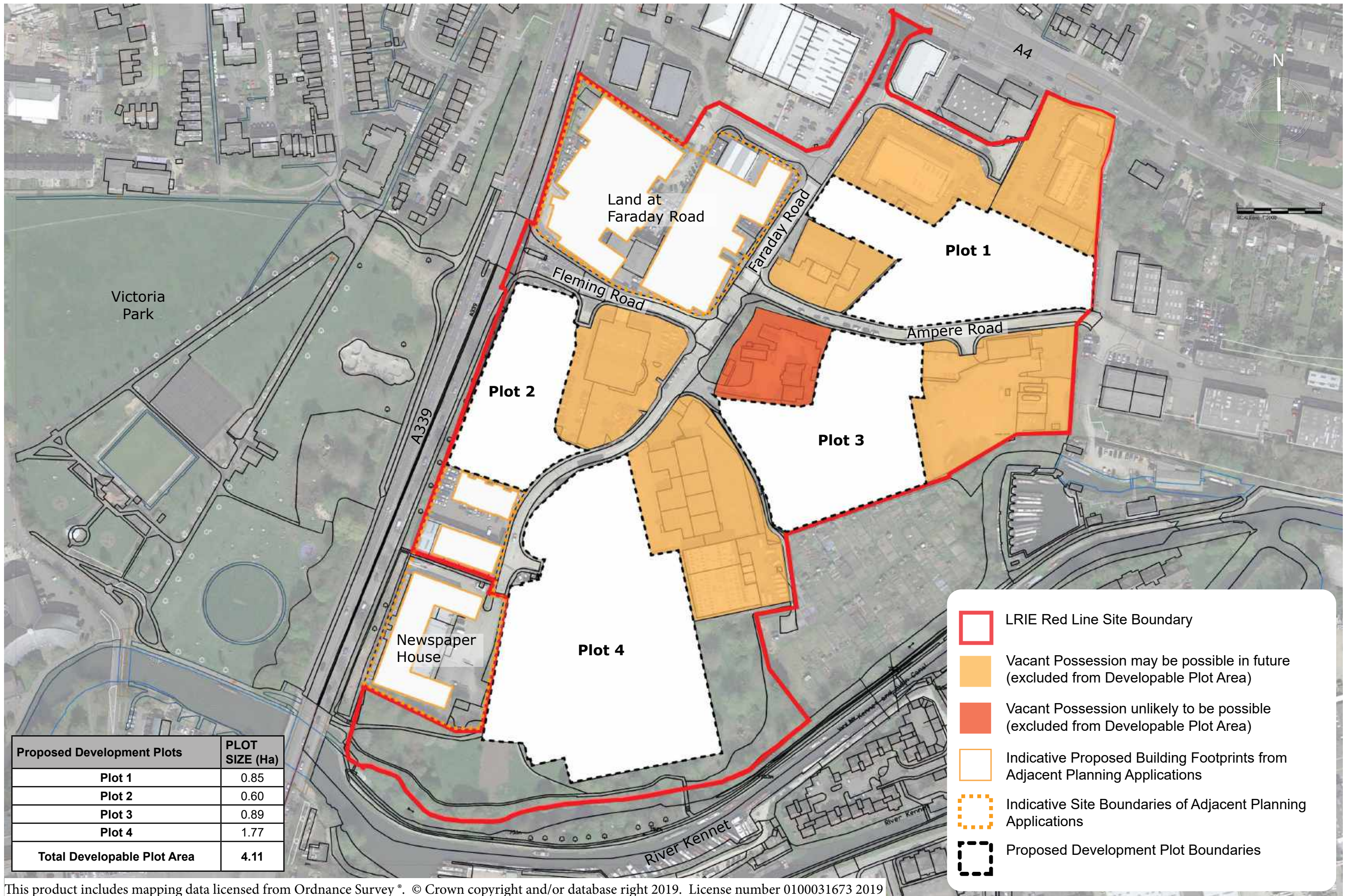
- Finished floor levels of proposed built form to consider sites location within flood zones and vulnerability to surface water flooding (although area does benefit from existing flood defence).
- Residential development to consist of flats (arranged with car parking at ground floor level and habitable rooms above, to negate flood risk).
- Retention of existing mature trees/vegetation along River Kennet (southern boundary), to provide screening and preservation for ecological benefit.
- Noise sensitive development (residential) to be located away from the A339, running down the western boundary of the site.
- River Kennet to the south is a SSSI. Consideration required for drainage implications (discharge).

KEY

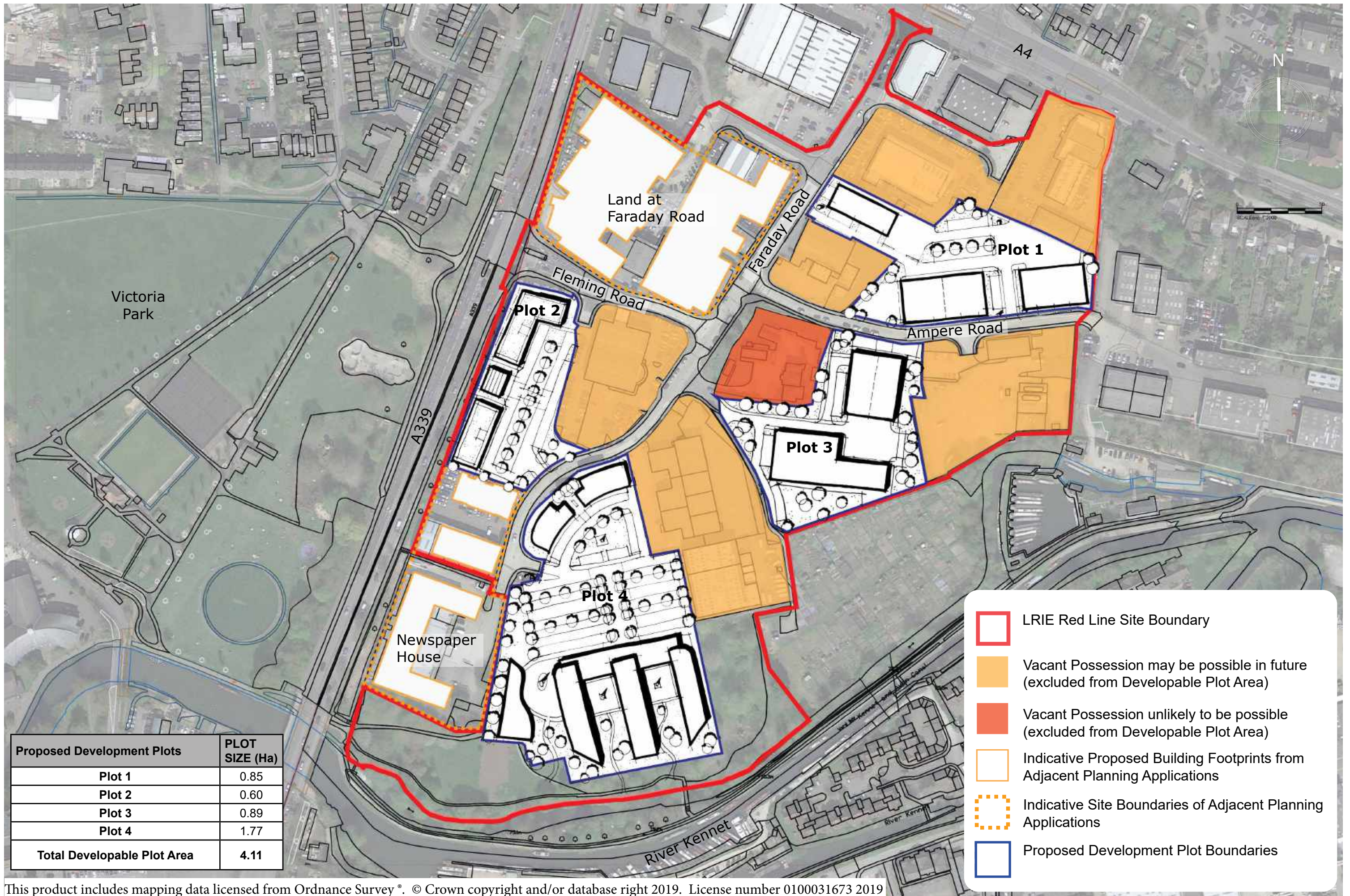
- Red Line Site Boundary
- Existing Vehicular Access
- Existing Pedestrian Access
- Existing Buildings On-Site
- Existing Established Vegetation
- Flood Zone 3
- Flood Zone 2
- Grade I Listed Building
- Grade II Listed Buildings
- Conservation Area
- Special Area of Conversation
- Sites of Special Scientific Interest
- Bus Stop
- Train Station
- Primary Vehicular Route (Off-Site)
- Secondary Vehicular Route (Off-Site)
- Tertiary Vehicular Route (Off-Site)
- Tertiary Vehicular Route (On-Site)
- Pedestrian Route (Off-Site)
- National Cycle Route
- Urban Cycle Route
- Railway Line (Off Site)
- Public Right of Ways
- Play Area
- Sports Ground
- Allotments
- Park
- Woodland
- TPO Protected Trees
- Car Park (On-Site)
- Calor Gas Facility
- Sun Path



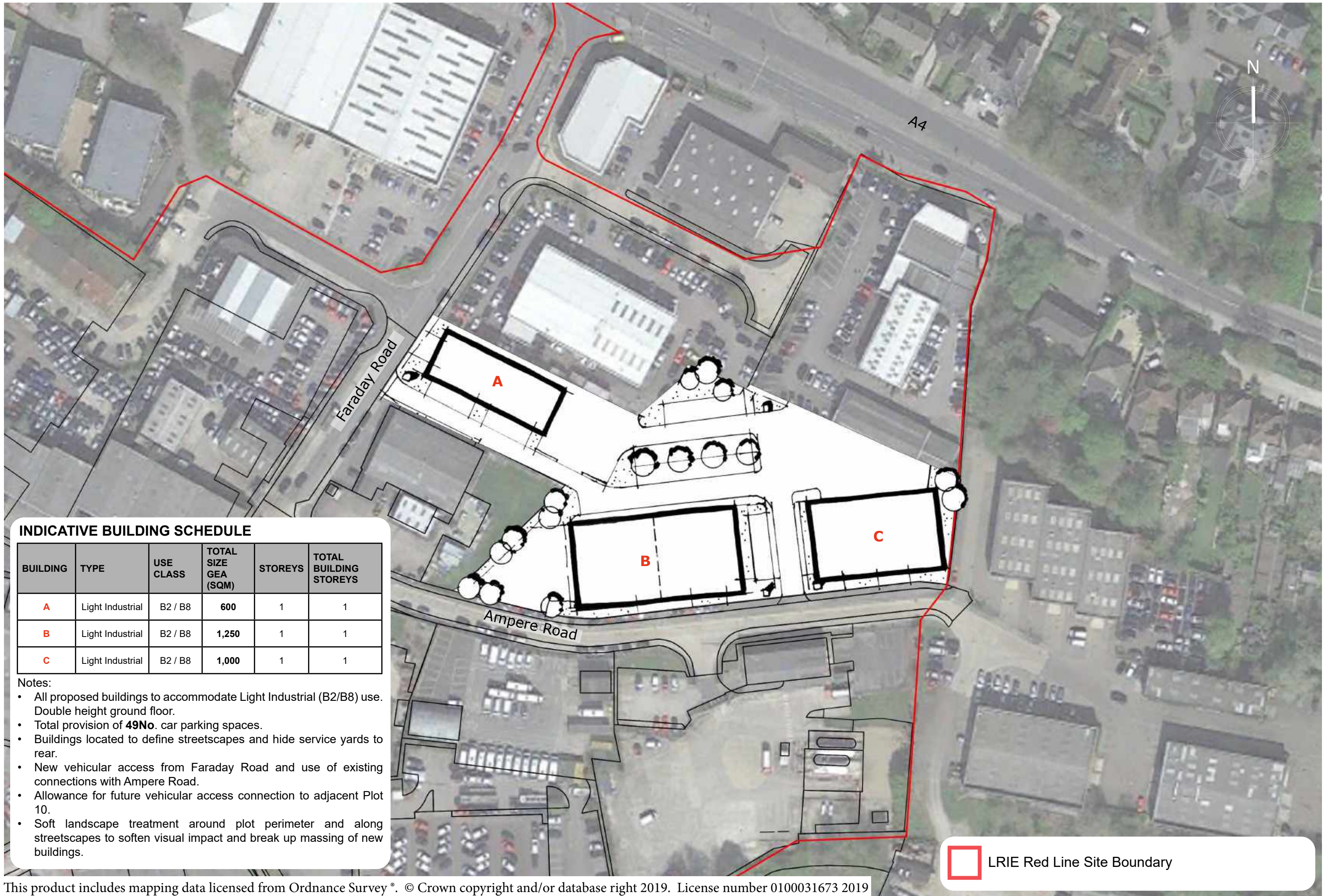
BASELINE MASTERPLAN OPTION



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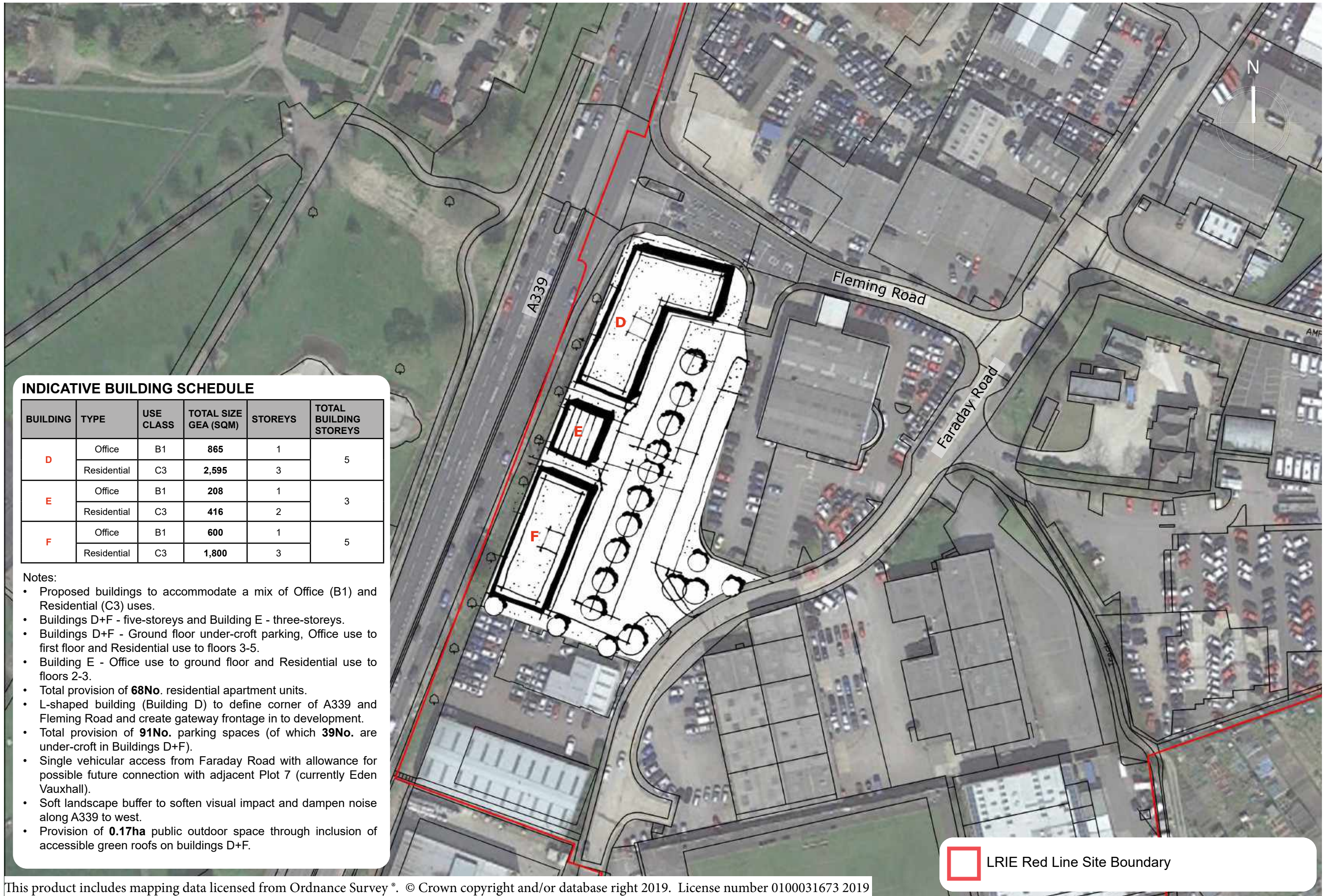


INDICATIVE BUILDING SCHEDULE

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
A	Light Industrial	B2 / B8	600	1	1
B	Light Industrial	B2 / B8	1,250	1	1
C	Light Industrial	B2 / B8	1,000	1	1

- Notes:
- All proposed buildings to accommodate Light Industrial (B2/B8) use. Double height ground floor.
 - Total provision of **49No.** car parking spaces.
 - Buildings located to define streetscapes and hide service yards to rear.
 - New vehicular access from Faraday Road and use of existing connections with Ampere Road.
 - Allowance for future vehicular access connection to adjacent Plot 10.
 - Soft landscape treatment around plot perimeter and along streetscapes to soften visual impact and break up massing of new buildings.


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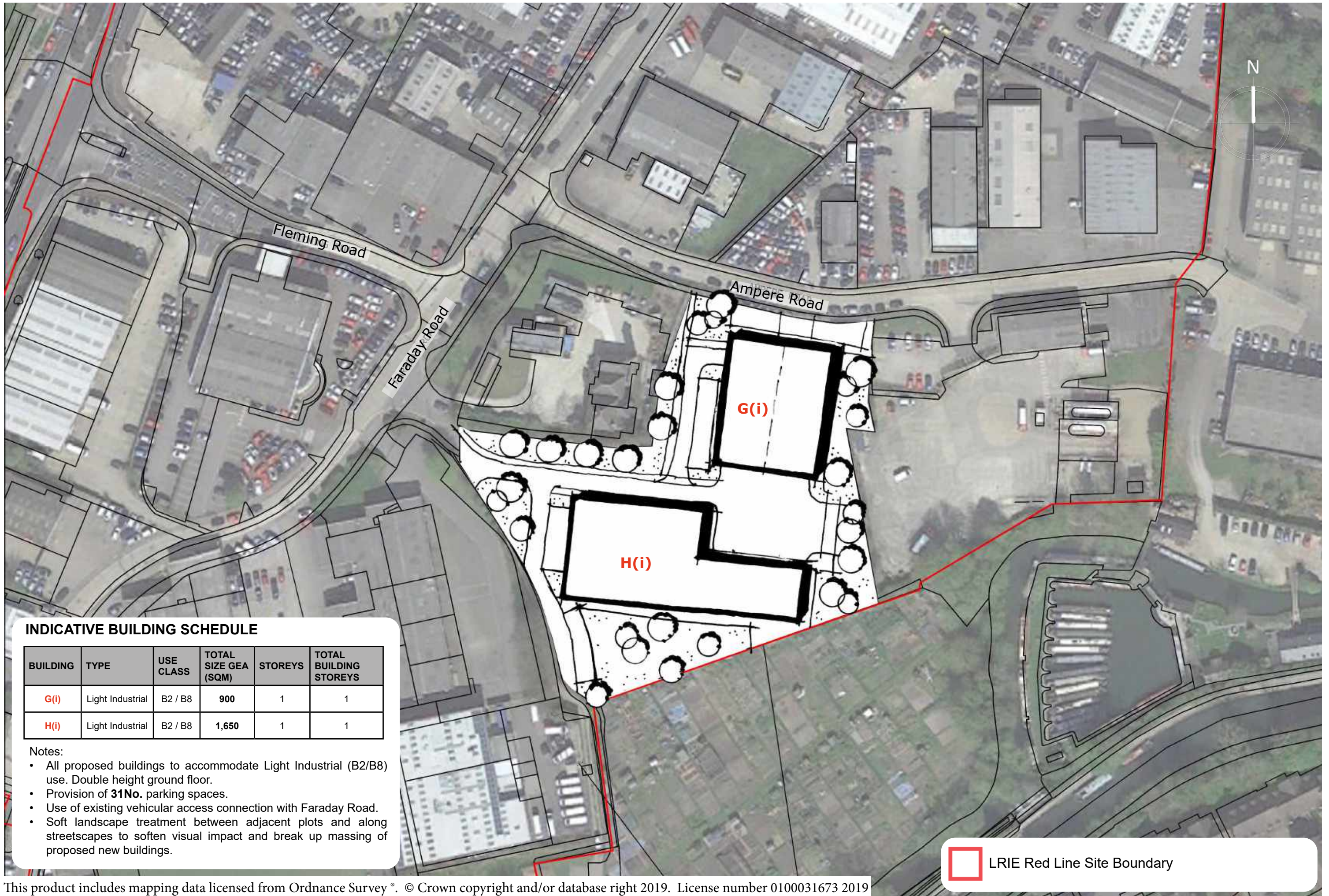
INDICATIVE BUILDING SCHEDULE

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
D	Office	B1	865	1	5
	Residential	C3	2,595	3	
E	Office	B1	208	1	3
	Residential	C3	416	2	
F	Office	B1	600	1	5
	Residential	C3	1,800	3	

- Notes:
- Proposed buildings to accommodate a mix of Office (B1) and Residential (C3) uses.
 - Buildings D+F - five-storeys and Building E - three-storeys.
 - Buildings D+F - Ground floor under-croft parking, Office use to first floor and Residential use to floors 3-5.
 - Building E - Office use to ground floor and Residential use to floors 2-3.
 - Total provision of **68No.** residential apartment units.
 - L-shaped building (Building D) to define corner of A339 and Fleming Road and create gateway frontage in to development.
 - Total provision of **91No.** parking spaces (of which **39No.** are under-croft in Buildings D+F).
 - Single vehicular access from Faraday Road with allowance for possible future connection with adjacent Plot 7 (currently Eden Vauxhall).
 - Soft landscape buffer to soften visual impact and dampen noise along A339 to west.
 - Provision of **0.17ha** public outdoor space through inclusion of accessible green roofs on buildings D+F.

 LRIE Red Line Site Boundary

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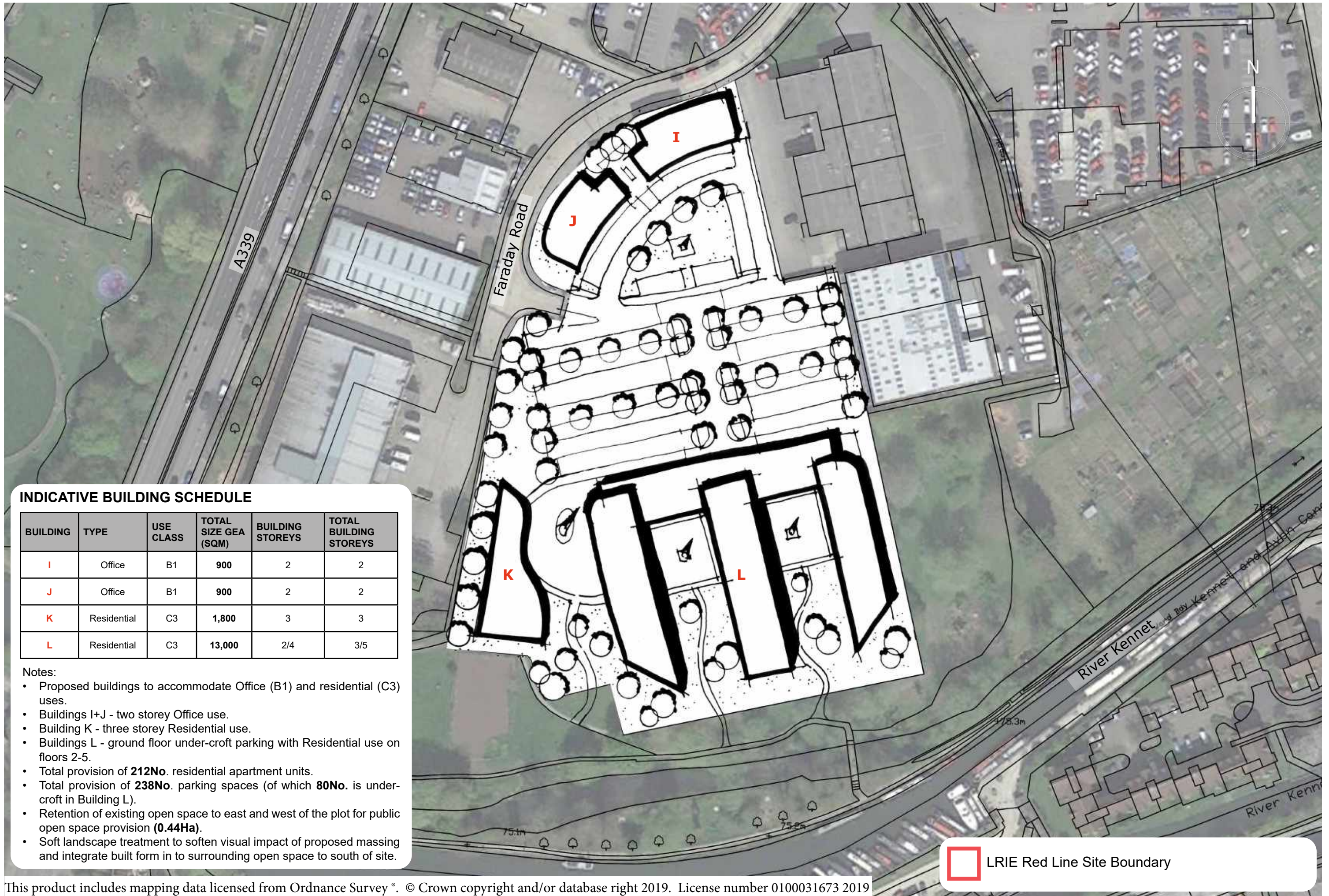


INDICATIVE BUILDING SCHEDULE

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
G(i)	Light Industrial	B2 / B8	900	1	1
H(i)	Light Industrial	B2 / B8	1,650	1	1

- Notes:
- All proposed buildings to accommodate Light Industrial (B2/B8) use. Double height ground floor.
 - Provision of **31No.** parking spaces.
 - Use of existing vehicular access connection with Faraday Road.
 - Soft landscape treatment between adjacent plots and along streetscapes to soften visual impact and break up massing of proposed new buildings.

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INDICATIVE BUILDING SCHEDULE

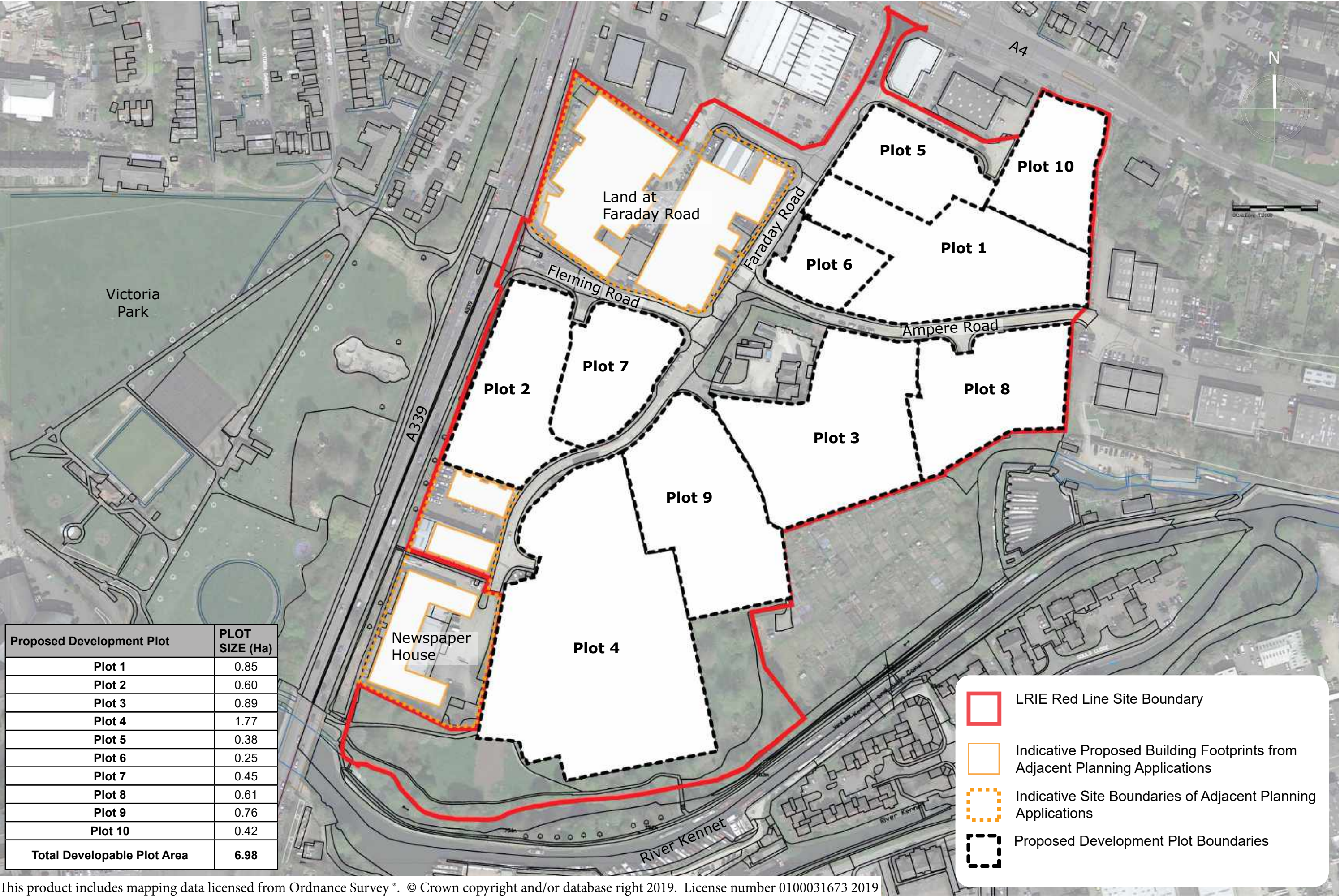
BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	BUILDING STOREYS	TOTAL BUILDING STOREYS
I	Office	B1	900	2	2
J	Office	B1	900	2	2
K	Residential	C3	1,800	3	3
L	Residential	C3	13,000	2/4	3/5

- Notes:
- Proposed buildings to accommodate Office (B1) and residential (C3) uses.
 - Buildings I+J - two storey Office use.
 - Building K - three storey Residential use.
 - Buildings L - ground floor under-croft parking with Residential use on floors 2-5.
 - Total provision of **212No.** residential apartment units.
 - Total provision of **238No.** parking spaces (of which **80No.** is under-croft in Building L).
 - Retention of existing open space to east and west of the plot for public open space provision (**0.44Ha**).
 - Soft landscape treatment to soften visual impact of proposed massing and integrate built form in to surrounding open space to south of site.

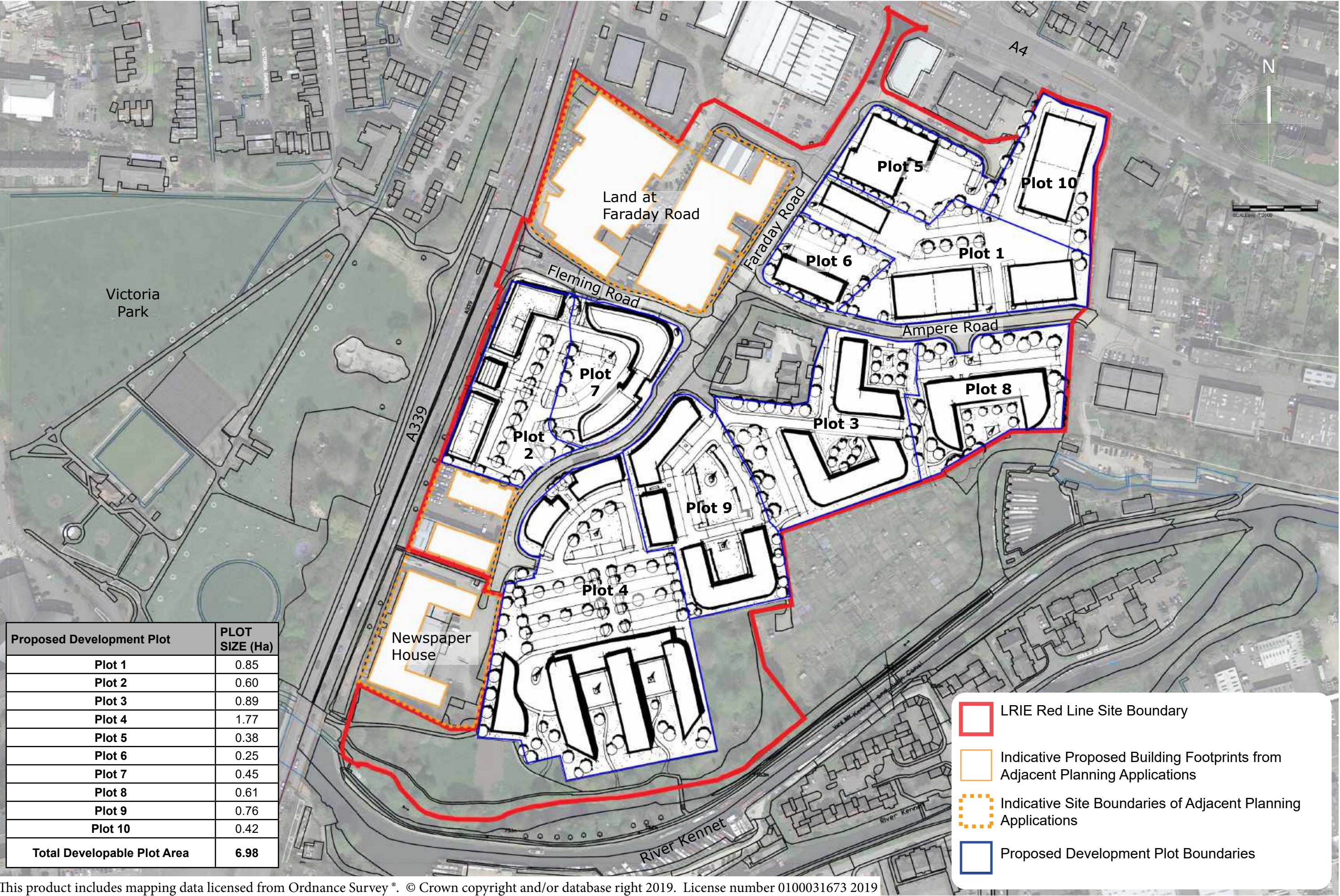
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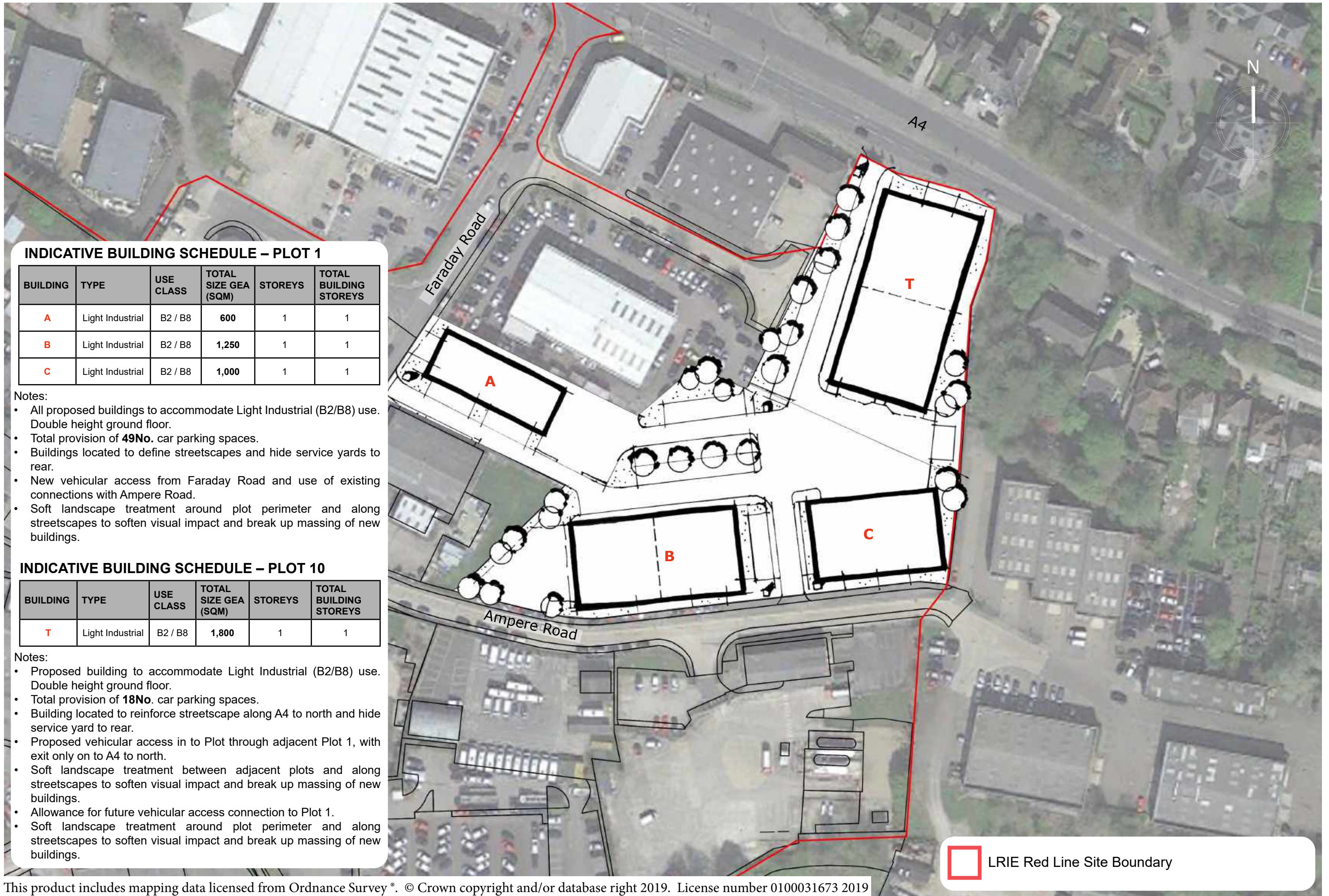
COMPREHENSIVE MASTERPLAN OPTION



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INDICATIVE BUILDING SCHEDULE – PLOT 1

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
A	Light Industrial	B2 / B8	600	1	1
B	Light Industrial	B2 / B8	1,250	1	1
C	Light Industrial	B2 / B8	1,000	1	1

Notes:


- All proposed buildings to accommodate Light Industrial (B2/B8) use. Double height ground floor.
- Total provision of **49No.** car parking spaces.
- Buildings located to define streetscapes and hide service yards to rear.
- New vehicular access from Faraday Road and use of existing connections with Ampere Road.
- Soft landscape treatment around plot perimeter and along streetscapes to soften visual impact and break up massing of new buildings.

INDICATIVE BUILDING SCHEDULE – PLOT 10

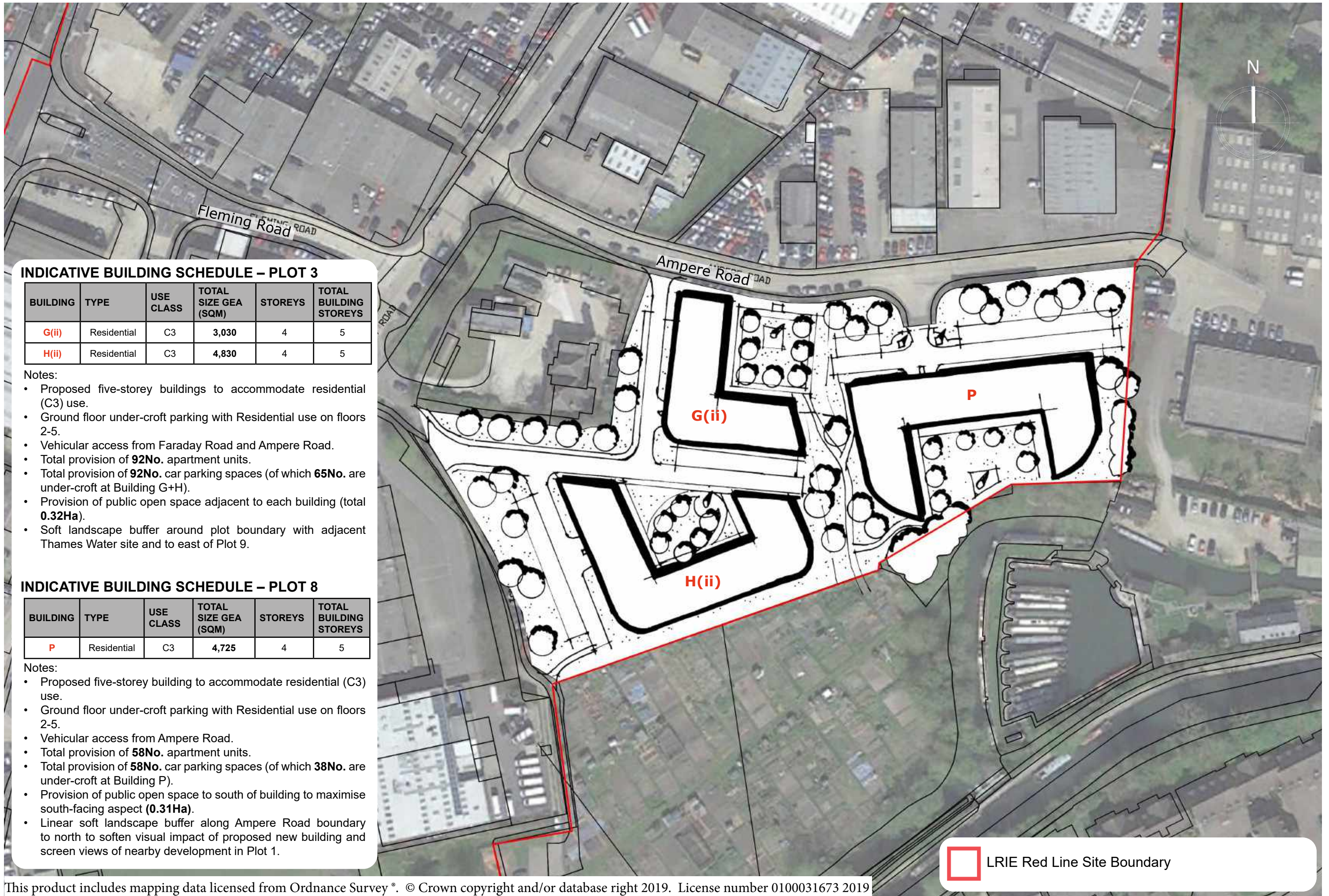
BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
T	Light Industrial	B2 / B8	1,800	1	1

Notes:

- Proposed building to accommodate Light Industrial (B2/B8) use. Double height ground floor.
- Total provision of **18No.** car parking spaces.
- Building located to reinforce streetscape along A4 to north and hide service yard to rear.
- Proposed vehicular access in to Plot through adjacent Plot 1, with exit only on to A4 to north.
- Soft landscape treatment between adjacent plots and along streetscapes to soften visual impact and break up massing of new buildings.
- Allowance for future vehicular access connection to Plot 1.
- Soft landscape treatment around plot perimeter and along streetscapes to soften visual impact and break up massing of new buildings.

 LRIE Red Line Site Boundary

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INDICATIVE BUILDING SCHEDULE – PLOT 3


BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
G(ii)	Residential	C3	3,030	4	5
H(ii)	Residential	C3	4,830	4	5

- Notes:
- Proposed five-storey buildings to accommodate residential (C3) use.
 - Ground floor under-croft parking with Residential use on floors 2-5.
 - Vehicular access from Faraday Road and Ampere Road.
 - Total provision of **92No.** apartment units.
 - Total provision of **92No.** car parking spaces (of which **65No.** are under-croft at Building G+H).
 - Provision of public open space adjacent to each building (total **0.32Ha**).
 - Soft landscape buffer around plot boundary with adjacent Thames Water site and to east of Plot 9.

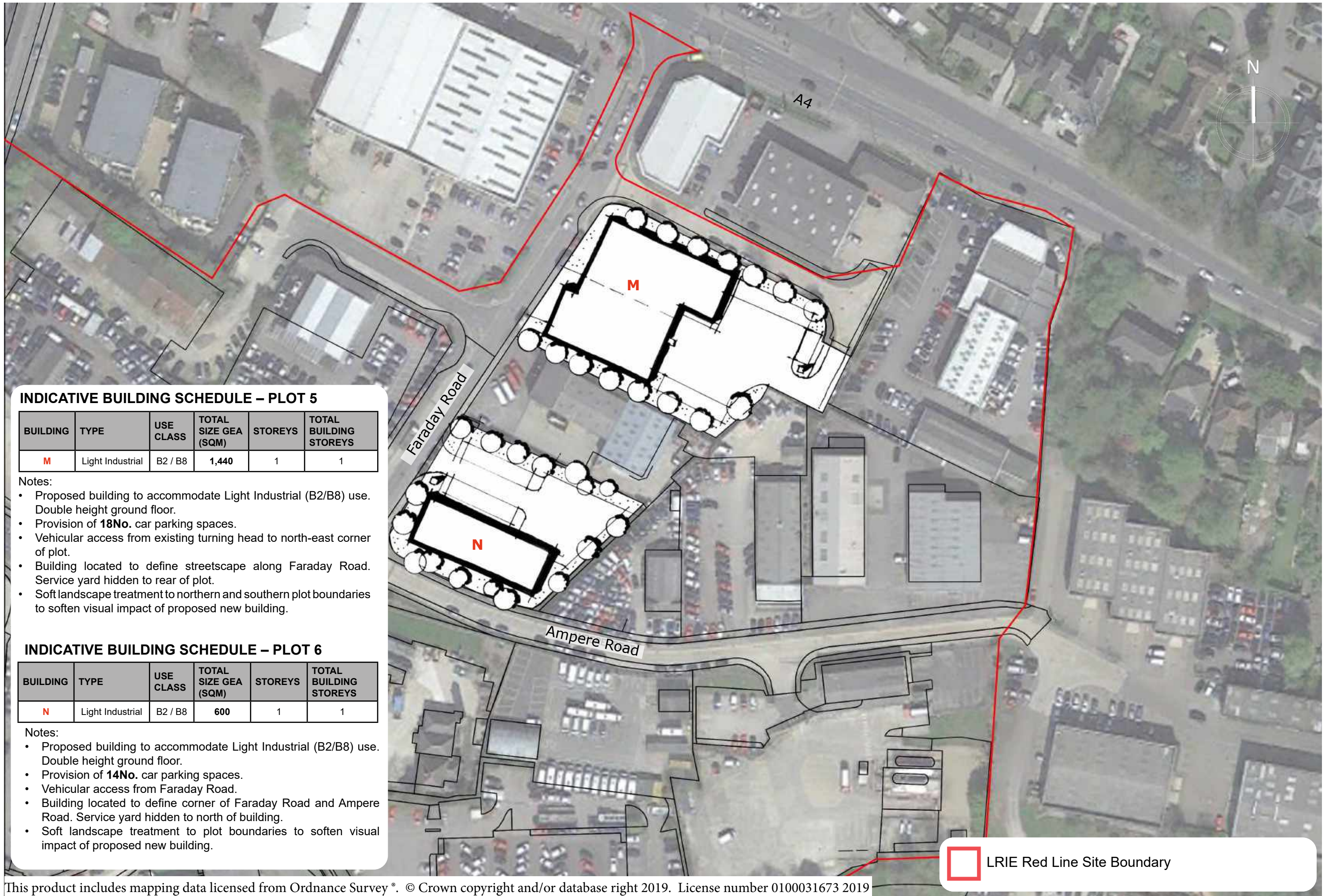
INDICATIVE BUILDING SCHEDULE – PLOT 8

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
P	Residential	C3	4,725	4	5

- Notes:
- Proposed five-storey building to accommodate residential (C3) use.
 - Ground floor under-croft parking with Residential use on floors 2-5.
 - Vehicular access from Ampere Road.
 - Total provision of **58No.** apartment units.
 - Total provision of **58No.** car parking spaces (of which **38No.** are under-croft at Building P).
 - Provision of public open space to south of building to maximise south-facing aspect (**0.31Ha**).
 - Linear soft landscape buffer along Ampere Road boundary to north to soften visual impact of proposed new building and screen views of nearby development in Plot 1.

 LRIE Red Line Site Boundary

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INDICATIVE BUILDING SCHEDULE – PLOT 5

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
M	Light Industrial	B2 / B8	1,440	1	1

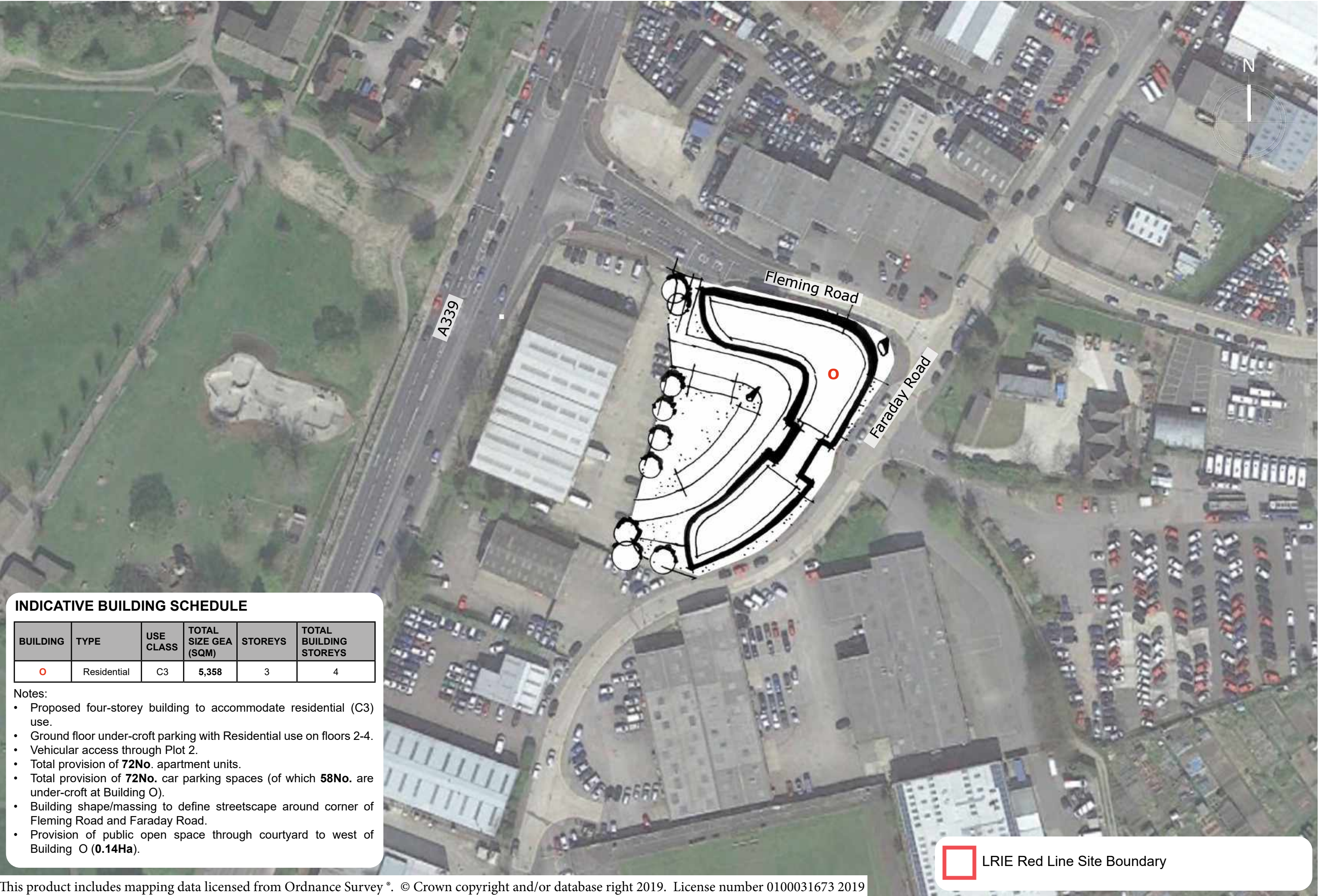
- Notes:
- Proposed building to accommodate Light Industrial (B2/B8) use. Double height ground floor.
 - Provision of **18No.** car parking spaces.
 - Vehicular access from existing turning head to north-east corner of plot.
 - Building located to define streetscape along Faraday Road. Service yard hidden to rear of plot.
 - Soft landscape treatment to northern and southern plot boundaries to soften visual impact of proposed new building.

INDICATIVE BUILDING SCHEDULE – PLOT 6

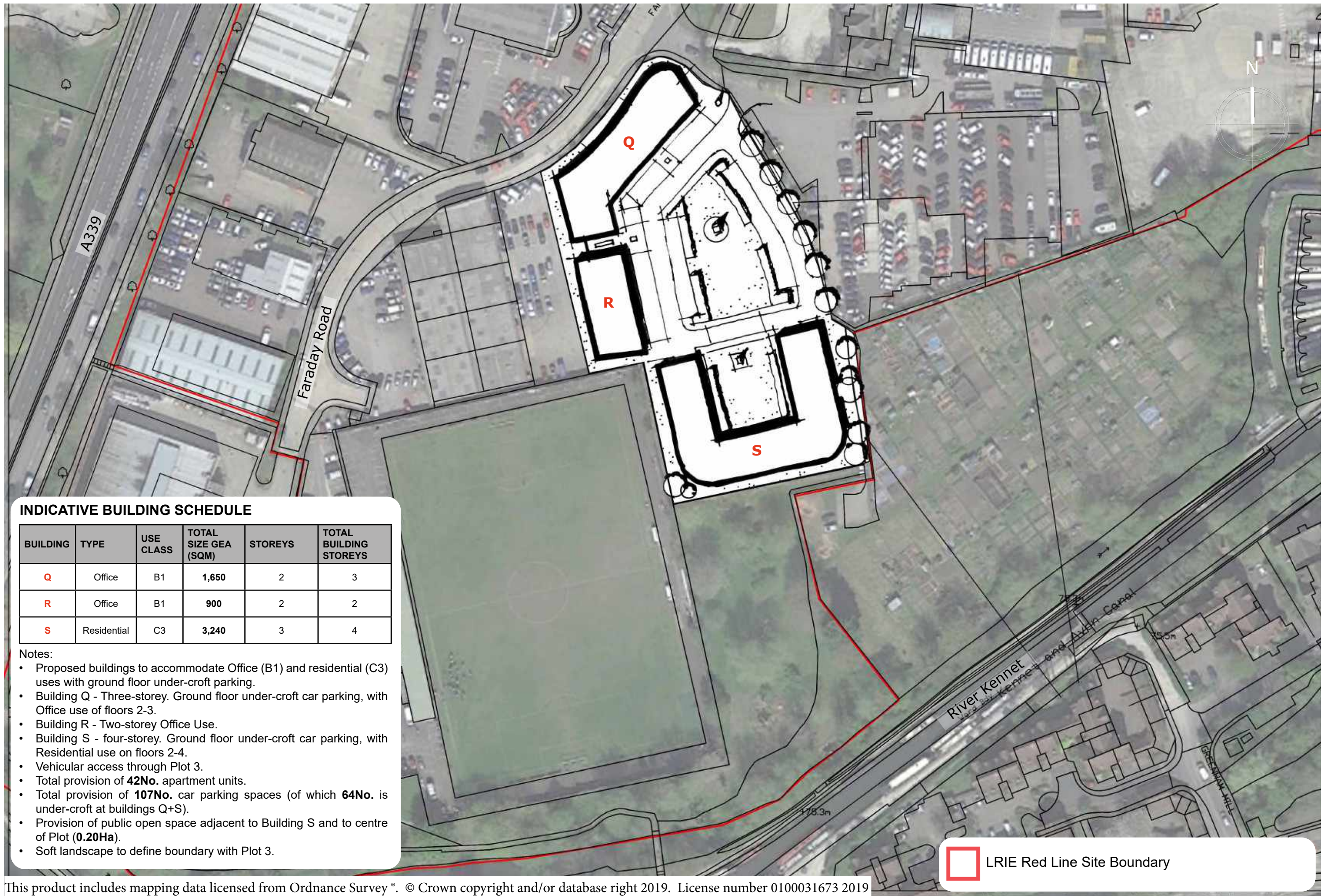
BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
N	Light Industrial	B2 / B8	600	1	1

- Notes:
- Proposed building to accommodate Light Industrial (B2/B8) use. Double height ground floor.
 - Provision of **14No.** car parking spaces.
 - Vehicular access from Faraday Road.
 - Building located to define corner of Faraday Road and Ampere Road. Service yard hidden to north of building.
 - Soft landscape treatment to plot boundaries to soften visual impact of proposed new building.

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INDICATIVE BUILDING SCHEDULE

BUILDING	TYPE	USE CLASS	TOTAL SIZE GEA (SQM)	STOREYS	TOTAL BUILDING STOREYS
Q	Office	B1	1,650	2	3
R	Office	B1	900	2	2
S	Residential	C3	3,240	3	4

- Notes:
- Proposed buildings to accommodate Office (B1) and residential (C3) uses with ground floor under-croft parking.
 - Building Q - Three-storey. Ground floor under-croft car parking, with Office use of floors 2-3.
 - Building R - Two-storey Office Use.
 - Building S - four-storey. Ground floor under-croft car parking, with Residential use on floors 2-4.
 - Vehicular access through Plot 3.
 - Total provision of **42No.** apartment units.
 - Total provision of **107No.** car parking spaces (of which **64No.** is under-croft at buildings Q+S).
 - Provision of public open space adjacent to Building S and to centre of Plot (**0.20Ha**).
 - Soft landscape to define boundary with Plot 3.

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Appendix III

WBDC Policy Map

Policies Map Legend

Settlement Boundary	
Conservation Areas	
Town Centre Commercial Area	
Protected Employment Area	
Housing Site Allocation – DPD	
Strategic Site Allocation – Core Strategy	
Road Schemes	
Registered Park & Garden	
Thames Basin Heath SPA – 5km	
Thames Basin Heath SPA – 7km	
Flood Zone 2	
Flood Zone 3	
Biodiversity Opportunity Area	
Local Wildlife Area	
AONB	

Appendix IV

Parking Review (Aecom)

LRIE Parking Note

West Berkshire Parking Standards

Policy P1 of the West Berkshire Housing Site Allocations DPD (2006-2026) sets out residential parking standards, summarised in Table 1.

Table 1 – West Berkshire Residential Parking Standards

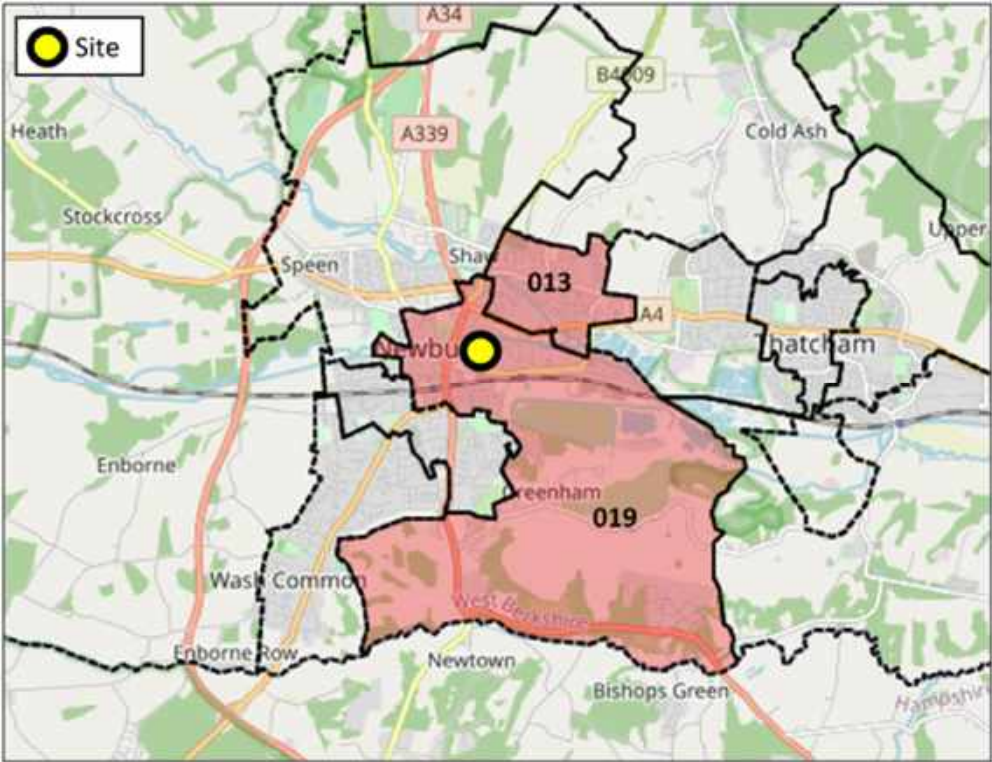
	Flats (+1 additional space per 5 flats for visitors)		
Bedrooms	1	2	3
Zone 2	1.25	1.5	2

As part of previous due diligence work¹ undertaken for the London Road Industrial Estate (LRIE) Site, it was proposed that the Site could deliver a maximum of 333 dwellings, however at this stage the size of these dwellings is unknown. Therefore, applying the above standards suggests the provision of between 484-733 parking spaces.

Census 2011 Data – Car Ownership

Existing car ownership data for the Middle Super Output Area (MSOA) in which the site is located (019) has been investigated. The land use of MSOA 019 is predominantly industrial in nature, and given the northern edge of the Site also forms a boundary with MSOA 013 which is predominantly residential, this data has also been explored as it is considered more comparable to the development proposals. Figure 1 shows the site in the context of the MSOA's.

Figure 1 – MSOA Locations



The data for the MSOA's show that the output area including the site (019) has a car ownership of 1.11 cars per household and that MSOA 013 to the north has a higher car ownership of 1.35 cars per household.

¹ AECOM (2018) Site NEW1 – London Road Industrial Estate, Newbury.

Table 2 – Census 2011 Car Ownership for All Tenure Types

Middle Super Output Area (MSOA)	Car Ownership (per household)
West Berkshire 019 (area including the site)	1.11
West Berkshire 013 (area to the north)	1.35

Table 2 indicates car ownership for all household types of 1.11 cars per household for MSOA 019 and 1.35 cars per household for MSOA 013. This equates to an average car ownership level of 1.23 cars per household.

The general car ownership levels quoted above include houses and bungalows which typically have higher car ownership levels than flats, maisonettes and apartments, which is relevant given the nature of the development. To provide a more refined assessment and further justification, census 2011 data for accommodation type by car or van availability (of number of usual residents aged 17 or over in household) for the MSOA's, specifically for flats, maisonettes and apartments.

Table 3 – Census 2011 Car Ownership for Flats, Maisonettes or Apartments

Area	Classification	No Access to Car/Van	Access to One Car/Van	Access to Two or More Car/Van
West Berkshire 019	Percentage	37%	51%	12%
	Equivalent No. Vehicles for a development of 333 dwellings	0	171	90*
West Berkshire 013	Percentage	39%	46%	15%
	Equivalent No. Vehicles for a development of 333 dwellings	0	153	115*

**Census 2011 data for West Berkshire 013 and 019 for all housing types with 2 cars or more suggests a car ownership level of 2.28 and 2.24 cars per household, respectively.*

Table 3 suggests that for flats, maisonettes and apartments, the car ownership is 0.78 cars per household for MSOA 019 and 0.80 cars per household for MSOA 013. This indicates an average car ownership level of 0.79 spaces per household. would be more suited to the type of housing proposed.

Based on Census 2011 data for all housing types and flats, maisonettes and apartments only, this would equate to a provision of between 264-440 parking spaces, and that the lower end may be more suited to the type of tenure proposed. However, this will also need to consider additional spaces for visitors.

Appendix V

Market Commentary

Market Analysis

Residential

National Market Overview

- 1.1 The 'lockdown' measures in response to Covid-19 outbreak have drastically impacted activity in the housing market, effectively putting it 'on hold'. The majority of transactions will be postponed until after some relaxation of lockdown restrictions.
- 1.2 The housing market had begun the year on positive footing pre-crisis and this should help to aid recovery when restrictions are lifted. However, the key factor behind the housing market's performance over the rest of the year will be the economy and to what extent government measures mitigate damage to it.
- 1.3 The RICS UK Residential Survey, typically a good lead indicator of housing market strength, reported a fall in new enquiries of 74% during March, following three consecutive months of increases. Sales volumes were also down by 69% in March across the UK and new instructions showed a fall of 72%. The survey reported a net balance of -34% predicting short-term falls in house prices (over the year to come) but the market is expected to be more resilient over the medium term. Over the next 5 years, a majority of respondents – net balance of 72% - see house prices increasing.
- 1.4 Prior to the impact of Covid-19, there were positive signs in the UK housing market. Nationwide's UK house price index showed a positive reading for Q1 2020, prior to the lockdown measures being implemented. Overall, house prices were up 2.5% in the year to Q1 2020, the largest increase since Q1 2018 when a 2.5% increase was also recorded. Other indicators were also positive with the Halifax house price index reporting a 2.1% quarter-on-quarter rise in Q1 2020, rising to 3.0% year-on-year, and Rightmove reporting a decline in the average time properties spent on the market, down to 67 days from 76 March to February. Despite the encouraging start, the indices lag the market meaning that the impacts of the Covid crisis are yet to surface although according to Hometrack, there have been 373,000 paused transactions during the lockdown period – amounting to £82billion of value, and £1 billion of estate agency sales revenue.
- 1.5 UK housing property transaction statistics for February 2020 report that there was a 6.0% increase in volumes across the UK year-on-year (ONS). This positive performance goes against the decline transactional volumes that have been observed across the UK housing market over the past 4 years. On a monthly basis, February transaction volumes were 4.5% up on January 2020.

Housing Delivery

- 1.6 Covid-19 has caused many development sites to close which will have a significant impact on housing delivery in 2020. However, the situation is consistently changing, with several major developers now

resuming work on some sites while maintaining social distancing measures. Glenigan has reported there are almost 3,500 suspended sites (all property), accounting for 39% of all projects currently on site and a similar proportion of work by value, but these suspensions are not evenly spread across the industry. More extensive shut downs are in place in Scotland and Northern Ireland at the request of the devolved authorities: 79% of sites in Northern Ireland and 80% in Scotland are currently suspended.

- 1.7 Private housing is the worst affected sector with 60% of sites currently suspended.
- 1.8 Encouragingly though, Glenigan have also found that work has now resumed on 10% of sites that were initially suspended at the outset of the lockdown. Market news suggests that this will continue to increase, with talks underway with the Local Government Association to extend permitted working hours and Build UK is seeking guidance of use of PPE on sites.
- 1.9 Prior to this housing completions had been rising steadily since 2012-13, and totalled circa 241,000 net additional dwellings for 2018-19 (ONS). This figure exceeds the previous peak set in 2007-08 to achieve the highest annual net additional dwellings since the turn of the millennium.

Outlook

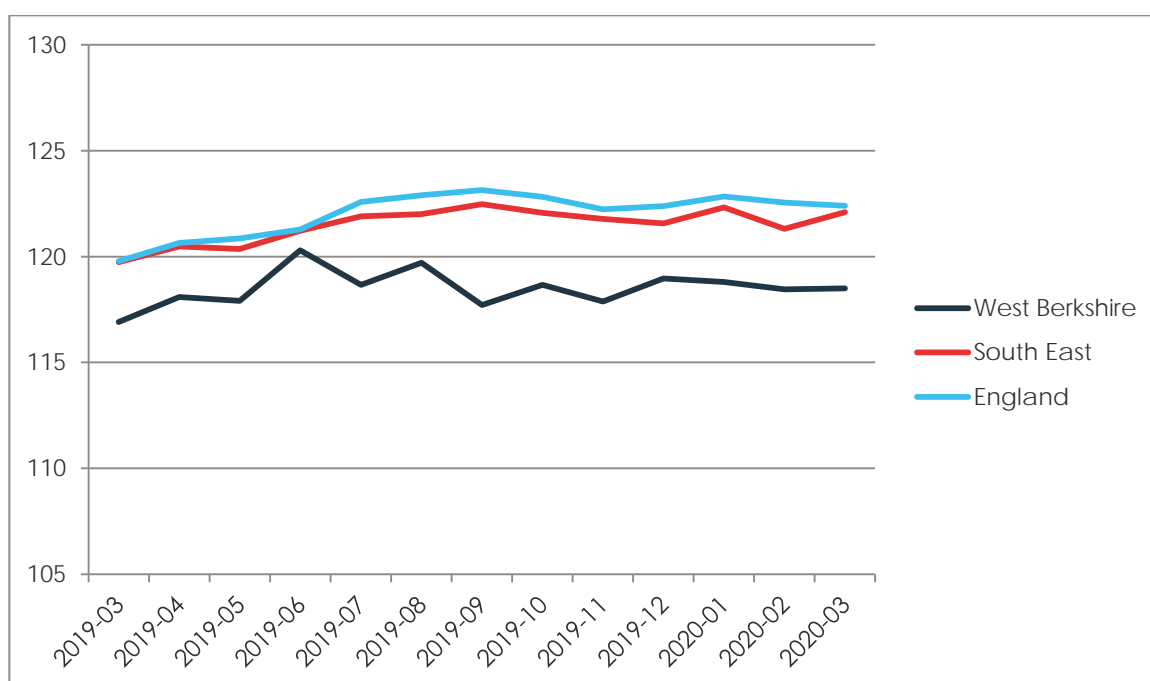
- 1.10 The strength of the market when the lockdown measures are lifted will largely be determined the wider economic recovery.
- 1.11 Forecasts of the economic impact and recovery from the crisis are frequently changing, as is the crisis itself. The presence of multiple unknowns (such as the length of the lockdown period, the possibility of a second wave, vaccine development timelines) exacerbates the process. However, there is broad consensus that the UK will enter a deep recession in the second quarter of 2020, with significant economic recovery unlikely until 2021. Unemployment is forecast to climb to 6% (Capital Economics), or possibly up to 10% according to the OBR. Individuals who have been placed on furlough will be receiving around 80% of their wages depending on their previous pay and company policies. This will bring financial strain for many and subdue housing market performance.
- 1.12 Conversely, historically low interest rates (now at 0.1%) should help support house price growth over the longer-term as the market recovers. Although the historically low interest rates and bond yields may encourage investment in development in the long-run, delayed housing developments will also restrict the much-needed supply in the short-term, which may put some upward pressure on house prices in the medium term. There may also be some pent-up demand as those individuals who have put their property searches on hold and have managed to weather the crisis snap back into action.

Local Market Overview

- 1.13 Land Registry Data in the graph below compares the change in the House Price Index (HPI) of England, South East and West Berkshire over the last year to March 2020. This indicates that the HPI for England, South East and West Berkshire have all increased nominally over the last year.
- 1.14 In particular the HPI for West Berkshire has fluctuated over the last year with a low of 116.91 in March 2019 and a peak of 120.91 in June 2019.

	March 2019	March 2020
West Berkshire	116.91	118.49
South East	119.74	122.09
England	119.78	122.39

Source: Land registry, 2020



Source: Land registry, 2020

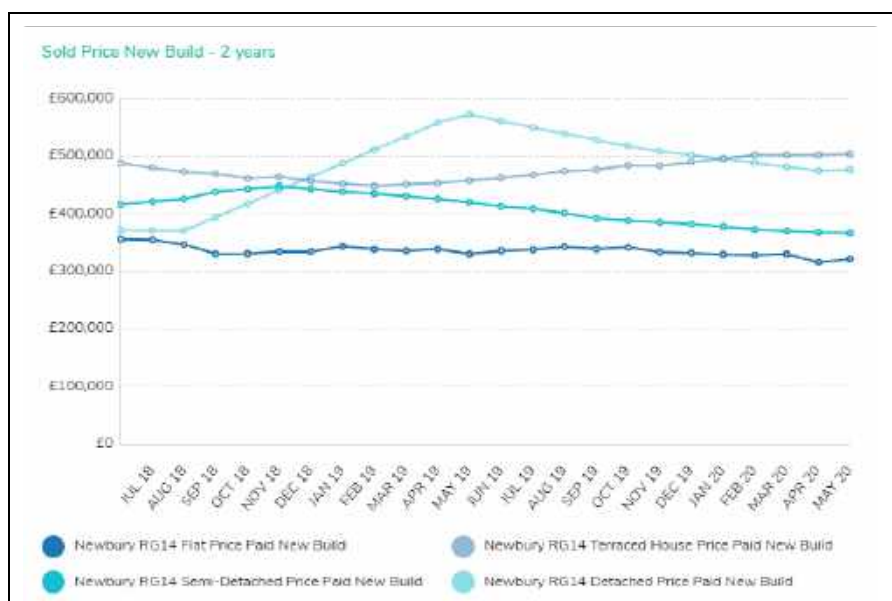
- 1.15 Land Registry Data in the table below provides the average sold prices in West Berkshire over the 12 months to March 2020. Across the board average prices have risen nominally by c. 0.20-1.85%, with the semi-detached market seeing the largest increase in value.

West Berkshire	March 2019	March 2020	% Change
Detached	£566,158	£574,230	1.43%
Semi	£340,201	£346,478	1.85%
Terraced	£271,964	£276,340	1.61%
Flat	£197,480	£197,874	0.20%

Source: Land registry, 2020

- 1.16 It should be noted that the sample size for the data in these tables is small, which can provide for volatile results.

- 1.17 The median price paid for all new build property within Newbury over the last 12 months was £352,226, which represents a decrease of -5% over the period. The median price per square foot over this period was £441 psf. From the position in May 2018 to May 2020 terraced and detached new build houses have overall seen an increase in the price paid while semi-detached and flat prices have fallen, as illustrated in the graph below.
- 1.18 Over the last 2 years new build house prices fluctuated fairly significantly for detached houses however it should be noted that new build data is based on a fairly small data set which may reflect the volatile price changes.



Source: Realyse, 2020



Source: Realyse, 2020

Local Market Activity

- 1.19 The Estate is well located within walking distance of Newbury town centre and the train station. Newbury is also fairly well connected as a commuter location to Reading, however, it does not benefit from the proximity of locations such as Theale which attract higher residential values. In terms of rail links there are frequent and direct service connecting Newbury to Reading in 15 minutes and London Paddington in around fifty-five minutes.
- 1.20 Recent residential development in Newbury is predominantly made up of high density flatted development. The majority of new build development is located at Newbury Racecourse, with a mix of flats and terraced housing proposed at the scheme. Other notable schemes currently on the market in Newbury include:
- **The Chase, Newbury Racecourse.** Currently under construction and for sale. The scheme will deliver 600+ new homes with a mix of 2, 3 and 4 bed houses. 38 properties have sold at an average price of £426,000 per dwelling.
 - **Kingsman Way, Newbury Racecourse.** Scheme comprises 10 blocks containing 366 flats with a mix of 1, 2 & 3 beds. 15 flats have sold at an average price of £314,000 per dwelling.
 - **Park Reach, St Marys Road.** Complete and for sale. Scheme comprises 14 flats with a mix of 1 and 2 beds. 2 x 1 bed and 9 x 2 beds have sold at an average price of £320,000 (£446 psf).
 - **Steel Hill Apartment, Newton Road.** Complete and for sale. Scheme comprises 37 flats with a mix of 1 and 2 beds. Three flats have sold at an average price of £246,000 (£424 psf).
 - **Carcaixent Square, London Road.** Complete and for sale. Office to residential conversion comprises 120 flats with a mix of 1 and 2 beds. One beds are currently on the market from £145,000 to £220,000 and two beds from £175,000 to £250,000.
- 1.21 There are also a number of residential schemes currently under construction and in the planning stages in Newbury including:
- **Market Street, Newbury.** PRS Scheme by Grainger will deliver 232 residential homes, providing a mix of apartments, duplexes and houses, with 10,200 sqft of commercial space. *Under Construction.*
 - **Bath Road, Speen.** Planning application approved for 104 residential dwellings. *Under Construction.*
 - **Faraday Plaza.** 160 Apartments (of which 48 will be affordable) with commercial space. 4-6 storeys. *Planning Consent.*
 - **Sandleford Park.** 2,000 Homes south of Newbury - Hybrid applications pending determination, previous applications refused. Predominantly housed (detached, semi and terraced) with some apartments.
 - **Newspaper House** – Planning Application for 71 flats, 24x 1 beds, 43x 2 beds, 4x 3 beds. Of which 12x 1 bedroom and 9x 2 bedroom would be affordable. *Appeal against non-determination currently underway.*

- **115 London Road.** Consent for 35 flats with a mix of 1, 2 and 3 beds and 1700 m2 office space.
Planning Consent.

Office

National Market Overview

- 1.22 Total take-up across the Big Nine office markets (Birmingham, Bristol, Cardiff, Edinburgh, Glasgow, Leeds, Liverpool, Manchester and Newcastle) amounted to 8.8 million sq ft in 2019, 3% above the ten year average, albeit below the 10 million sq ft achieved in the previous two years. The heightened uncertainty surrounding Brexit and false deadlines resulted in the total being down on the previous two years, but comparable to 2016.
- 1.23 Due to the coronavirus pandemic, all non-essential firms in the UK are in a state of lockdown, either working remotely where possible or temporarily ceasing operations entirely. As a result, curtailed business activity will almost certainly have a detrimental impact on take up over 2020. In the longer term, demand-side implications are uncertain. A bounce-back in activity may be expected after the lockdown ends, although there may well be residual consolidation and business caution, while continued impacts of flexible working practices may deliver added uncertainty.
- 1.24 Future supply is likely to be impacted by current trends. Schemes underway are likely to be delayed by government directives, a lack of manpower and the increased scarcity and rising costs of resources in the coming months. In the longer term, we would expect new construction starts to be held back to reflect reduced demand from occupiers and cautious financing from investors. A similar trend was seen in most centres across the UK post-Global Financial Crisis.
- 1.25 Investment activity in the UK commercial market achieved £13.4 billion in Q1 2020 (Property Data). Although down on the 5 year quarterly average, this figure was marginally up on the same period in 2019. Overseas investors accounted for 71% of the quarter's investment activity as UK institutions recorded their lowest quarterly investment volume since 2009.
- 1.26 While some deals which were already in their late stages have completed, it is unlikely that investors will have new interests until the economic outlook is clearer, adopting a wait and see attitude. Financers are also unlikely to offer funds in the absence of accurate valuations due to the exceptional circumstances. Hence lockdown restrictions are likely to have notable impacts on Q2 investment and potentially continuing for the remainder of the year.
- 1.27 COVID-19 has resulted in many investors reassessing market pricing, and pausing new activity, as the economic implications of the outbreak and lockdown become more apparent. The likely property impacts will be lower levels of liquidity, at least through Q2 and Q3 of 2020, with property market pricing at risk the longer the economic and business impacts are extended.

Local Market Overview

- 1.28 Given the current economic shock, it is worth analysing annual trends to understand the strength of demand in the local market. In terms of annual trends in Newbury, take up in 2019 was estimated to be 14,000 sq ft

according to PMA, a 52% fall compared with 2018. To put the 2019 take up level in Newbury in a historic context, the annual average since the 2008 crash has been 60,000 sq ft.

- 1.29 PMA (Property Market Analysis) estimate availability in Newbury, based on data from EGI, which includes space under construction and due to complete within the next 6 months, to have risen by 11% to total 89,000 sq ft over the year to Q4-2019. The 2019 availability equates to a vacancy rate of 2.1% for Newbury, below the 5.7% in the Wider South East Market Area.
- 1.30 We are aware of no recently completed office development in Newbury. There is currently a total of 27,000 sq ft under construction across the Newbury market. All of the space under construction is expected to complete in 2020. The total under construction equates to less than 1% of existing stock. The figure on average across the Wider South East centres is 1.5%.
- 1.31 Analysing the profile of space under construction in Newbury, 26% is currently being built speculatively. The current speculative share on average across the wider south east centres is 46%. By location, all of the space currently underway in Newbury is situated out of town. The town centre/out of town split across the wider south east centres averages 26/74. The share of town centre development in Newbury from 2007 onwards is 4%.
- 1.32 Top headline rents in Newbury improved over 2019 to stand at £25.00 psf. This rent is reflective of space in the out of town market. The town centre rents remained at £17.50 psf where stock primarily consists of older stand-alone office buildings. Top rents are at Arlington Business Park in Theale. A rent of £28.50 was achieved in Q2 2019 at Building 1430 to Daly for 4,100 sq ft.
- 1.33 It is worth revisiting the aftermath of the Global Financial Crisis (GFC) to analyse the scale of rental decline that was seen in this previous crisis period. While the drivers of the GFC differ from the current coronavirus situation, we can draw some indication of the potential impact to rents we may witness in the coming months. Following the GFC, prime rents declined on average by -37% in Central London, where markets were already looking expensive, and where high levels of development had been seen. In contrast, rents declined on average by between -10-15% in the Big 6, Rest GB, Wider South East and M25 West market areas. As would be expected, there was typically greater volatility by individual centre; Newbury saw a -2.9% fall in rents during the downturn following the GFC.
- 1.34 Prime capital values in Newbury, based on our prime market rent and yield data, were estimated to stand at £262 psf in the TC at Q4 2019. At this level, town centre capital values were 25% below the average for the Wider South East market area. Prime yields in Newbury are currently estimated to be 6.5% driven mainly by sales in Theale. One notable sale on London Road Newbury was 61,385 sq ft Rivergate House which sold at a net initial yield of 7.5% (£253 psf) in Q4 2019.
- 1.35 Arlington Business Park was sold on 26th February 2020 to CapitaLand for £129.25m representing a capital value of approximately £297psf. Patron bought the business park in May 2015 for £75m at c.5.7% NIY.

Local Market Activity

- 1.36 In Newbury town centre there is limited Grade B office space in stand-alone office buildings including St Mary's House and Georgian House. Notable stock also includes West Mills Yard, Kennet Road, which is a small courtyard office development of 12 properties.

- 1.37 Within Newbury itself office stock is predominantly located at Newbury Business Park and Kingfisher Court. Newbury Business Park provides Grade A office space, in particular new office space at The Sector features Raised Access floors, VRF Air con, LG& Compliant LED pendant lighting, shower room on each floor and occupational density of 1:8 sq m. Kingfisher Court is a 2 storey Grade B business park featuring; flexible internal layout, suspended ceilings, recessed category 2 lighting, gas warm air heating, 13 amp ring main, 3 phase power option and on-site parking.
- 1.38 115 London Road is not yet under construction but will provide a 4 storey Grade A building featuring; raised access floors, exposed services, LG7 compliant LED pendant lighting, electric car charging points and heating & cooling systems.
- 1.39 Out of town business parks include Arlington Business Park, Theale and Greenham Business Park, Thatcham, which both provide Grade A office space. Arlington Business Park represents the top of the market office space.
- 1.40 Refurbishments of existing office space have been popular over the last 5 years, including Arlington Business Park, Newbury Business Park and Rivergate House.
- 1.41 As noted above there has been a lack of new office completions over the last couple of years in Newbury. There is one office scheme currently under construction, namely New Greenham Business Park, where 27,000 sq ft of Grade A office space currently under construction at Plot 105 which is due to complete in Q3 2020. There are also opportunities for businesses to design and build B1, B2 & B8 space across Greenham Business Park, offering a minimum size of 7,500 sq ft in three locations.
- 1.42 Notable schemes in the pipeline in Newbury include:
- Newbury Business Park, London Road – Full planning permission granted – 145,434 sq ft (all office)
 - Building 3 (The Sector), Newbury Business Park, London Road – Full planning permission granted – 23,961 sq ft (all office). Fully let to Cirrus Logic.
 - Medway House (4 The Sector), Newbury Business Park, London Road - Full planning permission granted – 15,104 sq ft (office component to be determined). All space available to let at £25 psf.
 - Faraday Rd / Kelvin Rd - Outline planning permission granted – 62,355 sq ft (office component of larger mixed scheme)
 - 115 London Rd - Outline planning permission granted – 18,299 sq ft (all office)

Agent Commentary

- 1.43 Conversations with local agents indicate that Newbury is a local market unlike Theale and Basingstoke that benefit from large occupiers and overspill from the Reading office market. There is a two tier office market in Newbury with prime rents of c. £25 per sq ft. There are limited big occupiers in Newbury and most stock tends to be older Grade A space at c. £22 psf. Agents noted that a majority of office space is located within Newbury Business Park.

- 1.44 In relation to the Estate itself agents have suggested that despite the Estate being located c 1 mile from the train station people in locations like Newbury are more geared towards driving and therefore any development would need to ensure sufficient parking.
- 1.45 Office space would need to be flexible, such as 5 storey building totalling 20,000 to 30,000 sq ft with larger lets of up to 10,000 sq ft as well as smaller floor plates for smaller occupiers. It is understood that shared space would be acceptable but it would have to be provided in separate wings to make the space feel separate.
- 1.46 Office space will predominantly be attractive to local tenants with a range of professional occupiers, as well as industrial with neighbouring office space. It will be important to visually and physically separate the office space from any industrial units perhaps with separate entrances to the Estate.
- 1.47 In terms of the rent free period agents have suggested that assuming the office space was complete and on the market it is likely that tenants would expect a 12-15 months' rent free period for a 5 year lease, 15-18 months for a 10 year lease with a 5 year break clause (i.e. 3-6 months' rent free in year 6) and 24 months for a straight 10 year lease.
- 1.48 It is likely that the development will need to be established as an office location before attracting a sufficient number of occupiers. As a result we envisage that any office development on the Estate will need to happen on a speculative basis. However, if there are opportunities to secure one or two large lettings in the early stages of development then this will help to attract further occupiers.

Industrial

National Market Overview

- 1.49 Demand for industrial property continues to rise, albeit at a slower pace last year. The latest data from the Office of National Statistic indicates that although the level of online retail in the UK continues to grow, the pace has slowed in recent years. In comparison to at the start of the decade where growth at 20% a year was commonplace, from 2018 onwards this growth has slowed to under 10%. At this stage slowing retail growth has had no material impact on the market as online retailers are continuing to take space. Recently, supermarkets and discounters have set significant requirements for logistical facilities across the UK to cope with the additional demand from Covid-19. However, looking forward, it is expected that supply chain disruptions from Covid-19 will impact the industrial and warehouse sectors.
- 1.50 Longer term, the sector continues to be underpinned by the growth in e-commerce which could be further accelerated by trends adopted during the lockdown. However, the slowdown in the global economy and Brexit uncertainty have weighed on the sector to some extent. Average rental growth increased by 3.1% in the 12 months to December (MSCI Monthly Index). This is robust but it's a slowdown from the circa 4% pa growth seen in the previous three years.
- 1.51 The UK is expected to see a significant hit to its economy in 2020 as a direct consequence of the response to the spread of COVID-19. PMA are forecasting recession for Q2 and Q3 of 2020 and it would be reasonable to suggest rents will face downward pressure due to decreased demand and a likely rise in availability. However, it is worth noting that in practice, an expected dearth in letting activity in the coming months could mask an underlying fall in market rental levels.

- 1.52 Investment activity suffered as a result of Brexit uncertainty. The increased clarity in recent months is a positive for investors although concerns remain over the nature of our future relationship with the EU. Covid-19 will have a short term impact on activity – particularly through the lack of valuation capacity as site visits are suspended, comparable evidence is limited and market uncertainty reigns – but long-run demand will remain. There is significant appetite in the market and considerable amounts of capital to invest, primarily in the industrial and office sectors, hence investments are likely to be postponed rather than pulled entirely.

Local Market Overview

- 1.53 PMA estimated that take up in Newbury actually rose 41% in 2019 to 126,000 sq ft. At this level, take up in Newbury was 18% above the 5 year average. Availability in Newbury actually fell by 19% over the same period, to stand at 183,000 sq ft, based on data provided by EGI. At this level, the vacancy rate in Newbury stood at an estimated 2.0%.
- 1.54 Pre-lets and purpose-builds have been of little importance. Over the five years to Q4 2019 the amount of space pre-let/purpose-built in Newbury averaged 9,000 sq ft per year, or 8% of take up. There were no pre-lets/purpose-builds over the 12 months to Q4 2019.
- 1.55 Big Sheds - units of over 100,000 sq ft - are of little importance in Newbury, with more activity seen within smaller production/warehouse units. Over the five years to Q4 2019 the 25,000 to 50,000 sq ft size band saw the largest share of take up at 33%. In comparison, over the 12 months to Q4 2019, the 50,000 to 100,000 sq ft size band saw the largest share of take up at 51%.
- 1.56 At present we are aware of no space under construction in the Newbury industrial market and a majority of the stock in the town centre is evidently of secondary nature. This suggests that there is very limited supply of industrial buildings in the market.
- 1.57 There is currently 2.7 million sq ft of space in the Newbury development pipeline. Of this, 2.5 million sq ft has planning permission, and 0.3 million sq ft is more preliminary.
- 1.58 Top rents in Newbury remain unchanged over the last 12 months standing at £7.25 psf at the end of 2019. At this level rents in Newbury are below the South East average. Comparable industrial rents range from c. £6 per sq ft for secondary older products through to £15.40 per sq ft for modern new build.
- 1.59 There has recently been a small amount of speculative development along Hambridge Road which has been quickly let at prime rents of £9.50 to £15.40. We are not aware of any further development planned in Newbury however we understand that development is planned in the neighbouring Thatcham industrial areas.
- 1.60 It is worth revisiting the aftermath of the Global Financial Crisis to analyse the scale of rental decline that was seen in this previous crisis period. While the drivers of the GFC differ from the current coronavirus situation, we can draw some indication of the potential impacts to rents we may witness in the coming months. Following the GFC, prime Standard Industrial rents declined on average by around 10% in the Distribution Ring, Fringe South and Key South East market. As would be expected, there was greater volatility by individual centre. Newbury saw rents decline by -11.1% following the GFC.

Local Market Activity

- 1.61 Existing industrial stock is predominantly located at West Berkshire Industrial Estate, Arnhem Road Industrial, Turnpike Industrial Estate and Bone Lane Industrial Estate. Units are typically 1970/80s brick built units with roller shutters. Rents range from c. £5.70 to £9.00 per sq ft depending on the use and specification.
- 1.62 New industrial space within Newbury is predominantly located at Nexus Park, which delivered c. 80,000 sq ft in 2017 at c. £9.50 to £15.40 per sq ft. Nexus Park comprises seven high quality new units with steel portal frames, sheet metal cladding, pitched roofs and fitted open plan first floor offices. The industrial specification includes minimum 8.5 clear height, electric loading doors, floor loading 37.5kN per sq m, 3 Phase power supply and all mains services.
- 1.63 As noted above there has been a lack of new industrial completions over the last couple of years in Newbury. There are no industrial schemes currently under construction in Newbury, however Beenham Industrial Estate near Reading is currently under construction and will deliver two new high quality industrial / warehouse units. The space is available to let at £12.50 per sq ft representing the higher values achievable towards Reading.
- 1.64 Within the Newbury pipeline, there are 7 schemes of over 100,000 sq ft. These schemes equate to 57% of the proposed floorspace in the centre. A majority of the development pipeline is located towards Thatcham with a significant amount of B2/B8 use with planning permission at New Greenham Park.

Agent Commentary

- 1.65 Conversations with local agents indicate that the industrial market in Newbury is not as strong as the neighbouring markets of Basingstoke and Reading. Rental values are lower and therefore are likely to attract smaller occupiers and independent businesses.
- 1.66 In terms of the industrial space that may be suitable on Estate it is likely that a number of smaller units of 3,000-10,000 sq ft or one or two slightly larger units of 20,000-50,000 sq ft would be suitable, with eaves of the 8m for the smaller and 10-10.5 m for the larger units.
- 1.67 Not all industrial occupiers will need 24/7 access however it is expected that there will need to be some buffering between the proposed industrial and residential uses.

Retail

National Market Overview

- 1.68 Covid-19 will exacerbate the structural challenges faced by the retail market, despite the exceptional measures to mitigate impact. The Centre for Retail Research estimated over 143,000 jobs losses in 2019 as a result of more than 16,000 stores closing. Unfortunately 2020 is unlikely to be any better for the retail market as the CRR suggests that over 20,000 stores may not reopen when government restrictions have been lifted. Reflecting the difficult conditions, average retail rental values fell by -4.7% in 2019, down from -2.6% in 2018 (MSCI Monthly Index).

- 1.69 Top achievable prime retail rents across most UK towns and cities have been marked down significantly in recent quarters, reflecting the wider malaise impacting the UK retail sector as a consequence of both the diversion of retail sales to online and the combined impact of both rising costs and the pressure to discount on retailer profitability. These issues are particularly acute for those retailers burdened with legacy store portfolios and debt and this is clearly evident in the number of store closures resulting from corporate failure, CVAs and rationalisation programmes that are impacting the retail sector.
- 1.70 The outlook for prime retail rents has undoubtedly weakened further given the impact of the response to the COVID-19 pandemic on the wider retail and leisure sector. Indeed, PMA expect a decline in prime town centre rents over the course of 2020 of around -13% on average across the PROMIS 200 towns.
- 1.71 All-property equivalent yields have edged up to 6% amid weak economic outlook and stress in the retail property sector. Consequently, all-property average capital value growth fell further negative to -3.0% in the year to December (MSCI Monthly Index), down from 2.1% a year earlier.
- 1.72 There had already been an adverse shift in investor sentiment towards the UK retail sector prior to the hiatus caused by the response to the COVID-19 pandemic as the market reacted to the growing evidence of downward pressure on retail rents as a direct consequence of the impact of online retail and rising operating costs on retailer profitability. This was clearly evident in the recent outward movement in prime unit shop and shopping centre yields, albeit within the context of a much reduced level of retail investment activity.
- 1.73 Longer term, the changes that businesses, government and individuals will implement during the Covid-19 crisis will accelerate some trends already evident in the market, including de-globalisation of supply chains and a shift towards online retail.
- 1.74 Given that the response to the COVID-19 pandemic required the halting of most non-essential construction projects for several weeks, we expect a delay to the commencement and completion of any active retail and leisure developments.

Local Market Overview

- 1.75 Town centre retail floorspace in Newbury is estimated at 0.96 million sq ft, above the Average Resilient Town average and ranking the town 108 of the PROMIS Centres on this measure. The retail offer of Newbury was boosted in October 2011 with the opening of the 300,000 sq ft Parkway centre, anchored by Debenhams and comprising some 50 unit shops. The Kennet Centre also provides 290,000 sq ft of retail space which opened in 1972 and was extended in 2009.
- 1.76 At the end 2019, agent sources estimated top achievable prime rents in Newbury at £75 psf Zone A, this represents no change on the mid 2019 level of prime rents.
- 1.77 Key competing retail centres include Basingstoke, Marlborough, Andover and Reading, all within 20 miles of Newbury. Reading and Basingstoke are achieving much higher rental values of £225 psf ZA and £125 psf ZA respectively, while Marlborough rents are £75 psf ZA and Andover are £45 psf ZA.
- 1.78 Agent sources placed prime retail unit shop yields in Newbury at 5.9% at end 2019, showing an outward yield shift of 64 basis points on the level 6 months previous.

1.79 There are no town centre retail schemes of note in the pipeline for Newbury.

Hotels & Leisure

- 1.80 Prior to the Covid-19 global pandemic, the UK hotel market recorded £6.0 billion of investment in 2019. This extraordinary level of capital investment is being driven by continued strong demand from investors seeking long term, secure income streams, diversification of portfolios and a long term trends towards experiential travel and location based experiences. Of course the global pandemic has impact all of this in the short term, as it has nearly every corner of the market, but prior to this momentum in the sector was strong.
- 1.81 The existing leisure provision is predominantly located at Lakeside Leisure Park, Market Place and the Kennet Centre which provide leisure facilities including a bowling alley and a number of cinemas.
- 1.82 The existing hotel provision in Newbury includes a Travelodge and Premier Inn as well as a number of independent 3/4 star hotels.
- 1.83 In the development pipeline Newbury Race Course has full planning permission to provide a 123 bed hotel as part of the larger mixed use scheme.

Agent Commentary

- 1.84 Commentary from our specialist Hotels & Leisure team suggests that the majority of hotel occupants consist of either Travelodge or Premier Inn. While there may be some independent hotels in Newbury it is likely that they would expect to purchase a freehold rather than occupy on a lease arrangement.
- 1.85 Travelodge and Premier Inn already have hotels within Newbury and therefore it would be a high risk to development new hotel space without securing an operator in advance. In addition, if any pre-let fell through there would be a very limited number of other operators in the market who may then be interested.

Appendix VI

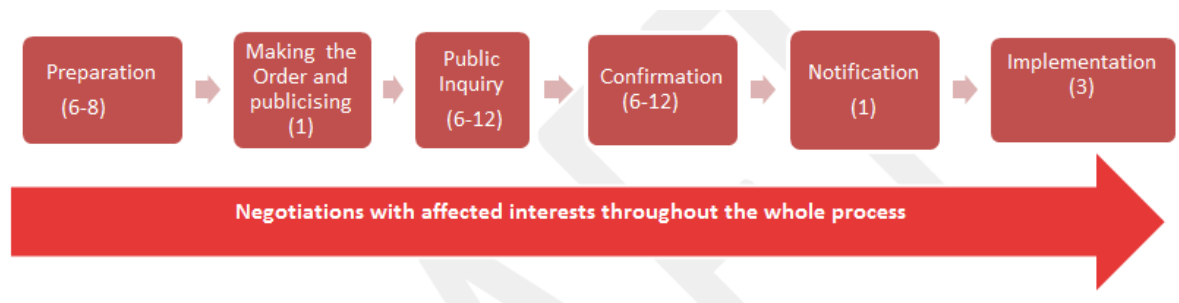
Use of CPO

Use of CPO

- 1.1 Use of compulsory purchase is a powerful tool particularly in delivering a comprehensive development because it allows the acquiring authority (in this case the Council) to secure ownership and vacant possession of the necessary sites across the board. However, it is not to be used lightly: an order has to demonstrate the development would provide economic, environmental and social benefits, it must be proved to be in the public interest, and would require the Council to actively negotiate with all affected parties to try to reach a voluntary agreement ahead of inquiry. It is a tool of last resort. As a local authority the Council would need to adhere to its Public Sector Equality Duty, demonstrating regard to protected characteristics of any affected tenants or occupiers and instigating mitigation measures which might include an active role in creating a relocation strategy. Buying out interests pursuant to CPO incurs additional costs, including fees, loss and disturbance payments on top of market value. It therefore represents a time-consuming, resource-heavy and costly process, and without a strong case a CPO can fail. With a strong case, however, CPO can be essential in providing certainty of achieving vacant possession within a given timeframe.
- 1.2 We have not considered in any detail the Council's ability to meet the CPO tests and the likelihood of securing grant of powers. If a CPO were to be granted over the red line it would give the Council certainty of gaining vacant possession of the Estate within an indicative timeframe. It should be noted however that given the demand for industrial space and likely infrastructure costs associated with redevelopment, it is possible that the cost of acquiring interests on the basis of the investment value of their existing use, plus the other heads of claim associated with relocating or extinguishing businesses, could exceed the residual value of the land on a redevelopment basis. This could have a material impact on project viability and deliverability.
- 1.3 Alternatively, if the Council sought a development on a phased basis that relies in part on long leaseholders on the Estate bringing forward development together with the Council directing redevelopment where it is able or has more control, it is likely to result in the site assembly costs being significantly less than if the businesses are able to claim for relocation or extinguishment (assuming it is possible for the Council or long leaseholder to secure vacant possession of sites using lease provisions). An approach on this basis however does require acceptance that not all parcels will come forward. In some instances, however, selective use of CPO could be considered to achieve possession of certain non-controversial or critical parcels as and when the need arises into the long term.

Timeframe

- 1.4 We would recommend allowing up to 24 months for the complete compulsory purchase process. One of the key benefits of using compulsory purchase is that it provides more certainty on timetabling and ensuring timely delivery of a scheme, although timeframes vary by scheme.
- 1.5 The process of obtaining and executing a CPO is summarised below (estimated number of months per stage in brackets).



- 1.6 Most S.226 CPOs are now determined by the Inspector if the issues are considered of local rather than national importance, with decisions generally being made within 12 weeks of the close of the inquiry and therefore shortening the overall delivery programme.

Compensation

- 1.7 If an interest is compulsorily acquired, the claimant is entitled to compensation which is assessed based on the statutory principles which govern the assessment of compulsory purchase compensation, commonly referred to as the Statutory Compensation Code (sometimes also known as the Compulsory Purchase Code).
- 1.8 The overriding principle at the core of compensation is the principle of equivalence. This means that when a claimant has land taken he should end up in financial terms in a position where he is no worse or no better off than he was prior to the acquisition.
- 1.9 The heads of claim likely to be relevant in this case assuming an interest has been compulsorily acquired, are as follows:
- land taken;
 - severance and injurious affection
 - statutory loss payment;
 - disturbance/ reinvestment costs or any other matter not directly based on the value of land; and
 - reasonable professional fees.

- 1.10 Both the owners of land and those occupying land by virtue of a lease or licence will have a separate claim and the nature of the relationship between the parties will have an impact on the calculation of each claim.
- 1.11 The Council should also be mindful of potentially artificially creating ransom value. If attempts are made to acquire the whole by agreement and it proves impossible bar the last few remaining interests, then those parties may be able to claim ransom value. If ransom value or marriage value exists in the absence of a CPO then that can form the basis of compensation. In some cases ransom value can be artificially created in such a scenario, however this can be avoided with an appropriate structured land assembly strategy.
- 1.12 In order to ensure the issues associated with site assembly on any particular scheme are fully understood and de-risked, it is best practice to prepare a Site Assembly Strategy for the project. It is also best practice to prepare a Property Cost Estimate to allow project viability modelling to take account of the realistic cost of assembling the interests required to deliver the scheme.

Costs associated with CPO Process

- 1.13 We set out below indicative costs associated with the CPO process:

Type of Order	Process Costs (£)	Comments
Small highways or non-controversial development/regeneration scheme	£50-100,000	Assuming few or no objections, with objections withdrawn prior to public inquiry.
Medium sized town centre development	£150-500,000	Assuming objections and short public inquiry (1-3 days)
Estate regeneration project or large controversial scheme	£500,000-1m+	Assuming numerous objections, public inquiry in excess of 5 days, wide variety of technical witnesses required and senior counsel.

Appendix VII

Appraisal Assumptions

Appraisal Assumptions

Item	Assumption
Revenue	<p><u>Private</u></p> <p>1 bed flat 538 sq ft £210,000</p> <p>2 bed flat 667 sq ft £265,000</p> <p>Parking Space £12,000</p> <p><u>Affordable Rented</u></p> <p>1 bed flat £122,000</p> <p>2 bed flat £150,000</p> <p>3 bed flat £175,000</p> <p><u>Shared Ownership</u></p> <p>1 bed flat £155,000</p> <p>2 bed flat £195,000</p> <p>3 bed flat £221,000</p> <p>Industrial Development Land £750,000 per acre less purchasers costs</p>
Affordable	30% affordable (70% affordable rented, 30% intermediate)
Build cost including prelims, externals, overhead & profit	<p>Flats £160psf</p> <p>Surface Parking £3,000/space</p> <p>Under-croft Parking £8,000/space</p>
Contingency	5% of build costs
S106	£1,500/unit
Infrastructure / Remediation (incl. fees and contingency)	<p>Infrastructure £4,000/unit</p> <p>Remediation £2,000/unit</p>
CIL	£75 p sm on residential
Professional fees	6%
Planning Costs	<p>Plot 1 £30,000</p> <p>Plot 4 £50,000</p>
Marketing/Agency	<p>1.25% Marketing on Private Residential</p> <p>1.25% Sales Agent Fee on Private Residential</p>

Finance	6.5%
Legal	Private Sales £650/unit Affordable Sales £25,000
Profit	Private 20% on GDV Affordable 6% on GDV

Appendix VIII

Further Information on Delivery Routes

Further Discussion of Delivery Approaches

Self-Delivery

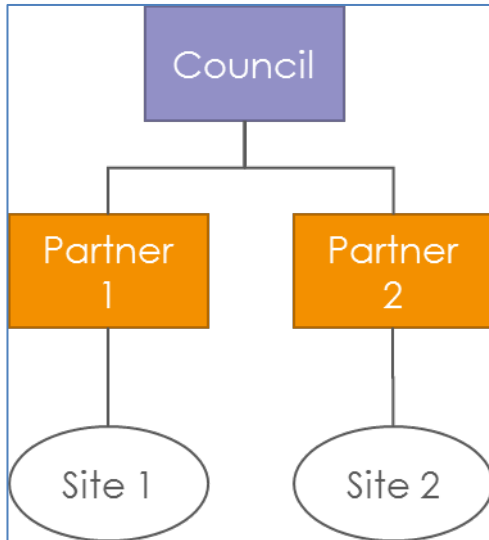
- 1.1 Either by way of taking a lead on the contractor role itself, or by appointing a Design & Build contractor to carry out the works, this option assumes the Council will undertake all aspects of development and is fully exposed to all risks, including sales risk and construction risk (where a D&B approach is not taken). Essentially in this option the Council acts as a developer.
- 1.2 This affords greater control to the Council, not only in the form and nature of development as above but over its delivery including managing programme, selecting and managing sub-contractors etc. With this control comes the full resource requirement associated with acting as a developer and managing the whole development process from planning through to completion. It does also require that the Council has the expertise manage this process and secure a planning permission that is deliverable.
- 1.3 There is significant resource required, including cost, to develop the proposal to the point where a contractor can be appointed, i.e. securing planning permission.

Site Disposals

- 1.4 This effectively represents a 'do minimum' option where the Council promotes the plots simply by selling them. This would typically be by marketing through informal tender, disposing of the sites to the highest bidder.
- 1.5 Whilst this option has the advantage of being relatively quick and straightforward to undertake, its disadvantages are numerous. The Council would have very little control over development under this option. It could dispose of sites using planning and development briefs to steer the form of development, though this is only a slight extension of planning policy and once the sites are sold the Council has no further ability to influence other than through pre-application discussions and development control. The Council's ability to secure the outcomes it wants from development is very limited and only reactive.
- 1.6 Disposal in this manner is also unlikely to secure the best financial outcomes for the Council. All development risk is being taken by the private sector, and the market will price this accordingly. Though the Council will receive an upfront payment in the form of land value, it will not participate in profits or benefit from value uplifts delivered by development on an individual site or by virtue of other development being delivered nearby.
- 1.7 It is also likely that any market participant would expect the long leasehold interests to have been extinguished before proceeding with a purchase of a site or the whole Estate.

- 1.8 This option is primarily included as a 'baseline' only, as something for the other delivery options to be compared against in order to provide context.

Individual Site Development Agreements



1.9 Development Agreements are contracts with a development partner for the delivery of a specific scheme. Typically they include a lot of detail regarding objectives and parameters for the development of a site, either with reference to a planning permission or (more commonly) with the intention that the partner will secure planning permission in accordance with the defined parameters.

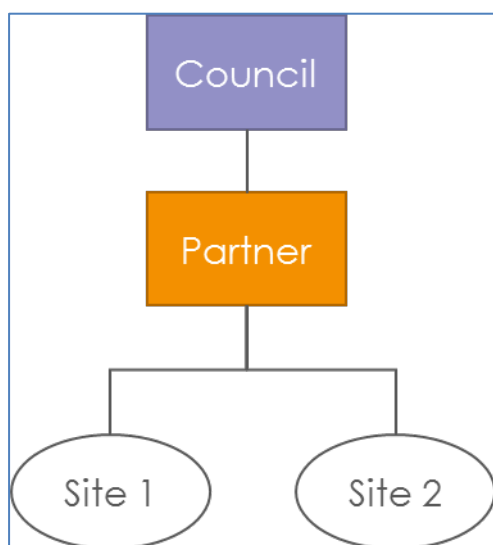
1.10 The contract can be used to set delivery milestones, programme and place other restrictions on the operation of the delivery partner, for example with respect to

procurement of supply chains. It can also include wider goals such as those related to sustainability or social value, though these can often be difficult to define.

- 1.11 DAs therefore afford much greater control to the Council over the form and nature of development brought forwards. However, the nature of DAs is such that once signed, controls tend only to be negative and reactive in nature. Typically the development partner submits proposals for approval which could be rejected if not aligned with the Project Objectives, but without scope for involvement in reshaping those proposals, and once in operation poor performance is disincentivised with the threat of breach of the agreement. This is something of a blunt instrument and as a result generally thresholds for poor performance (e.g. delays, poor sharing of information etc.) are quite high.
- 1.12 There is the potential for some risk and profit participation by the Council through DA structures. Rather than take a land receipt upfront akin to simply selling the site, some or all of this receipt can be deferred and/or subject to the performance of the scheme. This may have the effect of increasing returns where the scheme performs well and/or where agreements are drafted so that information required to determine scheme performance is limited and transparent. Often though such overage or profit share mechanisms necessitate full reviews of scheme costs as well as values to determine profitability, which can be opaque. For this reason usually land payments are preferred within DAs, and even where there is a large degree of deferment and sharing in upside at least some form of minimum land payment is agreed.
- 1.13 Under this option separate DAs would be prepared for each site individually. This has the advantage of being specifically tailored to each, especially given the sites will come forwards

sequentially over time and this affords the most opportunity to define scheme parameter for each site as late as possible, reflecting priorities and market realities at the time. There is also the potential to vary the actual delivery approach with different partners, focussing more on a contracting relationship in one case and a development partnership in another, for example. The disadvantage is that this will require multiple procurements and the resource associated with negotiating and monitoring multiple agreements either over time or at the same time.

Single Multi-site Development Agreement

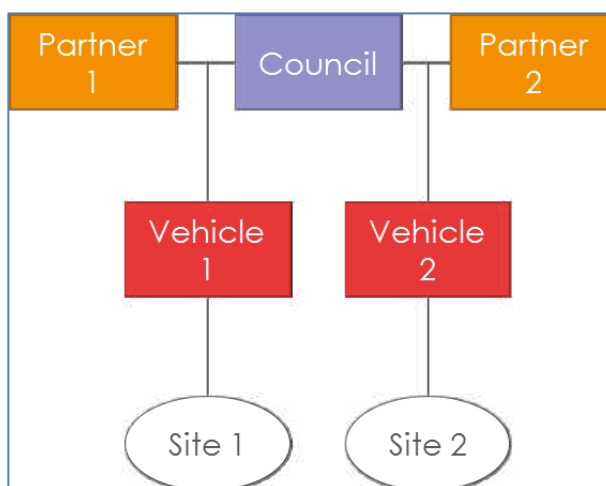


1.14 This option utilises the same delivery mechanism as the one previous, i.e. a DA, but proposes a single DA with a single partner to act across multiple sites.

1.15 The characteristics are predominantly the same as for multiple single-site DAs. Where the option differs is that it represents lower set up cost and on-going resource requirement in operation, though arguably sacrifices some flexibility in delivery per site. A single DA will only need to be procured once, and monitored once in operation.

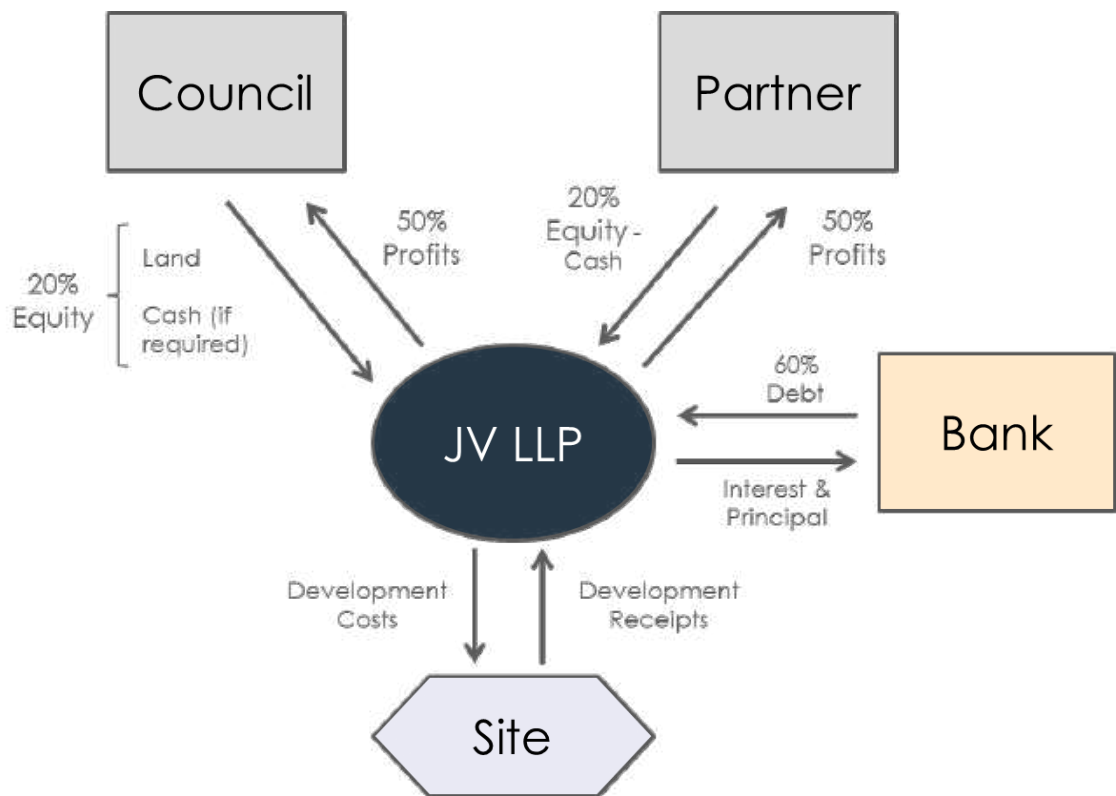
1.16 A multi-site DA can also be set up with some flexibility in the form of development to be delivered per site. However, this will be fettered compared to individual site DAs. The fact that future sites will have to be defined at an earlier stage in a multi-site DA will mean either that there is more difficulty in amending proposals for it later, or necessitate loose specification at an earlier stage, which can be difficult for the private sector to price and hence difficult for the Council to secure value for.

1.17 Flexibility in delivery approach is more difficult to achieve in a multi-site agreement by virtue of the same partner working on each site. Some partners may be content to operate in varied ways, perhaps through the use of different subsidiaries or in a consortium with another party, though there may be relatively few market participants prepared to act on this basis.



Individual Site Joint Ventures

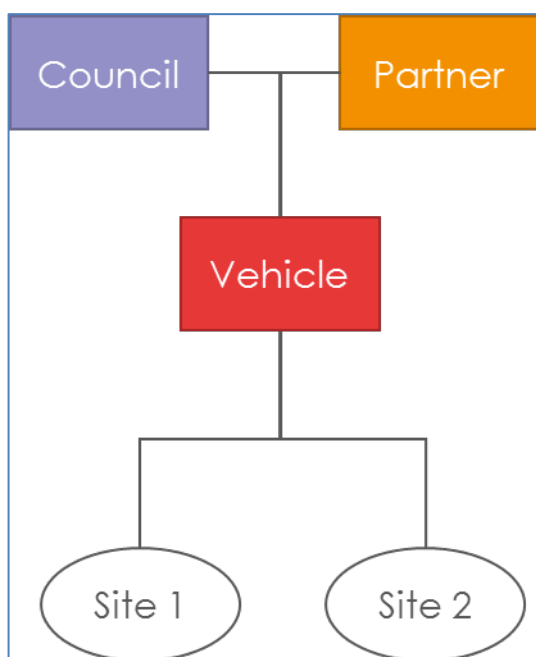
- 1.18 A Joint Venture is a formal partnership with another party based on joint decision-making and control over development. They can be contractual or corporate, i.e. formed as a distinct vehicle, and we would recommend the latter in this case for tax and vires reasons (see section 0 below).
- 1.19 In forming a corporate JV a separate entity is formed in which the parties are shareholders. This is the entity which carries out development. Typically JVs take a '50/50' structure, where the parties have equal membership, decision-making rights and controls, commitments to investment and shares of profits.
- 1.20 Under this delivery option the Council would not typically receive a land payment for the sites to be developed; rather the land will be invested into the JV in order that the Council receives its share of profits. The Council's land is its equity investment. In a 50/50 structure this will be matched by the partner in the form of cash, and the remaining funds required to deliver the development will be met by debt financing. It will be necessary to capitalise the JV sufficiently to secure this debt, typically equity will be required up to 40% of the total development cost requirement. In the event the Council's share of this requirement (i.e. 20% of overall costs) is not met by land value, its contribution may need to be topped up with cash. There may also be the potential to use mezzanine finance to reduce the equity requirement in this case (see section 6 below).
- 1.21 Under this structure the Council is directly participating in development risk, in combination with the partner. Its land is invested with no up-front payment and returns are only realised in the event the JV is profitable. Returns in the form of profits are issued only after all debt finance is paid off.
- 1.22 It is important to note that under a JV as returns are distributed in the form of profits they are accounted as revenue to the Council.
- 1.23 A more detailed structure diagram below illustrates these cashflows:



- 1.24 In terms of governance, in a 50/50 structure all development decisions are made jointly between the parties. This means the Council has direct control over matters including design, planning submissions, programme and phasing, uses and marketing. That said, the control is fettered given all decisions must be made jointly. If there is no agreement between the parties this leads to 'deadlock'; in other words each party effectively has a veto over the other. This can ultimately lead to termination. To help prevent this, the JV will have a detailed business plan and clear objectives which the members must act in accordance with. The objectives are set as early as procurement and the conclusion of procurement typically provides a draft business plan that the parties agree in concluding negotiations.
- 1.25 JVs are complex by nature and require relatively longer and more expensive procurement processes to establish. This and the fetters on control also mean that the market is relatively thinner for willing partners than for the other delivery options. JVs also require resource from the Council once in operation. Officers will be required to act as board members within the JV, which necessitates not only a time commitment but also that officers have sufficient expertise to make development decisions. The relevant delegated authorities will also need to be in place. Once a board member, officers will have to make decisions in the commercial interests of the JV, and it is important to avoid any conflicts with wider Council functions so far as possible.
- 1.26 In the case of separate JVs for each site, this set up and operational time, resource and cost requirement is multiplied given there will be multiple JVs in operation, potentially at the same time. Market interest will also be tempered if the development opportunity, and hence potential returns, is not of sufficient scale to justify the procurement and operational costs and

resource. There may also be difficulties in running multiple JVs in that the interests of one may conflict with another. A potential advantage of this approach may be enhanced flexibility in the nature of development delivered on each site and in the manner of delivery, given there can be different partners per JV. However, as described below this should be capable of being secured in a single multi-site JV as well.

Single Multi-site Joint Venture



1.27 The characteristics of this option are the same as for the single-site JV described above, except that in this case there is only entity progressing development across multiple sites over time.

1.28 This approach will be of greater interest to the market as multi-sites provide greater scale to justify the expense, complexity and fettered control of a JV. There will also be less resource implications for the Council, requiring only one procurement process (assuming it is drawn sufficiently widely to capture future pipeline sites) and one entity to operate in the future. This approach also avoids potential

conflicts between multiple JVs.

- 1.29 Despite there only being one JV it can be structured to nevertheless retain flexibility over the form and nature of development on each site akin to a series of individual JVs. Provided this is set out at the procurement stage and a suitable partner is selected, the JV can retain the ability to make joint decisions on uses, scale, form etc. on a site-by-site basis and over time. JVs can also be used to direct different delivery approaches per site, for example directly delivering one site and disposing of another after securing planning and servicing it, again assuming this is set out clearly from the beginning and a partner is chosen which is comfortable with this approach.

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Newbury Town Council

Future Work Programme for Planning and Highways Committee Meetings: 14th September 2020.

Standing Items on each (ordinary meeting) agenda:

1. Apologies
2. Declarations and Dispensation
3. Approval of Minutes of previous meeting
 - 3.1 Report on actions from previous minutes
4. Questions/ Petitions from members of the Public
5. Questions/ Petitions from Members of the Council
6. Schedule of Planning Applications
7. Schedule of Planning Decisions (if any)
8. Schedule of Prior Approval Applications (if any)
9. Schedule of Licensing Applications (if any)
10. Update from The Western Area Planning Committee
11. Sandleford Park Joint Working Group – Update
12. Update on Town Centre re-opening
13. Newbury Football Club Update

5th October	“Planning for the Future”- Government White Paper
To be confirmed	Update on PDR’s
	The Future of the Kennet Centre
	Paths that have Cycle ban signs to be reviewed.
	A survey of all pathways/rights of way
	Property of the Essex Wynter Trust at Argyle Road, Newbury.
June/ Sept/ December/ March (Quarterly)	Updates on Section 215 of the Town and Country Planning Acts
<i>Each April/ October</i>	<i>To review progress on the implementation of the Town Plan</i>
Each November	Review of KPI’s for Planning and Highways Committee
Each December	Send Budget proposals to RFO