

Representation Form (Part A)

Development Management in Birmingham Development Plan Document (DMB)

Publication (Reg. 19) Consultation



(For office use only)

Date Received

Date acknowledged

Ref:

How to use this Representation Form

Please complete this Part A in full. Please note that anonymous comments cannot be accepted. Then please complete a Part B form for each representation that you wish to make.

The Development Management in Birmingham DPD (DMB), including all supporting and accompanying documentation, is available to view in full online at www.birmingham.gov.uk/DMB

Representations on the Publication version of DMB can be made from **Thursday 9th January 2020 to 17:00hrs on Friday 21st February 2020**. Please note that the Council is unable to accept representations after this point.

The Council strongly recommends the use of this Representation Form for submitting any comments. This will help to ensure that any formal representations that are made are matters of relevance to the subsequent examination by the Planning Inspectorate – an Inspector will only consider issues relating to the 'soundness' or 'legal compliance' of the DMB at examination.

PART A

1. Personal Details*

** if an agent is appointed, please complete only the Title, Name and Organization boxes below but complete the full contact details of the agent in Section 2*

Title: Mrs

First Name: Tracey

Last Name: Linton

Job title (where relevant):

Organisation (if relevant): Early Years and Childcare Service

Address Line 1:

Address Line 2:

Town:

County:

Postcode:

Telephone:

Email address:

2. Agent Details* <i>* only complete this section if an agent has been appointed</i>	
Title: Mrs	
First Name: Tracey	
Last Name: Linton	
Job title (where relevant): Quality Improvement and Safeguarding Strategy Manager	
Organisation (if relevant): Early Years and Childcare Service	
Address Line 1: Children and Young People, Floor 1 Zone 5	
Address Line 2: PO Box 17550	
Town: Birmingham	County: West Midlands
Postcode: B2 2DP	Telephone: 0121 464 4882
Email address: Tracey.Linton@birmingham.gov.uk	

3. Requests for Notifications	
<i>This section is for requests to be notified of progress with the DMB for those who are not submitting a formal representation. If you do submit a representation using a part B form then you will automatically be notified of all stages of the DMB and can disregard this section.</i>	
I wish to be notified of the following stages of the DMB (please tick/check all that apply):	
Submission to the Secretary of State for Communities and Local Government Y/N	<input type="checkbox"/>
Publication of the Planning Inspector's Report on the Publication Version Y/N	<input type="checkbox"/>
Adoption by the Council Y/N	<input type="checkbox"/>

4. Declaration	
If you are submitting Part B form(s), please confirm how many:	4
Data Protection The personal information that you provide as part of this representation will only be used by Birmingham City Council for the purposes of preparing this DMB document.	
Declaration: I understand that any representations submitted will be made public and that my personal details will not be passed to any third parties without my prior written consent.	
Name: Tracey Linton	Date: 19 th February 2020

Please ensure that you submit this form no later than **17:00hrs** on Friday 21st February 2020

Email completed forms to: planningstrategy@birmingham.gov.uk

Post to: Planning Policy, Planning and Development, PO Box 28, Birmingham, B1 1TU.

Tel: 0121 303 4323

Representation Form (Part B)

Development Management in Birmingham Development Plan Document (DMB)

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Date acknowledged

Ref:

How to use this Representation Form

Please complete the Part A (Personal Details) form in full.

Then, please complete this Part B form for each representation that you wish to make. It is important that you identify on this Part B form which part of the DMB (e.g. paragraph and / or policy number) on which you are making the representation. Please use a separate form for each representation that you wish to make.

PART B

5. Confirmation of Name*

** please print your name on each separate representation (the name should match that entered on the Part A form)*

Full Name: Tracey Linton

Organisation (if relevant): Early years and childcare service

6. Your Representation

Important Note: For each question, please mark with an X, ONE of the available options only. Please complete a separate form for EACH of your comments. Please also refer to the accompanying guidance note for an explanation of the terms used.

Q1. Do you consider the DMB to be legally compliant?	YES	X	NO	
Q2. Do you consider the DMB to be sound?	YES	X	NO	
Q3. Does the DMB comply with the Duty to Cooperate?	YES	X	NO	

If you have answered yes to both Q1 Q2 and Q3, please proceed to Q9. If you answered no to Q1 or Q3, please proceed to Q5. If you answered NO to Q2, then please go to Q4.

Q4. Why do you believe that the DMB is NOT sound?

a/ It is not positively prepared	
b/ It is not justified	
c/ It is not effective	
d/ It is not consistent with national policy	

Q5. Which part of the DMB are you commenting on?	
Page Number	26
Policy Number	DM9
Paragraph Number	3.18
Table / Figure / Appendix	
Other	
Q6. Why do you feel that this part of the DMB is not legally compliant, sound or does not comply with the Duty to Cooperate?	
<i>Important note: There will not normally be another opportunity to make further representations, only unless invited to do so by the Planning Inspector, based on the matters he/she identifies for examination. As such, please be as clear and detailed as possible in your response, including any information, evidence or supporting documentation that you are relying on to justify your representation.</i>	
Q7. What changes do you consider are necessary in order to make the DMB legally compliant, or sound?	
<i>Please note: it would be helpful if you could suggest revised wording for any policy or text, being as precise as possible.</i>	
Q8. If your representation is seeking a modification, do you wish to participate at the oral examination (i.e. in person at the hearing sessions rather than via written representations)?	
<i>If you answered yes to Q7, please outline why you consider this to be necessary. Please note that the Planning Inspector will determine the most appropriate procedure to adopt in order to hear those who have indicated they wish to participate in person</i>	
Q9. Are there any additional comments you would like to make with regard to the DMB?	
<p>As an Early year's team, we invited registered early years providers to participate in the DMB consultation either as an individual or as a collective group through this session. The session took place on 12th February 2020. A total of 16 childminders attended this session. The following are additional comments that were presented;</p> <ul style="list-style-type: none"> • TP36 should take into consideration early years provision alongside schools, colleges and universities. • Agree with statement as the location and good quality facility is key for all early years provision and include a need for onsite or a plan to access appropriate local outdoor play provision. 	

7. Declaration

Data Protection

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Declaration:

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Name: Tracey Linton

Date: 19th February 2020

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Representation Form (Part B)

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How to use this Representation Form

Please complete the Part A (Personal Details) form in full.

Then, please complete this Part B form for each representation that you wish to make. It is important that you identify on this Part B form which part of the DMB (e.g. paragraph and / or policy number) on which you are making the representation. Please use a separate form for each representation that you wish to make.

PART B

8. Confirmation of Name*

** please print your name on each separate representation (the name should match that entered on the Part A form)*

Full Name: Tracey Linton

Organisation (if relevant): Early years and childcare service

9. Your Representation

Important Note: For each question, please mark with an X, ONE of the available options only. Please complete a separate form for EACH of your comments. Please also refer to the accompanying guidance note for an explanation of the terms used.

Q1. Do you consider the DMB to be legally compliant?	YES	X	NO	
Q2. Do you consider the DMB to be sound?	YES	X	NO	
Q3. Does the DMB comply with the Duty to Cooperate?	YES	X	NO	

If you have answered yes to both Q1 Q2 and Q3, please proceed to Q9. If you answered no to Q1 or Q3, please proceed to Q5. If you answered NO to Q2, then please go to Q4.

Q4. Why do you believe that the DMB is NOT sound?

a/ It is not positively prepared	
b/ It is not justified	
c/ It is not effective	
d/ It is not consistent with national policy	

Q5. Which part of the DMB are you commenting on?	
Page Number	26
Policy Number	DM9
Paragraph Number	3.19
Table / Figure / Appendix	
Other	
Q6. Why do you feel that this part of the DMB is not legally compliant, sound or does not comply with the Duty to Cooperate?	
<i>Important note: There will not normally be another opportunity to make further representations, only unless invited to do so by the Planning Inspector, based on the matters he/she identifies for examination. As such, please be as clear and detailed as possible in your response, including any information, evidence or supporting documentation that you are relying on to justify your representation.</i>	
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<i>Please note: it would be helpful if you could suggest revised wording for any policy or text, being as precise as possible.</i>	
Q8. If your representation is seeking a modification, do you wish to participate at the oral examination (i.e. in person at the hearing sessions rather than via written representations)?	
<i>If you answered yes to Q7, please outline why you consider this to be necessary. Please note that the Planning Inspector will determine the most appropriate procedure to adopt in order to hear those who have indicated they wish to participate in person</i>	
Q9. Are there any additional comments you would like to make with regard to the DMB?	
<p>As an Early year's team, we invited registered early years providers to participate in the DMB consultation either as an individual or as a collective group through this session. The session took place on 12th February 2020. A total of 16 childminders attended this session. The following are additional comments that were presented;</p> <ul style="list-style-type: none"> • Childminders seek clarification on the 'Children minded for more than two hours a day.....' statement, Is it 2hrs total per day or is it 2hrs per session. Can the 2hrs be increased to 3hrs because of the Early Education Entitlement funding? Clarity of the 2hrs and overlap – is there a possibility of an exemption? Is 2hrs reasonable? School finishes at 3.00 and parents collect at 6.00 which is 3/4hrs. 2hrs is too limiting. • More clarification needed – what age does planning consider a child to no longer be a child. • Childminders request that more collaborative working between Planning department and Ofsted take place with regards to numbers of children permitted. • Clarification needed of only 7 children at any one time? Do these 7 children include your own? 	

- Age clarification needed with the 7 children statement – does this include over 8's.
- Does 7 plus include visitors with children for example prospective parents will visit with their child/ children. Any exceptions for siblings
- A significant number of childminders may be affected as they mind over 7 children, are you no longer considered a childminder but a day care?
- Is there a grace period for continuity?
- School holiday exceptions? Late collection? How will that effect the childminders. Impact on holiday provision different times of the day. Having own children extra numbers. Impact on childminders and their hours
- Childminders reduce the barriers to care – This policy will cause barriers to childcare (flexible/affordable etc)
- 'Most of the rooms' What does this mean? For example 50%, 75%, 90% or all day or just for 2hr? It would be helpful if BCC and Ofsted could collaborate with each other so childminders know exactly how many children are allowed in a semi- detached property.
- Would we be no longer considered a home based business? For Ofsted to be a childminder you need to operate on a domestic premises, therefore a conflict if you are considered a day nursery.
- Family homes ? clarity. Dwelling house still a home – clarity
- If I am considered a Day nursery would I then be subject to Business rates or required to organize refuse collection?
- When does this come in to force - Start date
- Early years provision – what is the need in Birmingham? – will this effect availability of places

10. Declaration	
Data Protection	
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Declaration:	
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Name: Tracey Linton	Date: 19th February 2020

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Representation Form (Part B)

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Please complete the Part A (Personal Details) form in full.

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PART B

11. Confirmation of Name*

* please print your name on each separate representation (the name should match that entered on the Part A form)

Full Name: Tracey Linton

Organisation (if relevant): Early years and Childcare service

12. Your Representation

Important Note: For each question, please mark with an X, ONE of the available options only. Please complete a separate form for EACH of your comments. Please also refer to the accompanying guidance note for an explanation of the terms used.

Q1. Do you consider the DMB to be legally compliant?	YES	X	NO	
Q2. Do you consider the DMB to be sound?	YES	X	NO	
Q3. Does the DMB comply with the Duty to Cooperate?	YES	X	NO	

If you have answered yes to both Q1 Q2 and Q3, please proceed to Q9. If you answered no to Q1 or Q3, please proceed to Q5. If you answered NO to Q2, then please go to Q4.

Q4. Why do you believe that the DMB is NOT sound?

a/ It is not positively prepared	
b/ It is not justified	
c/ It is not effective	

d/ It is not consistent with national policy	
Q5. Which part of the DMB are you commenting on?	
Page Number	26
Policy Number	DM9
Paragraph Number	3.20
Table / Figure / Appendix	
Other	
Q6. Why do you feel that this part of the DMB is not legally compliant, sound or does not comply with the Duty to Cooperate?	
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Q7. What changes do you consider are necessary in order to make the DMB legally compliant, or sound?	
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Q8. If your representation is seeking a modification, do you wish to participate at the oral examination (i.e. in person at the hearing sessions rather than via written representations)?	
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Q9. Are there any additional comments you would like to make with regard to the DMB?	
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13. Declaration

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PART B

14. Confirmation of Name*

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Full Name: Tracey Linton

Organisation (if relevant): Early years and Childcare service

15. Your Representation

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Q1. Do you consider the DMB to be legally compliant?	YES	X	NO	
Q2. Do you consider the DMB to be sound?	YES	X	NO	
Q3. Does the DMB comply with the Duty to Cooperate?	YES	X	NO	

If you have answered yes to both Q1 Q2 and Q3, please proceed to Q9. If you answered no to Q1 or Q3, please proceed to Q5. If you answered NO to Q2, then please go to Q4.

Q4. Why do you believe that the DMB is NOT sound?

a/ It is not positively prepared	
b/ It is not justified	
c/ It is not effective	
d/ It is not consistent with national policy	

Q5. Which part of the DMB are you commenting on?	
Page Number	26
Policy Number	DM9
Paragraph Number	3.21
Table / Figure / Appendix	
Other	
Q6. Why do you feel that this part of the DMB is not legally compliant, sound or does not comply with the Duty to Cooperate?	
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- What is the charge for planning permission?
- What else will be affected – Costs?

16. Declaration

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Date: 19th February 2020

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