



Fermanagh & Omagh Draft Plan Strategy - Counter Representations Form

Hard Copies of the Draft Plan Strategy, all Representations received and our 'Guidance note for Making Counter Representations' are available for inspection during normal opening hours at the Council's offices at: 7 Shore Road, Enniskillen, BT74 7EF; Strule House, 16 High Street, Omagh BT78 1BQ; The Grange, Mountjoy Road, Lisnamallard, Omagh, Co Tyrone, BT79 7BL and; Townhall, 2 Townhall Street, Enniskillen, Co Fermanagh, BT74 7BA or may be viewed at <https://www.fermanaghomagh.com>

How to make Counter Representations

You can make counter representations by completing this form, by email to developmentplan@fermanaghomagh.com or by post to: Local Development Plan Team, Strule House, 16 High Street, Omagh BT78 1BQ.

For further assistance contact: developmentplan@fermanaghomagh.com or Tel: 0300 303 1777.

All Counter Representations must be received by Thursday 27th June 2019 at 5pm.

SECTION 1. Contact Details

Agent or Personal Submission - Are you submitting on behalf of someone or in an individual capacity?

Individual Organisation Agent (complete with your client's contact details first)

First Name

Last Name

Job Title (Where relevant)

Click or tap here to enter text.

Organisation (Where relevant)

Click or tap here to enter text.

Address

Postcode

Telephone Number

Email Address

If you are an Agent, acting on behalf of an Individual or Organisation, please provide your contact details below. (Please note you will be the main contact for future correspondence).

First Name Click or tap here to enter text.
Last Name Click or tap here to enter text.
Job Title (Where relevant) Click or tap here to enter text.
Organisation (Where relevant) Click or tap here to enter text.
Address Click or tap here to enter text.
Postcode Click or tap here to enter text.
Telephone Number Click or tap here to enter text.
Email Address Click or tap here to enter text.

SECTION 2. Counter Representation

Have you submitted a representation to the council regarding the Draft Plan Strategy?

Yes **No**

If yes, please provide the Reference Number of your representation and a summary of the issue raised in your representation below.

DPS156

This representation related to the area denoted on the Wind Energy Strategy in the South Sperrin LCA. It was good to see that the map indicated that the sensitive landscape in the South Sperrin LCA had no underlying capacity for wind energy development. My representation requested that this area should be extended to include the extended Beaghmore Area of Significant Archaeological Interest within Fermanagh and Omagh District Council and within Beaghmore Moors and Marsh LCA.

Details of Your Counter Representation

Please provide the reference number of the site-specific representation to which your counter representation relates to:

DPS252

Please give reasons for your counter representation having particular regard to the soundness test(s) identified in the above referenced site-specific representation. Please note that your counter representation must not propose any new changes of the draft Plan Strategy.

In DPS252 the statement “*it is important to recognise that there is no embargo on wind energy development within AONBs*” is quoted from the Mullaghturk Wind Farm Appeal Decision. This quotation is being used to support an amendment in the Draft Plan Strategy policy for Wind Energy Development in sensitive landscapes. It is being used inappropriately. The appeal against the refusal of full planning permission for a Wind Farm on Mullaghturk Mountain was dismissed. The reasons for the dismissal were summarised in the conclusion of the appeal decision and are as follows:-

The site and its surroundings lie within the Sperrins AONB and this is reflective of the special character and scenic attractiveness of much of the area. From a considerable number of the identified views of the appeal site, whilst both static and in transit, I observed that the landscape is very largely unspoiled, uncommonly free from built or other development, and exhibits a wild, remote and tranquil character. The Landscape Character Assessment has identified the unspoiled parts of LCA24 as being highly sensitive to change and refers specifically to views of Mullaghturk from the south as being important. I find this to be a sound analysis. I have accepted that the proposal would contribute towards meeting NI's renewable energy targets. Whilst I attach significant weight to the substantial economic, environmental and social benefits that would accrue as a result of the proposed wind farm, I consider these are outweighed by the impact on the landscape in LCA24 and the Sperrins AONB. This would be the case even if the proposed community fund were to be taken into account. The unacceptable detriment to visual amenity is determining in this case. The proposal conflicts with PPS18 policy RE1 and PPS2 policy NH6. The Council's first and second reasons for refusal are sustained and the appeal must fail.

Given that the appeal was dismissed it is unsound to use the quotation “*It is important to recognise that there is no embargo on wind energy development within AONBs*” as a tool to influence the Draft Plan Strategy on Wind Energy Development.

SECTION 3. Data Protection and Consent

Data Protection

In accordance with the Data Protection Act 2018, Fermanagh and Omagh District Council has a duty to protect any information we hold on you. The personal information you provide on this form will only be used for the purpose of Plan Preparation and will not be shared with any third party unless law or regulation compels such a disclosure. It should be noted that in accordance with Regulation 19 of the Planning (Local Development Plan) Regulations (Northern Ireland) 2015, the council must make a copy of any counter representation available for inspection. The Council is also required to submit the counter representations to the Department for Infrastructure and they will then be considered as part of the Independent Examination process. For further guidance on how we hold your information please visit the Privacy section at www.fermanaghomagh.com/your-council/privacy-statement/

By proceeding and submitting this representation you confirm that you have read and understand the privacy notice above and give your consent for Fermanagh and Omagh Council to hold your personal data for the purposes outlined.

Consent to Publish Response

The Council is required by law to publish your representation and make it available for inspection. Unless otherwise stated by yourself, this will include your name and postal address. Your personal telephone number, personal email address and signature will not be published.

If you do not wish for your name and postal address to be published please tick the box below.

Please do not publish my name and postal address

Please note: Even if you opt for your details to be published anonymously, we will still have a legal duty to share your contact details with the Department for Infrastructure and the Independent Examiner/Authority they appoint to oversee the examination in public into the soundness of the plan. This will be done in accordance with the privacy statement above.

Signature

Date