

Draft determination statement on the need for sustainability appraisal and strategic environmental assessment of the review of the planning obligations supplementary planning document

January 2019

1 Introduction

- 1.1 Salford City Council is undertaking a review of its approach to securing planning obligations via an update of the Planning Obligations Supplementary Planning Document.
- 1.2 The Planning Act 2008 and associated regulations removed the mandatory requirement for a sustainability appraisal to be prepared alongside a supplementary planning document (SPD). The intention of this was to bring to an end the duplication of effort resulting from local planning authorities having to prepare a sustainability appraisal report even when appraisal had already been undertaken for an overarching plan. Local planning authorities are however still required to screen their SPDs to ensure that the legal requirements for sustainability appraisal are met where there are impacts that have not been covered in the appraisal of the parent plan, or where an assessment is required by the Strategic Environmental Assessment Directive¹.
- 1.3 Under the Environmental Assessment of Plans and Programmes Regulations 2004², councils must where appropriate carry out a strategic environmental assessment (SEA) of land-use and spatial plans. The first part of the SEA process is to screen the relevant plan or programme to test whether SEA is required. The council has a duty to consult with specified consultation bodies (Natural England, Historic England and the Environment Agency) when determining the need for SEA. Having consulted with the specified consultation bodies, where the council determines that the plan or programme is unlikely to have significant environmental effects and does not require SEA, the council is required to prepare a statement of its reasons for the determination.
- 1.4 This report constitutes a draft determination statement as to the need for a sustainability appraisal of the review of the Planning Obligations SPD. It sets out the screening process along with the reasoning behind the determination that no significant additional sustainability issues would be raised by the SPD that have not already been considered through the appraisal of the unitary development plan (UDP). It is determined that sustainability appraisal of the review of the Planning Obligations SPD is not required.

¹ European Directive 2001/42/EC transposed into UK law by the Environmental Assessment of Plans and Programmes Regulations 2004.

² Statutory Instrument 2004 No.1633.

- 1.5 The report also constitutes a determination statement as to the need for a full strategic environmental assessment under Regulation 9(3) of the Environmental Assessment of Plans and Programmes Regulations 2004. It sets out the SEA screening process together with the reasoning behind the determination that strategic environmental assessment of the review of the Planning Obligations SPD is not required.

2 Review of planning obligations SPD

- 2.1 Policy DEV5 of Salford's unitary development plan provides the main policy for the use of planning obligations in the city. This is supplemented by policies in the existing Planning Obligations SPD (adopted in June 2015), which provides guidance on the use of planning obligations for a range of infrastructure including affordable housing; open space; education; transport; public realm; and the approach to securing a range of other planning obligations.
- 2.2 The city council is updating the SPD for three main reasons:
- To reflect changing national policy and legislation
 - To respond to the latest information on development viability in Salford
 - To provide additional guidance on the implementation of local policies on planning obligations in light of experience in applying the existing SPD
- 2.3 As with the existing SPD, the updated SPD will supplement the following saved policies of the UDP:
- ST5 – Transport networks
 - DES3 – Design of public space
 - H1 – Provision of new housing development
 - H4 – Affordable housing
 - H8 – Open space provision associated with new housing development
 - EHC3 – Provision and improvement of health and community facilities
 - A8 – Impact of development on the highway network
 - CH3 – Works within conservation areas
 - CH7 – Manchester, Bolton and Bury Canal
 - R2 – Provision of recreation land and facilities
 - DEV5 – Planning conditions and obligations
- 2.4 **Policy DEV5 – Planning conditions and obligations** identifies that development that would have an adverse impact on any interests of acknowledged importance or would result in a material increase in the need or demand for infrastructure, services, facilities, and/or

maintenance, will only be granted planning permission subject to planning conditions or planning obligations that would ensure adequate mitigation measures are put in place.

- 2.5 **Policy ST5 – Transport networks** identifies that transport networks will be maintained and improved through a combination of measures, including the protection and extension of the network of pedestrian and cycling routes, the expansion and improvement of the public transport system, the maintenance and improvement of the highway network, and the provision of new road infrastructure where this will support the city's economic regeneration.
- 2.6 **Policy DES3 – Design of public space** sets out a series of design criteria for development which includes the provision of, or works to, public space.
- 2.7 **Policy H1 – Provision of new housing development** identifies that all new housing development will be required to contribute towards the provision of a balanced mix of dwellings within the local area in terms of size, type, tenure and affordability. The policy also identifies that new housing development will where necessary be required to make an adequate contribution to local infrastructure and facilities required to support the development.
- 2.8 **Policy H4 – Affordable housing** identifies that in areas where there is a demonstrable lack of affordable housing to meet local needs, developers will be required to provide an element of affordable housing of appropriate types on all residential sites over 1 hectare or in housing developments of 25 or more dwellings³.
- 2.9 **Policy H8 – Open space provision associated with new housing development** identifies the requirements in relation to open space provision associated with new housing development, and states that planning permission for housing development will only be granted where adequate and appropriate provision is made for formal and informal open space and its maintenance over a twenty year period. The policy identifies that the open space should be provided either as part of the development or through an equivalent financial contribution based on a standard cost per bed space for both capital and maintenance.
- 2.10 **Policy EHC3 – Provision and improvement of health and community facilities** relates to the provision and improvement of health and community facilities, and identifies that where a significant expansion of facilities is proposed on a site that does not currently enjoy good accessibility by a range of means of transport, contributions

³ The UDP requirement for an affordable housing contribution on all residential sites over 1 hectare needs to be read in the context of the subsequent update to the NPPF which identifies that contributions should not be sought from developments comprising fewer than 10 dwellings.

or improvements to pedestrian, cycling and/or public transport facilities and services may be sought.

- 2.11 **Policy A8 – Impact of development on the highway network** identifies that development will not be permitted where it would have an unacceptable impact on the highway network. The reasoned justification identifies that it will be important that development proposals incorporate sufficient measures to ensure that they will have no unacceptable impact on the highway network. It identifies that planning obligations will be used where appropriate to ensure that any proposed mitigation or improvement measures are implemented.
- 2.12 **Policy CH3 – Works within conservation areas** seeks to preserve and enhance the character and appearance of conservation areas. The reasoned justification identifies that the city council will seek to enter into planning obligations with developers to secure improvements to the public realm of conservation areas, to ensure that the overall impact of development on an area's character and appearance is positive.
- 2.13 **Policy CH7 – Manchester, Bolton and Bury Canal** identifies that where the restoration or improvement of the canal or towpath is necessary to enable development to proceed satisfactorily, or where the development would benefit directly from the restoration or improvement, contributions will be sought with a view to securing such restoration or improvement.
- 2.14 **Policy R2 – Provision of recreation land and facilities** identifies the recreation standards which are applied for the purposes of saved UDP Policy H8 in terms of identifying the requirements in relation to open space provision associated with new housing development.
- 2.15 The screening of the adopted Planning Obligations SPD concluded that it did not require a sustainability appraisal or a strategic environmental assessment.

3 Screening of the requirement for sustainability appraisal

- 3.1 The UDP was subject to sustainability appraisal at a number of stages during its production, and each of the emerging plan's policies was subject to individual appraisal against a set of defined sustainability objectives.
- 3.2 At the UDP first deposit stage the appraisal identified the following in relation to each of the relevant policies⁴:

⁴ "Sustainability Appraisal of the City of Salford UDP First Deposit Draft Replacement Plan 2002-2011" – Baker Associates for Salford City Council (February 2003), Appendix 1.

- 3.3 **Policy ST5 – Transport networks:** the appraisal welcomed the emphasis on other road users in addition to those with access to a private car, recognising that the ability for all to access a range of goods and services is essential to achieving a more sustainable city. It did however recognise that as the policy makes provision for new roads, it is inevitable that this will lead to increased car use which is contrary to sustainable development objectives of air quality and atmospheric integrity.
- 3.4 **Policy DES3 – Design of public space:** the appraisal considered that this policy should help bring about a better quality wider built environment, with associated economic and social benefits.
- 3.5 **Policy H1 – Provision of new housing development:** the appraisal recognised that the policy contained provision for new housing development to include or make a contribution towards infrastructure that will support the development. The policy was considered to have a positive relationship with housing, accessibility, land and built environment, community and health objectives.
- 3.6 **Policy H4 – Affordable housing:** the appraisal welcomed this policy in the context of Salford’s characteristics, on the basis that setting a minimum affordable housing provision within the UDP would be inappropriate for the city as a whole.
- 3.7 **Policy H8 – Open space provision associated with new housing development:** the appraisal considered that this policy should help ensure that all have access to open space. It noted that as the policy does not include a distance to open space requirement for new development, it must be ensured that all financial contributions go to support open space easily accessible from the proposed development.
- 3.8 **Policy EHC3 – Provision and improvement of health and community facilities:** the appraisal found that this policy has the potential for positive relationships with some social and environmental objectives.
- 3.9 **Policy A8 – Impact of development on the highway network:** the appraisal considered that there should be no negative impacts on the sustainability objectives.
- 3.10 **Policy CH3 – Works within conservation areas:** the appraisal considered that this policy should have a positive impact in relation to the protection of the built environment.
- 3.11 **Policy CH7 – Manchester, Bolton and Bury Canal:** the appraisal considered that this policy would support increased leisure use of the canal, which would be in line with the sustainability objectives.

- 3.12 **Policy R2 – Provision of recreation land and facilities:** the appraisal considered that there should be no negative impacts on the sustainability objectives.
- 3.13 **Policy DEV5 – Planning conditions and obligations:** the appraisal identified that the policy itself could be further strengthened by incorporating some of the information that is contained within the reasoned justification, and that this would be in line with the general tone of the plan as a proactive document aiming to achieve the best possible outcomes through land use planning.
- 3.14 The appraisal assessed each UDP policy against a set of defined sustainability objectives. Against each objective the policy was assigned one of four ratings:
- ‘ O ’ = likely to contribute to the achievement of greater sustainability according to the identified concern
 - ‘ X ’ = likely to detract from the achievement of greater sustainability according to the identified concern
 - ‘ ? ’ = likely, but unpredictable effect
 - ‘ - ’ = no identified relationship between the topic covered in the policy and the sustainability concern
- 3.15 The appraisal of each of the relevant policies is set out in the table below.

Sustainability objective		Explanation and desirable direction of change	UDP sustainability appraisal rating of policies										
			Policy ST5	Policy DES3	Policy H1	Policy H4	Policy H8	Policy EHC3	Policy A8	Policy CH3	Policy CH7	Policy R2	Policy DEV5
Social progress which recognises the needs of everyone													
SP1	Participation	To increase the sense amongst the community that the planning decisions made are the proper way forward to meet understood needs	-	-	-	-	-	-	-	-	-	-	-
SP2	Accessibility	To enable people all to have similar and sufficient levels of access to services, facilities and opportunities	O	O/?	O	O	O	O	?	-	?	?	O
SP3	Housing	To provide the opportunity for people to meet their housing needs	-	-	O	O	-	-	-	-	-	-	-
SP4	Skills	To assist people in gaining the skills to fulfil their potential and increase their contribution	-	-	-	-	-	?	-	-	-	-	O
SP5	Health	To improve overall levels of health and reduce the disparities between different groups and different areas	?	-	?	-	O	O	?	-	-	?	O
SP6	Community	To maintain and promote the culture and cohesion of the community	-	-	O	O	?	O	-	-	-	-	O
Effective protection of the environment													
EN1	Biodiversity	To maintain and enhance the diversity and abundance of species	-	-	-	-	-	-	-	-	?	-	O
EN2	Landscape character	To maintain and enhance the quality and character of the landscape, including the special qualities of remoteness and tranquillity	-	-	-	-	-	-	-	-	?	-	-
EN3	Built environment	To maintain and enhance the quality and distinctiveness of the built environment, including the cultural heritage	-	O	O	-	-	?	-	O	?	-	-

Sustainability objective		Explanation and desirable direction of change	UDP sustainability appraisal rating of policies										
			Policy ST5	Policy DES3	Policy H1	Policy H4	Policy H8	Policy EHC3	Policy A8	Policy CH3	Policy CH7	Policy R2	Policy DEV5
Prudent use of natural resources													
R1	Air	To reduce all forms of air pollution in the interests of local air quality and the integrity of the atmosphere	?/X	-	-	-	-	-	-	-	-	-	-
R2	Water	To maintain and improve the quality of ground and surface waters	-	-	-	-	-	-	-	-	-	?	-
R3	Land	To retain undeveloped land	-	-	O	-	-	?	-	-	-	-	-
R4	Soil	To maintain the resource of productive soil	-	-	-	-	-	-	-	-	-	-	-
R5	Minerals	To maintain the stock of minerals	-	-	-	-	-	-	-	-	-	-	-
R6	Energy sources	To maintain the stock of non renewable energy sources	?	-	-	-	-	-	-	-	-	-	-
Maintenance of high and stable levels of economic growth and employment													
EG1	Employment	To maintain and enhance employment opportunities, and to reduce the disparities arising from unequal access to jobs	?	-	?	?	-	?	-	-	-	-	-
EG2	Wealth creation	To retain and enhance the factors which are conducive to wealth creation, including personal creativity and attractiveness to investors	-	?	?	-	?	?	?	?	O	?	?

- 3.16 At the UDP revised deposit stage, the appraisal did not identify any substantive changes in sustainability terms in response to the relevant changes to these policies⁵. In relation to Policy H8, the appraisal noted that the amount of open space required through new development had been reduced in response to an updated open space assessment. In relation to policy R2, it noted that this now incorporated accessibility threshold distances for different types of open space, and that these were derived from the updated open space assessment. In relation to policy CH7, the appraisal noted that a section had been added to the policy identifying the canal environment as being important for the biodiversity of Salford and specifying that development along the line of the canal should provide for its restoration, improvement or maintenance where appropriate. The appraisal considered this to be consistent with the sustainability agenda. The impact of these changes did not therefore result in any significant change to the sustainability appraisal of these policies.
- 3.17 The table below sets out the potential impact of the review of the Planning Obligations SPD on each of the identified sustainability objectives and identifies whether there would be any additional significant sustainability issues raised by its review.

⁵ “Sustainability Appraisal of the City of Salford Unitary Development Plan (Comments on the Revised Deposit Draft Replacement Plan 2003 – 2016)” – Baker Associates (November 2003).

Sustainability objective	Explanation and desirable direction of change	Description of potential impact of the review of the Planning Obligations SPD	Significant sustainability issues?	
Social progress which recognises the needs of everyone				
SP1	Participation	To increase the sense amongst the community that the planning decisions made are the proper way forward to meet understood needs	<p>The updated Planning Obligations SPD will provide clear guidance on the circumstances where planning obligations will be required and the nature of such obligations. This will give greater certainty to applicants / developers, and will give confidence to Salford's residents and communities that the infrastructure requirements arising from new development will be effectively provided for.</p> <p>The review of the SPD will not therefore raise any significant sustainability issues in this regard.</p>	No
SP2	Accessibility	To enable people all to have similar and sufficient levels of access to services, facilities and opportunities	<p>The updated SPD will assist in securing the provision of the infrastructure requirements arising from new development, and will support this objective through ensuring that new development does not result in an unacceptable impact on existing infrastructure. It will support the delivery of new infrastructure, which will have a positive benefit for existing and future households in terms of enhancing access to services, facilities and opportunities.</p> <p>The review of the SPD is therefore likely to contribute to the achievement of sustainable outcomes in this regard.</p>	No
SP3	Housing	To provide the opportunity for people to meet their housing needs	The updated SPD will provide additional guidance to supplement UDP saved policy H4 in relation to the type and nature of affordable housing provision that will be required. This will support the delivery of this sustainability objective, by providing greater opportunity for those who are unable to afford	No

Sustainability objective		Explanation and desirable direction of change	Description of potential impact of the review of the Planning Obligations SPD	Significant sustainability issues?
			<p>market housing to meet their housing needs.</p> <p>The review of the SPD is therefore likely to contribute to the achievement of sustainable outcomes in this regard.</p>	
SP4	Skills	To assist people in gaining the skills to fulfil their potential and increase their contribution	<p>The updated SPD will incorporate guidance in relation to where planning obligations will be sought to secure the provision of education infrastructure. It will therefore support investment in new education infrastructure to ensure that there are sufficient pupil places to meet the requirement that new housing development will generate. In this context, it will support the objective of skills development amongst school-age children by supporting the provision of suitable learning environments.</p> <p>The review of the SPD is therefore likely to contribute to the achievement of sustainable outcomes in this regard.</p>	No
SP5	Health	To improve overall levels of health and reduce the disparities between different groups and different areas	<p>The updated SPD will assist in securing the provision of the infrastructure requirements arising from new development, and will support this objective through ensuring that new development does not result in an unacceptable impact on existing infrastructure. This is likely to have a positive impact in relation to this sustainability objective, through for example assisting in ensuring that development is effectively served by open space provision, that sustainable travel choices are promoted, and that people who cannot afford market housing have the opportunity to meet their housing needs.</p> <p>The review of the SPD is therefore likely to contribute to the</p>	No

Sustainability objective		Explanation and desirable direction of change	Description of potential impact of the review of the Planning Obligations SPD	Significant sustainability issues?
			achievement of sustainable outcomes in this regard.	
SP6	Community	To maintain and promote the culture and cohesion of the community	<p>The updated SPD will assist in securing the provision of the infrastructure requirements arising from new development, and will support this objective through ensuring that new development does not result in an unacceptable impact on existing infrastructure. It will support the delivery of new infrastructure, which will have a positive benefit for existing and future households. It should therefore have a positive impact in relation to maintaining and promoting community cohesion.</p> <p>The review of the SPD is therefore likely to contribute to the achievement of sustainable outcomes in this regard.</p>	No
Effective protection of the environment				
EN1	Biodiversity	To maintain and enhance the diversity and abundance of species	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
EN2	Landscape character	To maintain and enhance the quality and character of the landscape, including the special qualities of remoteness and tranquillity	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
EN3	Built environment	To maintain and enhance the quality and distinctiveness of the built	The updated SPD will support investment in the built environment, particularly in terms of providing guidance on when contributions will be required towards investment in the	No

Sustainability objective		Explanation and desirable direction of change	Description of potential impact of the review of the Planning Obligations SPD	Significant sustainability issues?
		environment, including the cultural heritage	public realm. The review of the SPD is therefore likely to contribute to the achievement of sustainable outcomes in this regard.	
Prudent use of natural resources				
R1	Air	To reduce all forms of air pollution in the interests of local air quality and the integrity of the atmosphere	By assisting in securing transport related planning obligations that will promote sustainable travel choices, the updated SPD could result in an indirect positive impact in terms of minimising the air quality impact arising from new development within the city. The review of the SPD will not therefore raise any significant sustainability issues in this regard.	No
R2	Water	To maintain and improve the quality of ground and surface waters	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
R3	Land	To retain undeveloped land	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
R4	Soil	To maintain the resource of productive soil	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
R5	Minerals	To maintain the stock of minerals	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No
R6	Energy sources	To maintain the stock of	The updated SPD is unlikely to have any significant impact in	No

Sustainability objective	Explanation and desirable direction of change	Description of potential impact of the review of the Planning Obligations SPD	Significant sustainability issues?	
	non renewable energy sources	relation to this sustainability objective.		
Maintenance of high and stable levels of economic growth and employment				
EG1	Employment	To maintain and enhance employment opportunities, and to reduce the disparities arising from unequal access to jobs	The updated SPD has the potential to provide additional guidance to supplement UDP saved policy ST3 in relation to the use of planning obligations to secure local labour contracts and training opportunities, and as such could have a positive impact in relation to this sustainability objective. The review of the SPD will not therefore raise any significant sustainability issues in this regard.	No
EG2	Wealth creation	To retain and enhance the factors which are conducive to wealth creation, including personal creativity and attractiveness to investors	The updated SPD is unlikely to have any significant impact in relation to this sustainability objective.	No

- 3.18 As set out in the table above, the review of the Planning Obligations SPD is not considered to raise any additional sustainability issues beyond those considered through the sustainability appraisal of the UDP. It is therefore considered that sustainability appraisal of the review of the Planning Obligations SPD is not required.

4 Screening of the requirement for strategic environmental assessment

- 4.1 Under the Environmental Assessment of Plans and Programmes Regulations 2004⁶, councils must where appropriate carry out a strategic environmental assessment (SEA) of land-use and spatial plans.
- 4.2 Regulation 5(2) of the Regulations describes that an environmental assessment should be undertaken for a plan or programme which –
- (a) is prepared for agriculture, forestry, fisheries, energy, industry transport, waste management, water management, telecommunications, tourism, town and country planning or land use, and
 - (b) sets the framework for future development consent of projects listed in Annex I or II to Council Directive 85/337/EEC on the assessment of the effects of certain public and private projects on the environment, as amended by Council Directive 97/11/EC.
- 4.3 The European Commission guidance⁷ (paragraph 3.23) states that plans and programmes which set the framework for future development consent of projects would normally contain “criteria or conditions which guide the way a consenting authority decides an application for development consent”.
- 4.4 An updated Planning Obligations SPD would meet criterion (a) of Regulation 5(2), being a plan prepared for town and country planning or land use purposes. It also meets criterion (b) on the basis that the SPD will set out policies that will provide additional guidance on when planning obligations will be required. It will therefore provide a basis for the determination of planning applications insofar as a planning application that does not accord with its provisions could be refused citing lack of conformity with the SPD within the identified reasons for refusal.
- 4.5 Further to the above, Regulation 5(6) of the Regulations describes that an environmental assessment need not be carried out –

⁶ Statutory Instrument 2004 / No 1633.

⁷ “Implementation of Directive 2001/42/EC on the Assessment of the Effects of Certain Plans and Programmes on the Environment” – European Commission.

- (a) for a plan or programme of the description set out in paragraph (2) or (3) which determines the use of a small area at local level; or
- (b) for a minor modification to a plan or programme of the description set out in either of those paragraphs,

unless it has been determined under Regulation 9(1) that the plan, programme or modification, as the case may be, is likely to have significant environmental effects, or it is the subject of a direction under Regulation 10(3).

- 4.6 The European Commission guidance (paragraphs 3.33 – 3.35) suggests that the key criterion for the application of the Directive, is not the size of area covered but whether the plan or programme would be likely to have significant environmental effects.
- 4.7 The updated Planning Obligations SPD would replace the adopted SPD, and would be citywide in its scope. It is considered that the SPD therefore meets criterion (a) of Regulation 5(6).
- 4.8 It is therefore only where it is considered likely that the SPD will have significant environmental effects that a full SEA would be required, as the SPD is not subject to a direction under Regulation 10(3).
- 4.9 The Regulations advise that the likelihood of any significant environmental effects should be determined by a screening process which should use a specified set of criteria (set out in Schedule 1 to the Regulations). This includes two sets of characteristics for determining the likely significance of effects on the environment as follows:
 - The characteristics of the plan or programme; and
 - The characteristics of the effects and of the area likely to be affected.
- 4.10 Under each characteristic there are a number of criteria with which to assess the plan or programme against, and this appraisal of the updated Planning Obligations SPD is set out in the table below.

Criteria	Details	Significant environmental impact?
1. The characteristics of plans and programmes, having regard, in particular, to -		
(a) the degree to which the plan or programme sets a framework for projects and other activities, either with regard to the location, nature, size and operating conditions or by allocating resources;	The updated Planning Obligations SPD will supplement a number of Salford's saved UDP policies, providing additional guidance on when planning obligations will be required and the nature of such obligations. The SPD will therefore supplement existing policy rather than setting a framework in itself.	No
b) the degree to which the plan or programme influences other plans and programmes including those in a hierarchy;	The updated Planning Obligations SPD will supplement a number of Salford's saved UDP policies, and therefore is the lowest tier of the local development framework. It provides additional guidance on how these UDP policies will be applied in relation to securing planning obligations, and has no other influence on other plans in the development plan hierarchy.	No
(c) the relevance of the plan or programme for the integration of environmental considerations in particular with a view to promoting sustainable development;	The updated Planning Obligations SPD has no relevant bearing on the assessment of environmental considerations, as it is about providing additional guidance on when planning obligations will be required and the nature of such obligations.	No
(d) environmental problems relevant to the plan or programme; and	The updated Planning Obligations SPD has no relevant bearing on environmental problems.	No
(e) the relevance of the plan or programme for the implementation of Community legislation on the environment	The updated Planning Obligations SPD has no relevant bearing on the implementation of European Community legislation on the environment.	No

(for example, plans and programmes linked to waste management or water protection).		
2. Characteristics of the effects and of the area likely to be affected, having regard, in particular, to –		
(a) the probability, duration, frequency and reversibility of the effects;	The updated Planning Obligations SPD will not result in any environmental effects, as it is about providing additional guidance on when planning obligations will be required and the nature of such obligations.	No
(b) the cumulative nature of the effects;	As set out above, the updated Planning Obligations SPD will not result in any environmental effects. There will therefore be no cumulative environmental effects.	No
(c) the transboundary nature of the effects;	As set out above, the updated Planning Obligations SPD will not result in any environmental effects. There will therefore be no transboundary environmental effects.	No
(d) the risks to human health or the environment (for example, due to accidents);	As set out above, the updated Planning Obligations SPD will not result in any environmental effects. There will therefore be no risks to human health or the environment.	No
(e) the magnitude and spatial extent of the effects (geographical area and size of the population likely to be affected);	As set out above, the updated Planning Obligations SPD will not result in any environmental effects.	No
(f) the value and vulnerability of the area likely to be affected due to - (i) special natural characteristics or cultural heritage;	As set out above, the updated Planning Obligations SPD will not result in any environmental effects.	No

(ii) exceeded environmental quality standards or limit values; or (iii) intensive land-use; and		
(g) the effects on areas or landscapes which have a recognised national, Community or international protection status.	As set out above, the updated Planning Obligations SPD will not result in any environmental effects. In any case, there are currently no landscapes within Salford which have a recognised national, Community, or international protection status.	No

5 Consultation with statutory bodies

- 5.1 The specified consultation bodies were consulted for initial comments on the proposed review of the SPD in March/April 2018:
- The Historic Buildings and Monuments Commission for England (English Heritage);
 - Natural England; and
 - The Environment Agency.
- 5.2 One comment was received on the issue of whether a strategic environmental assessment is required.

Organisation	Comment
Natural England	A SPD requires a Strategic Environmental Assessment only in exceptional circumstances as set out in the Planning Practice Guidance here. While SPDs are unlikely to give rise to likely significant effects on European Sites, they should be considered as a plan under the Habitats Regulations in the same way as any other plan or project. If your SPD requires a Strategic Environmental Assessment or Habitats Regulation Assessment, you are required to consult us at certain stages as set out in the Planning Practice Guidance. Should the plan be amended in a way which significantly affects its impact on the natural environment, then, please consult Natural England again.

- 5.3 This draft determination statement provides a further opportunity for the three specified consultation bodies to make comments on the screening opinion of the city council that the SPD requires neither a sustainability appraisal nor a strategic environmental assessment.

6 Conclusion

- 6.1 The updated Planning Obligations SPD will supplement saved UDP policies, and will set out additional guidance on when planning obligations will be required and the nature of such obligations. A screening of the proposed document has led to the conclusion that it is not likely that the SPD will result in any significant additional sustainability impacts, and therefore SA is not required. A screening of the document has also led to the conclusion that it is not likely that the SPD will have any significant environmental impacts and therefore SEA is not required.
- 6.2 In accordance with Regulation 9(2) of the Environmental Assessment of Plans and Programmes Regulations 2004, the city council therefore

determines that the updated Planning Obligations SPD is unlikely to have significant environmental effects. This draft determination statement constitutes a statement of the city council's reasons for this determination.

7 Statement of determination

- 7.1 It is considered that a full sustainability appraisal is NOT required for the updated Planning Obligations SPD for the reasons set out in Section 3 above.
- 7.2 It is considered that a strategic environmental assessment is NOT required for the updated Planning Obligations SPD for the reasons set out in Section 4 above.