

APPENDIX 12

STATEMENT OUTLINING COMPLIANCE WITH MINISTERIAL GUIDELINES

Under Section 28 of the Planning and Development Act 2000 (as amended), Wicklow County Council is required to append a statement to the Development Plan to include information which demonstrated:

1. How the Council has implemented the policies and objectives of the Minister contained in the Guidelines when considering their application to the area or part of the area of the Development Plan.
2. Alternatively, if the Council has formed the opinion that is not possible, because of the nature and characteristics of the area or part of the area of the Development Plan, to implement certain policies and objectives of the Minister contained in the guidelines, the statement shall give the reasons for the forming of the opinion and why the policies and objectives of the Minister have not been so implemented.

The required statement pertaining to the (draft) Wicklow County Development Plan 2016-2022 is set out below¹. The Wicklow County Development Plan 2016-2022 is referred to hereunder as 'the Plan'.

Section 28 Guidelines	Wicklow County Development Plan 2016-2022
Development Plan – Guidelines for Planning Authorities (2007)	The plan follows the recommendations of the guidelines with regard to the preparation and content of the plan.
Implementing Regional Planning Guidelines – Best Practice Guidelines (2010)	The policies and objectives contained in the guidelines are implemented in Chapter 2: Vision and Core Strategy, Chapter 3: Settlement Strategy and Chapter 4: Housing.
Implementation of SEA Directive (2001/42/EC): Assessment of the Effects of Certain Plans and Programmes on the Environment (2004)	Strategic Environmental Assessment, in accordance with the guidelines, was carried out as part of an iterative process and the output reports are included as part of the plan documentation. Mitigation measures from the SEA process have been incorporated into the plan.
Appropriate Assessment of Plans and Projects in Ireland – Guidance for Planning Authorities (2009)	Appropriate Assessment has been carried out in accordance with the statutory requirements and having regard to the guidelines. The Appropriate Assessment report is included within an accompanying volume of the plan. Mitigation measures from the AA process have been incorporated into the plan.
Sustainable Rural Housing Guidelines (2005)	The policies and objectives contained in the guidelines are implemented in the following parts of the plan: Chapter 2 Core Strategy, Chapter 3 Settlement Strategy, Chapter 4 Housing and the Rural House Design Guide.

¹ Note: Guidelines that do not specifically apply to the Development Plan are excluded from the following table.

*Sustainable Residential Development in Urban Areas (2009)	These guidelines are referred to in the Development and Design Standards.
*Quality Housing for Sustainable Communities – Design Guidelines (2007)	These guidelines are referred to in the Development and Design Standards.
*Urban Design Manual – Best Practice Guidelines (2009)	These guidelines are referred to in the Development and Design Standards.
*Sustainable Urban Housing - Design Standards for New Apartments (2007)	Sustainable Urban Housing - Design Standards for New Apartments (2007)
*Design Manual for Urban Roads and Streets (2013)	The policies and objectives contained in the guidelines are implemented in Chapter 9 Roads & Transportation and policy/objectives within 'Section 7: Roads and Transportation' of Development and Design Standards.
Redevelopment of Certain Lands in the Dublin Area Primarily for Affordable Housing (2006)	Not applicable
*Retail Planning Guidelines and Retail Design Manual(2012)	The policies and objectives contained in the guidelines are implemented in Chapter 6: Centres and Retailing. In particular, objective RT6 makes reference to the guidelines.
*Guidance on Spatial Planning & National Roads (2012)	These guidelines are referred to in the Development and Design Standards.
*Telecommunications and Support Structures – Guidelines (1996)	The policies and objectives contained in the guidelines are implemented in Section 10: Energy and telecommunications – Mast & Telecommunications, Development and Design Standards.
*Wind Energy Guidelines (2006)	The County Wicklow Wind Strategy has been prepared having regard to the guidelines. Objectives set out in Chapter 9 (CCE6) requires development to be in accordance with the County Wicklow Wind Strategy.
*Quarries and Ancillary Activities (2004)	The policies and objectives contained in the guidelines are implemented in the Development & Design Standards – Section 3: Business, commercial and employment developments – Extractive Industry.
*The Planning System and Flood Risk Management Guidelines (2009)	The policies and objectives contained in the guidelines are implemented in Section 9.2: Water Infrastructure and Flooding. A SFRA has been prepared in accordance with the guidelines. Objective FL2 requires applications to be assessed having regard to the guidelines.
*Childcare Facilities Guidelines (2001)	The policies and objectives contained in the guidelines are implemented in Chapter 8: Community and the Development & Design Standards, Section 6: Community developments, including open space.

*Provision of Schools and the Planning System: Code of Practice (2012)	This Code of Practice is referred to in Section 6: Community developments, including open space – Education, Development & Design Standards
*Architectural Heritage Protection for Places of Public Worship (2003)	The policies and objectives contained in the guidelines are implemented in Chapter 10: Heritage, including the Record of Protected Structures and ACAs etc. The guidelines have informed the objectives relating to the protection of the county's architectural and archaeological heritage.
*Architectural Heritage Protection - Guidelines for Planning Authorities (2011)	The policies and objectives contained in the guidelines are implemented in Chapter 10: Heritage, including the Record of Protected Structures and ACAs etc. The guidelines have informed the objectives relating to the protection of the county's architectural and archaeological heritage. Objective BH8 refers to the guidelines.
Landscape and Landscape Assessment (2000)	The Landscape Assessment has been prepared in accordance with the guidelines.
*Tree Preservation Guidelines	Section 10.3.3 : Woodlands, Trees & Hedgerows of Chapter 10 Heritage sets out the policy in relation to TPOs. The objectives relating to TPOs are drafted having regard to the guidelines.
*Draft Guidance for Planning Authorities on Drainage and Reclamation of Wetlands	These guidelines are referred to in the Development and Design Standards.

*The Development & Design Standards lists these guidelines as guidelines that will be used by Wicklow County Planning Authority as a tool in the assessment of planning applications.