

KIRKBY MALZEARD, LAVERTON AND DALLOWGILL NEIGHBOURHOOD PLAN

CONSULTATION STATEMENT

APPENDIX E

FINAL CONSULTATION ON PRE-SUBMISSION VERSION OF PLAN (2025-26)

Given that amendments had been made to the Plan following the Reg 14 consultation it was considered appropriate to undertake a further full consultation to ensure that any interested parties could comment further prior to the Plan being submitted.

This consultation process was undertaken in a manner replicating that followed for the Regulation 14 Consultation with all members of the community, local stakeholders and statutory bodies being invited to comment. The list of Consultees was therefore the same as provided in Appendix D Item 4.

The public consultation was held on line, but printed copies of the questionnaire were made again available on request.

The Consultation was publicised on the Community website but by this point the Parish Council had developed its own website on which the documentation was posted, to which a link was provided.

1a. COMMUNITY WEBSITE ENTRY

**FINAL NEIGHBOURHOOD PLAN CONSULTATION -
OCTOBER/NOVEMBER 2025**

20 Oct 2025

FINAL NEIGHBOURHOOD PLAN CONSULTATION PRIOR TO
SUBMISSION IN EARLY 2026.

This is the final opportunity to have your say on the Kirkby Malzeard, Laverton and Dallowgill Neighbourhood Plan before it is submitted to the Local Planning Authority at the beginning of next year.

The documents, including the questionnaire can be accessed on the Neighbourhood Plan pages of the Parish Council website using the link below:

<https://kml-d-pc.gov.uk/neighbourhood-plan>

The consultation period runs from 20.10.2025 until 15.12.2025. If you have any questions please email kml-d-pc@btinternet.com

1b. DISPLAY BOARD NOTICE



Neighbourhood Plan for the
Parish of Kirkby Malzeard,
Laverton and Dallowgill.

NEIGHBOURHOOD PLAN CONSULTATION

Please complete the online questionnaire available on the Parish Council website using QR code above. The plan/appendices and other documentation can also be viewed there.

If you do not have internet access, you can arrange to borrow a copy of the plans and appendices by phoning 01765 689390. A printed copy of the questionnaire is available within the MIVH coffee room – if none remain, please phone the above number.

A drop-in session was held in the Coffee Room at the Mechanics Institute Village Hall from 10 am to 12 noon on 06.12.2025 which was advertised on village noticeboards and on Facebook but was poorly attended.

The consultation period lasted eight weeks commencing on 20.10.2025 and ending on 15.12.2025.

2. CONSULTATION QUESTIONNAIRE - PRINTED VERSION. (Online version available on Parish Council website on Neighbourhood Plan page).



KIRKBY MALZEARD,
LAVERTON AND
DALLOWGILL
NEIGHBOURHOOD PLAN

CONSULTATION
QUESTIONNAIRE
OCTOBER - DECEMBER
2025

Following the Pre-submission (Regulation 14) Consultation held in Autumn 2024 a revised version of the Neighbourhood Plan has now been prepared to reflect the responses received. This can be viewed on the Parish Council website (<https://kml-d-pc.gov.uk/neighbourhood-plan>) or you can arrange to borrow a printed copy by phoning the Steering Group secretary on 01765 689390.

Before the Plan is finally submitted we are taking the opportunity to consult again to confirm that this new version is acceptable to as many of the community and other stakeholders as possible.

This questionnaire should be completed by all local residents aged 16 or over and by anyone else who lives elsewhere but who works or operates here. Any other stakeholder or anyone else with a specific interest in the area can also respond.

You do not need to answer every question but the more responses we have the more accurately the Plan will reflect the views of the community. Please note that if you hold the same views as you did when the last consultation was carried out and wish to have those comments re-considered at this stage, you will need to set them out again in this questionnaire.

Once you have completed this printed form, please return it to the post box next to the side entrance of the Mechanics Institute before the end of the consultation period which runs from 20.10.2025 until 15.12.2025. If there isn't sufficient space for comments next to the individual questions, please attach separate pages when you return the form.

Please provide your contact details as these are needed so that the Local Planning Authority can keep you updated on progress once the Plan has been submitted. The responses we receive will also be published in due course on the Parish Council website and your name only may be shown next to these.

Name (or name of organisation, group or company):

Address (including postcode):

If you do not live, work or operate in the Plan Area but wish to comment please provide your reason for wishing to here:

QUESTIONNAIRE

14. Do you agree with Policy KMLD9 which seeks to ensure that future development should conserve and enhance the natural beauty of this National Landscape area?

Yes No

Comments:

15. Seven areas in and around Kirkby Malzeard have been identified as Local Green Spaces in Policy KMLD10. Do you agree with the idea behind this and the inclusion of these specific sites?

Yes No

Comments:

16. Parish Action 4 is about the provision of an allotment/community garden. Do you agree that this should be pursued by the Parish Council?

Yes No

Comments:

17. Do you agree with the zoning proposals to conserve 'Dark Skies' included in Policy KMLD11?

Yes No

Comments:

18. Policy KMLD12 is included within the Plan to help towards the protection and enhancement of biodiversity in our local area. Do you agree with the proposed measures?

Yes No

Comments:

19. Tree Preservation Orders are seen as a useful tool to protect trees or groups of trees. Do you agree that this method set out in Parish Action 5, should be used by the Parish Council to extend the number currently protected?

Yes No

Comments:

20. Parish Action 6 seeks to support native tree planting schemes in the area. Do you agree with this?

Yes No

Comments:

SECTION 8 – COMMUNITY FACILITIES

21. Eight facilities which are particularly important to the community have been identified in Policy KMLD13 in order to provide additional protection against any future development which may adversely affect them. Do you agree with those selected and the purpose behind doing so?

Yes No

Comments:

22. Parish Action 7 seeks to encourage the expansion of facilities for younger people in the community. Do you agree that this is necessary?

Yes No

Comments:

23. Do you agree that there is a benefit in the eight facilities referred to in Policy KMLD13 being considered by the Parish Council for Listing as Assets of Community Value (ACVs) as referred to in Parish Action 8?

Yes No

Comments:

24. Do you also agree that if they are Listed as ACVs then the proposals set out in Policy KMLD14 are important and that their ACV Listing should be relevant when any application is being considered?

Yes No

Comments:

SECTION 9 - INFRASTRUCTURE

DATA PROTECTION

The responses and information you provide on this form will be stored on a database used solely in connection with the Neighbourhood Plan. Please note that responses will be made available to view publicly on the community website together with your name and so cannot be treated as confidential although your address and contact details will not be published. However, copies of the responses together with your name and contact details will be provided to the Local Planning Authority (North Yorkshire Council) as they need to keep you informed of progress later in the process.

THANK YOU FOR TAKING THE TIME TO COMPLETE THIS QUESTIONNAIRE

STAKEHOLDER CONSULTATION

3. EXAMPLE LETTER EMAILED TO STAKEHOLDERS AND TO STATUTORY AND NON-STATUTORY BODIES.



KIRKBY MALZEARD, LAVERTON AND DALLOWGILL NEIGHBOURHOOD PLAN

October 2025

To STAKEHOLDER or STATUTORY AND NON-STATUTORY BODY

As you may recall we contacted you when we were carrying out a Pre-submission (Reg 14) Consultation on our Neighbourhood Plan. We received 274 responses to that consultation and whilst a significant number were supportive of the Plan in its existing form, others made useful suggestions as to how the content of the document could be improved. We have given consideration to all of the responses and as a result have made a number of revisions which are now incorporated in an amended version of the Plan.

Before submitting the Plan to the Local Planning Authority in early 2026 we feel that it is appropriate to make the new version of the document available to all the parties we consulted previously. If you have any further comments at this stage, we shall be pleased to receive them. The current consultation period for your response runs from 20.10.2025 to 15.12.2025.

The full Plan including Appendices are available on the Parish Council website <https://kml-d-pc.gov.uk/neighbourhood-plan>

We have produced an online questionnaire, the link to which is also available on the website, but otherwise you may, if you wish, email your comments to: <mailto:kml-dpc@btinternet.com>

Many thanks,

Howard Mountain, Secretary, Neighbourhood Plan Steering Group (a committee of Kirkby Malzeard, Laverton and Dallowgill Parish Council).

4. RECORD OF RESPONSES TO CONSULTATION INCORPORATING STEERING GROUP COMMENTS AND INDICATION OF AMENDMENTS

The document containing details of the 149 comments received, and the responses/amendments were subsequently published on the Parish Council website at the time of the Plan submission.

NOTE - Due to the size of this document, it is incorporated into a separate appendix – Appendix G (STAGE 5)

NOTIFICATIONS

Given the amount of publicity locally since the it was most unlikely that anyone whose property was specifically named in any of the Policies would not be aware, but as a matter of course formal notification was sent to property owners whose buildings or structures were covered within Policy KMLD 6 Non-Designated Heritage Assets.

Advice from the Planning Authority was that notifying individual property owners within the area included within Policy KMLD 7 Area of Local Character and Heritage - Church Street, Kirkby Malzeard was not necessary.

Nor was it considered a requirement that properties in the vicinity of measures within Parish Actions be individually notified as there would be opportunity for the Parish Council to discuss issues with residents when steps were taken to follow these up.

Owners of areas to be designated as Local Green Spaces (KMLD 13) were notified as shown in the documentation in Appendix 3 of the Plan.

5. NOTIFICATION SENT TO PROPOSED NON-DESIGNATED HERITAGE ASSET OWNERS



**KIRKBY MALZEARD, LAVERTON AND DALLOWGILL
PARISH COUNCIL**

Proposed inclusion as Non-Designated Heritage Asset (NDHA) within Policy KMLD6 of the Kirkby Malzeard, Laverton and Dallowgill Neighbourhood Plan.

October 2025

Re: Name of Asset

We are writing on behalf of the Parish Council to advise you of the proposed identification of a property, in which we believe you either have an interest or are involved in its management, as a Non-Designated Heritage Asset (NDHA). It is likely that you will already be aware of this proposal as a result of previous consultations carried out on the Draft Neighbourhood Plan but as the process is now nearing its conclusion, we are formally notifying you in case there are any aspects you wish to clarify with us before the Plan is formally submitted. The Policy wording is set out below.

POLICY KMLD6: NON-DESIGNATED HERITAGE ASSETS

The Plan identifies the non-designated heritage assets listed below and illustrated at Appendix A. Further assets that meet Non-Designated Heritage Asset criteria may be identified over the lifetime of the Plan, for example through the determination of planning applications.

- 1. The Mechanics Institute, Kirkby Malzeard.**
- 2. The Queen's Head Public House, Kirkby Malzeard.**
- 3. The Ebenezer Methodist Chapel, Kirkby Malzeard.**
- 4. The Henry Jenkins Public House, Kirkby Malzeard.**
- 5. Laverton Bridge/Pinfold, Laverton.**
- 6. Village Pump, Laverton.**

7. Greygarth Methodist Chapel, Dallowgill.
8. Greygarth Monument, Dallowgill.
9. St. Peters Church, Dallowgill.
10. The Chapel of the Resurrection, Laverton.
11. Lady Hill (Dallowgill) Bridge.
12. Cast Hills Settlement, Dallow, Dallowgill.
13. Belford Aqueduct, Dallowgill.
14. Swetton Bridge, Dallowgill.
15. The Potato House, Carlesmoor, Dallowgill.
16. Carlesmoor Sighting Tower, Dallowgill.
17. Recording/Discharge Station, Carlesmoor, Dallowgill.
18. Carlesmoor Aqueduct, Dallowgill.
19. Stope Bridge, Dallowgill Moor.

Proposals for development which would adversely affect these will be considered in accordance with national planning policy relating to Non-Designated Heritage Assets.

This extract from the Plan explains the matter further. The full Plan including this extract together with Appendix A, which provides details on the individual properties, can be viewed on the Neighbourhood Plan pages of the Parish Council website.

Non-Designated Heritage Assets

- a) In addition to 'statutory' (Listed) designated heritage assets, there are other buildings and structures which, whilst they do not meet the criteria for statutory designation, still have local historic or architectural importance that warrants consideration in the planning process. These are often known as non-designated heritage assets.
- b) The North Yorkshire Historic Environment Record¹ ('HER') identifies over 400 heritage items within the parish. These include designated and non-designated local archaeological sites and finds, historic buildings and historic landscapes and a wide diverse range of items including historic buildings; remains of a post medieval sheepfold; the site where a late Iron Age or Roman Statue was found; a well and two World War 2 aircraft crash sites.

¹ <https://www.heritagegateway.org.uk/gateway/default.aspx>

- c) Neighbourhood plans are able to identify non-designated heritage assets for greater conservation through the planning system.
- d) The Plan has therefore taken the opportunity, using published guidance developed by the local planning authority (Heritage Management Guidance Supplementary Planning Document Chapter 5, Harrogate Borough Council, 2014) ² to identify a number of buildings and structures within the parish that are important locally and meet at least two of the criteria required be non-designated heritage assets, namely that they have architectural, historic, artistic or archaeological significance. These include buildings and structures identified as part of the HER as well as other assets considered locally significant. To ensure that these assets are considered appropriately in planning proposals, the Plan formally identifies them as non-designated heritage assets.
- e) This approach supports and accords with national and local planning policies. A good example is Local Plan Policy HP2: Heritage Assets which seeks to conserve heritage assets both designated and non-designated, stating, amongst other things, that ‘Proposals which would remove, harm or undermine the significance of a non-designated heritage asset will be permitted only where the benefits are considered sufficient to outweigh the harm’.
- f) Not all development that may affect an identified non-designated asset would necessarily require planning permission, but where a planning application is needed, then its identification as a Kirkby Malzeard, Laverton and Dallowgill Parish Non-Designated Heritage Asset will be a ‘material consideration’, i.e., the assets’ local heritage significance will be taken into account when making a decision on the development proposals. Such proposals will be assessed against Policy KMLD6 and other relevant local and national planning policies.
- g) Further information regarding their heritage value is provided in the accompanying support document which can be found at Appendix A.

²<https://www.northyorks.gov.uk/planning-and-conservation/planning-policy/planning-policy-your-local-area/harrogate-planning-policy/harrogate-local-planning-guidance-and-supplementary-planning-documents/harrogate-heritage-management-guidance-supplementary-planning-document>

FURTHER INFORMATION

The inclusion of an asset as a Non-Designated Heritage Asset formally recognises its positive contribution to the character and history of the area, and raises awareness amongst property owners, residents, and the public.

Your property has been identified as a Non-Designated Heritage Asset due to special qualities which your property has - be it architectural, historic, artistic, or archaeological in nature.

NDHA status is distinct from statutory listing and does not impose additional legal obligations or restrictions upon your property. Rather, it is intended to guide future management and development in a manner that is respectful of the asset's identified heritage significance.

The principal points regarding NDHA status are as follows:

- Ownership and management remain unchanged: The property remains under private ownership, and you retain all existing legal rights of occupation, use, and maintenance.
- Material consideration in planning matters: Should any planning applications be submitted pertaining to the asset, its heritage significance will be duly considered by the local authority as a material factor in its deliberations. While sympathetic treatment is encouraged, this does not preclude alterations or development.
- No supplementary consents or obligations: The NDHA listing does not introduce further legal requirements, fees, or consents, nor does it restrict ordinary repairs or maintenance.
- Heightened community awareness and engagement: Listing as an NDHA underscores the local importance of your property and may enhance communal appreciation of our shared heritage.

The Parish Council recognises the responsibilities inherent in property ownership and wishes to emphasise that NDHA status serves as an acknowledgement of exemplary stewardship, not as an imposition of any undue burden.

FREQUENTLY ASKED QUESTIONS:

- Does NDHA listing affect the sale of my property?

No. The listing attaches no legal encumbrances or restrictions to the property and does not affect marketability, value, or property rights.

- Can modifications or extensions be made to my property?

Yes. Planning considerations continue as previously, although the heritage significance of NDHAs will be taken into account by the authority. Well-conceived and considerate proposals are encouraged.

- Does NDHA status confer eligibility for grants or funding?

While NDHA listing does not automatically entitle owners to grants, it may improve eligibility for certain funding or advisory programmes, should these become available.

NEXT STEPS

Please review the draft NDHA description and supporting justification for your property in Appendix A of the Plan, and advise us of any comments, amendments, or supplementary information relevant to the history, features, or significance of your property that you deem pertinent.

If you require clarification or wish to discuss any aspect of the nomination, please contact the Secretary or members of the Neighbourhood Plan Steering Group or your local Parish Councillor. Your perspective as owner and custodian is greatly valued. **You are the only party we have contacted in respect of your property so if you are aware of any other person who has an interest or whom you feel should also be advised, please inform us and we will contact them separately.**

The Parish Council sincerely hopes that the nomination will be received in the spirit intended: as a formal recognition of your property's valued contribution to the parish's history and identity. Through collaborative effort, we can ensure that the parish's unique character and heritage are preserved for generations to come.

Neighbourhood Plan Steering Group

kmldpc@btinternet.com

Chair: Claire Walker

Secretary: Howard Mountain, Park Manor
Farm, Fearby, Ripon HG4 4NF

