

# **Takeaway Food Outlets Supplementary Planning Document**

## **Statement of Consultation**

**July 2011**

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## 1. Introduction

1.1 This statement sets out the consultation that has been undertaken to involve relevant organisations, individuals and the residents of Worcester. It outlines how they have been consulted, the issues raised and how these have been addressed through the development of the Takeaway Food Outlets Supplementary Planning Document (SPD). The document has been prepared in order to comply with Regulations 17 (1) (b) of the Town and Country Planning Act (Local Development) (England) Regulations 2004.

## 2. Pre-production Consultation under Regulation 17

2.1 During the period of evidence gathering between September and December 2010, two information gathering exercises were undertaken to inform the production of the Takeaway Food Outlets Preferred Options Document.

2.2 A series of questionnaires were produced to gather information on the general information about who uses takeaways and to establish any other issues that the evidence gathering research didn't establish. The information gathering exercise was held for two weeks until the 30<sup>th</sup> of October.

2.3 A questionnaire was produced for takeaway owners, takeaway customers and local residents living near the takeaways. The takeaway owners and customers questionnaires were distributed to 64 takeaways in the city. Each takeaway was sent an owners questionnaire and 15 questionnaires for their customers to complete whilst waiting for their food, along with letters informing them of the proposed new Supplementary Planning Document. The return rates of these questionnaires were as below:

	Local Residents		Owner		Customer		Total Counts
	Count	Return Rate (%)	Count	Return Rate (%)	Count	Return Rate (%)	
Amount Delivered	520		64		960		1544
Responses Received	153	29	29	45	215	22.4	363

2.4 Responses from this evidence gathering exercise were collated and a report showing the results of the questions was written and is available on Worcester City Council's website. The questionnaires also asked if people completing the forms would be interested in attending workshop events to be held on the 9<sup>th</sup> of November 2010.

- 2.5 People who showed interest in attending the workshop event held at The Guildhall, Worcester were invited by either email or letters sent out in the post. A total of 20 people attended the workshops. They included officers from Worcester City Council, Takeaway Owners and a number of residents of the city. The summary of advantages/disadvantages of takeaways can be seen in Appendix 2.
- 2.6 Following the Workshop event on the 9<sup>th</sup> of November the evidence gathered and information from workshops was used to prepare the Takeaway Food Outlets Preferred Options Document. Prior to taking the preferred options document to planning committee for approval for public consultation, the document was sent to members of the Local Development Framework Members Group for their comments. Subsequent amendments were made and the preferred options document was put forward at planning committee on the 9<sup>th</sup> December 2010 with a recommendation to approve the document for public consultation. The Planning Committee report can be found in Appendix 3.
- 2.7 During the same period as the preferred options consultation the Takeaway Food Outlets Sustainability Appraisal Scoping Report was sent to Natural England, English Heritage, the Environment Agency and NHS Worcestershire Public Health Department for any comments.
- 2.8 The consultation period on this document lasted for five weeks between 28<sup>th</sup> January till 1<sup>st</sup> March 2011. The analysis of the responses from the preferred options consultation can be found in Appendix 7.
- 2.9 Following the analysis of the responses, the responses were considered in the preparation of the Final Takeaway Food Outlets Supplementary Planning Document.

## Appendix 1 Workshop letters and programmes

Dear Sir/Madam,

### Takeaway Food Outlets Guidance Workshop

Firstly I would like to take this opportunity to thank you for taking the time to complete the questionnaire which was recently delivered to you. Your views, experience and knowledge are all being collated and taken into account prior to the writing of the Takeaway Food Outlet guidance document.

After collating all information received back from the Takeaway owners, customers and local residents we are now able to confirm the date and time of the workshop. The workshop will take place in the **Court Room** at the Guildhall, Worcester. The workshop will run between **9.30am-11.30am** on the **9 November 2010**. Please could you confirm your attendance for the workshop as soon as possible by contacting me directly either via telephone or e-mail.

Unfortunately parking is not available at The Guildhall, the nearest council run car parks are Copenhagen Street and St Martin's Gate Multi-storey or the NCP car park on the Cathedral Roundabout.

There is also a map of the car parks on our website at

<http://www.worcester.gov.uk/index.php?id=1777>

The Guildhall is marked as number 4 on the bottom 2 maps, address: The Guildhall, Hight Street, Worcester, WR1 2EZ.

I have enclosed a copy of the programme for the workshop event. The workshop will give you another chance to discuss the issues you feel relevant within small focus groups. I hope that you are still able to come at this time as I am looking forward to meeting you.

If you have any further queries please do not hesitate to contact me.

Yours Faithfully

---

Bryn Pryce

Temporary Planning Assistant - Worcester City Council

email: [bryn.pryce@worcester.gov.uk](mailto:bryn.pryce@worcester.gov.uk)

telephone: 01905 721170

address: Orchard House, Farrier St, Worcester, WR1 3BB

Dear Sir/Madam,

## **Takeaway Food Outlets Guidance Workshop**

Firstly I would like to take this opportunity to thank you for taking the time to complete the questionnaire which was recently delivered to you. Your views, experience and knowledge are all being collated and taken into account prior to the writing of the Takeaway Food Outlet guidance document.

After collating all information received back from the Takeaway owners, customers and local residents we are now able to confirm the date and time of the workshop. The workshop will take place in the **Court Room** at the Guildhall, Worcester. It will run between **5.45pm-7.45pm** on the **9 November 2010**. Please could you confirm your attendance for the workshop as soon as possible by contacting me directly either via telephone or e-mail.

Unfortunately parking is not available at The Guildhall, the nearest council run car parks are Copenhagen Street and St Martin's Gate Multi-storey or the NCP car park on the Cathedral Roundabout.

There is also a map of the car parks on our website at <http://www.worcester.gov.uk/index.php?id=1777>

The Guildhall is marked as number 4 on the bottom 2 maps, address: The Guildhall, High Street, Worcester, WR1 2EZ.

I have enclosed a copy of the programme for the workshop event. The workshop will give you another chance to discuss the issues you feel relevant within small focus groups. I hope that you are still able to come at this time as I am looking forward to meeting you.

If you have any further queries please do not hesitate to contact me.

Yours Faithfully

---

Bryn Pryce

Temporary Planning Assistant - Worcester City Council

email: [bryn.pryce@worcester.gov.uk](mailto:bryn.pryce@worcester.gov.uk)

telephone: 01905 721170

address: Orchard House, Farrier St, Worcester, WR1 3BB

## Chain Takeaway Letters

### **Worcester City Council**

Planning Policy,  
Orchard House,  
Farrier Street,  
Worcester  
WR1 3BB

Tel. 01905721170

E-mail: bryn.price@worcester.gov.uk

### Worcester City Council - Takeaway Food Outlets Guidance

Dear Sir/Madam,

I am writing to you to inform you of a new guidance document that is currently being prepared for the above. The new guidance will only apply to **future** planning decisions for Takeaway Food Outlets.

In the preparation and evidence gathering stage for the new document, a series of questionnaires have been produced and distributed to takeaway owners, customers and local residents. I would like to hear your responses/views to any issues you are aware of, and your experience and knowledge will be valued on the relevant issues. The information collected will influence the new guidance document and therefore it is important that you tell us about any relevant issues. I have included a copy of each of the questionnaires for you to look at and I would be very grateful if you could make any comments by **October 30<sup>th</sup>**.

I would like to take this opportunity to invite you to attend a workshop on Takeaway Food Outlets on the **9<sup>th</sup> of November**. There will be a presentation of the proposed content to the guidance document and the opportunity for discussion on the issues and options available to resolve them. If you would like to attend the workshop please let me know so I can inform you of the details. I hope you are able to attend and look forward to meeting you at the workshop.

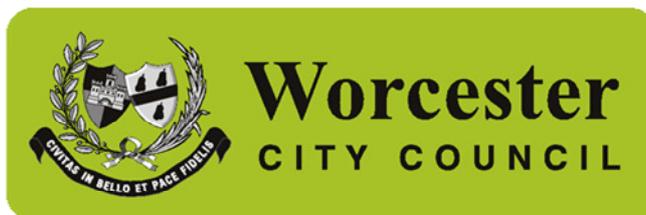
If you have any other queries please contact me.

Yours Faithfully

Bryn Pryce

(Planning Policy Officer – Worcester City Council)

## Programmes



### Takeaway Food Outlets – Workshop event 9<sup>th</sup> November 2010 Morning

#### Programme

- 9.30am Arrive, Sign in and there will be teas and coffees available throughout morning.
- 9.45am Short background presentation to document and planning context (Bryn Pryce)
- 10am Discussion on issues relating to takeaways in smaller focus groups
- 10.20am Feedback to all groups of issues discussed
- 10.35am Present questionnaire responses
- 10.50am Discussion on options to deal with issues
- 11.15am Overall feedback from workshop
- 11.30am Finish



**Takeaway Food Outlets – Workshop event**  
**9<sup>th</sup> November 2010 Evening**

**Programme**

- 5.45pm Arrive, Sign in and there will be teas and coffees available throughout the evening.
- 6.00pm Short background presentation to document and planning context (Bryn Pryce)
- 6.15pm Discussion on issues relating to takeaways in smaller focus groups
- 6.35pm Feedback to all groups of issues discussed
- 6.50pm Present questionnaire responses
- 7.05pm Discussion on options to deal with issues
- 7.30pm Overall feedback from workshop
- 7.45pm Finish

## Appendix 2 Workshop responses summary

### Summary of Advantages/Disadvantages of Takeaways from focus groups

<b>Advantages</b>	<b>Disadvantages</b>
Convenience	Opening Times
Variety	Noise + Odour
Employment	Traffic/Parking
Fills Vacant Units	Litter
Supports Night Time Economy	Food Waste & Grease
Cost	Vermin – Nuisance Animals
Opening Times	Expensive
Management	ASB – Perceptions
Voluntary Code	Waste Disposal
Design	Delivery
Serve a need	Proximity to Schools
People like fast food	Management
Reduces car use	Loss of Retail
Sustaining a viable community	A Boards
	Maintenance
	Clustering
	Lighting
	Health
	Hours of operation
	Too many

## **Appendix 3 Takeaway Food Outlets Preferred Options Committee Report**

Originator: Bryn Pryce  
Approved: David Hobbs  
Edition: 1  
Attachments: Sustainability Appraisal Scoping Report for Takeaway Food Outlets SPD, Takeaway Food Outlets Draft Preferred Options Report.  
For: Decision

**Report to: Planning Committee 9<sup>th</sup> December 2010**

**Report of: Head of Urban Environment**

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**Subject: TAKEAWAY FOOD OUTLETS SUPPLEMENTARY PLANNING DOCUMENT**

### **1. Purpose of the Report**

1.1 To seek Committees comments on the draft Takeaway Food Outlets Preferred Options document and the associated Sustainability Appraisal Scoping Report.

### **2. Background**

2.1 Planning Policy Statement 12 sets out the latest planning process for preparing the Local Development Framework. Under this system, Supplementary Planning Documents have been created to replace existing Supplementary Planning Guidance on the implementation of policies set out in the Development Plan Documents. Supplementary Planning Documents cannot create policy but are intended to clarify and provide guidance on adopted planning policy.

2.2 The existing Supplementary Planning Guidance Food and Drink: A3 uses needs to be updated. Since it was adopted, there have been a number of changes. The Local Plan policies have been updated in 2004, and in 2005 there was a change to the Use of Classes order to incorporate the new A5 Hot Food Takeaway Class. This means that currently there is no guidance for A5 uses.

2.3 The Takeaway Food Outlets Supplementary Planning document will provide guidance covering a number of Saved Policies found in the City of Worcester Local Plan 2004. The policies, to which this document provides guidance to are:

- BE1 Environmental standards for development
- BE14 Alterations and extensions to listed buildings

- BE16 The setting of listed buildings
- BE21 Development within archaeological sensitive areas – Design principles
- SH12 Shop fronts
- Policy SH3 Approach corridors – Change of use
- Policy SH5 Food outlets and hot food takeaways
- Policy SH7 District and neighbourhood shopping centres – Retail development
- Policy SH8 Neighbourhood shopping centres – Change of use
- Policy SH10 Small scale shops (Including corner shops) – Change of use
- Policy TR12 Parking standards
- Policy CC6 Continuous shopping frontage (Secondary streets)
- Policy CC9 A3 Uses – Restricted areas
- Policy CC10 A3 Uses – Criteria

2.4 The Local Development Scheme sets out the timetable for the production and sets out the stages of production for this document as follows:

<b>Time Frame</b>	<b>Procedure</b>
August - December 2010	Gathering of Evidence <ul style="list-style-type: none"> <li>• Review of plans, policies and programmes, collection of baseline information.</li> <li>• Information gathering using a series of questionnaires.</li> <li>• Production of a Sustainability Appraisal Scoping Report sent for consultation to the Environment Agency, Natural England and English Heritage.</li> <li>• Production of Preferred Options document. Members steering group and planning committee endorsement for consultation.</li> </ul>
January - February 2011	Public consultation on Takeaway Food Outlets Preferred options.
March - June 2011	Consideration of representations and preparation of final Supplementary Planning Document. Advertising of the proposed adoption of Takeaway Food Outlets Supplementary Planning Document.
July 2011	Adoption of Takeaway Food Outlets Supplementary Planning Document.

### 3. **The Document**

3.1 A copy of the document and its associated Sustainability Appraisal Scoping Report are attached to this report.

3.2 Three months of evidence gathering has taken place between August and October 2010, which included numerous meetings with relevant departments and bodies. We also carried out an information gathering exercise using a series of questionnaires which were delivered to takeaway owners and their customers and local residents living in close proximity to a takeaway. This helped to establish all the issues and problems associated with takeaways

and has influenced the production of the preferred options. We also ran two successful workshop events on the 9<sup>th</sup> of November for people who expressed an interest in attending from the questionnaire exercise.

3.3 From the questionnaire exercise and workshop events a number of issues were identified and the following are those covered by the document:

- Litter
- Waste Disposal
- Crime, Safety and Anti-Social Behaviour
- Noise
- Odours and cooking smells
- Hours of operation
- Highway Safety
- Clustering/Over-concentration

3.4 The document also covers the general issues relating to the geographical context of the document and conservation. The issues have different relevance to different areas of the city and the preferred option is to set varying degrees of guidance by geographical area type. These types are defined under the Local Plan saved policies 2004 and include:

- City Centre
- Approach Corridors
- District Centres
- Neighbourhood Centres
- Small Scale Shops

3.5 The above issues and the options to deal with them have been considered in this document. We have selected the preferred options and also included other considered options.

3.6 The document was sent to the Local Development Framework Members group for their comments on the document. Any additional changes as a result of the comments will be made before the public consultation on the preferred options.

#### 4. **What Happens Next**

4.1 The next stage of the process is a 5 week period of public consultation to take place in January – February 2011. The document and questionnaire will be sent to statutory consultees, takeaway owners and customers, local residents, relevant departments within the council and any other interested parties. An unstaffed exhibition will be held at the Guildhall.

5. **Policy, Legal, Equalities, Financial and Risk Management Implications**

5.1 **Policy Implications:** This document provides the guidance criteria for Saved Policies found within the Local Plan 2004, and takes account of emerging National Health Guidance.

5.2 **Legal and Financial Implications:** None

5.3 **Equalities Implications:** In the evidence gathering stage prior to the writing of this document, an information gathering exercise and formal workshops were carried out to gather information from members of the public on the issues related to takeaways. Questionnaires were sent out to takeaway owners, customers and local residents living in close proximity to takeaway premises. Those who were interested, were then invited to attend a workshop event on the 9<sup>th</sup> of November to discuss the issues further, and the options we have to deal with the issues. This information has contributed to the writing of the document. We feel that the document has no equalities implications however, we will carry out an Equality Impact Assessment during the consultation of the document.

5.3 **Risk Management Implications:** There is currently no specific guidance for A5 uses after the amendment to the Use of Classes Order 2005. This may result in a weakness in policy backing should the Council wish to refuse an application

6. **Comments of the Head of Urban Environment**

6.1 This is an important document which will play an important role in providing guidance for the future provision of Takeaway Food outlets in the City. It will be a significant Development Management tool to be used by officers, and will enable applicants to know what is required before submitting an application.

6.2 However, it is important to take the evidence gathered this far, and test it in the public arena. This is why I am anxious to encourage a response to the consultation, so that a final robust, evidence based document can be adopted later in the year.

7. **Recommendation of the Head of Urban Environment: That the committee give approval that the Draft Takeaway Food Outlets Preferred Options and accompanying Sustainability Appraisal Scoping Report are published for a period of formal consultation and delegate the Head of Urban Environment any minor textual amendments.**

**Ward(s): All Wards**  
**Contact Officer: David Hobbs – Tel. 01905722528**

## **Appendix 4 Press Release**

For immediate release: 19 January 2011

### **Have your say on takeaways**

Worcester City Council wants to know what you think about its updated guidance on how the council will assess future planning applications for Takeaway Food Outlets in the city.

The Council has produced a draft document setting out its preferred options to deal with issues such as litter, smells and noise. The draft will be on display in the Guildhall and Worcester City Council's customer service centre at Orchard House, Farrier Street, from Tuesday January 25 to Tuesday 1 March. Residents are invited to view it and complete questionnaires which will influence the final Takeaway Food Outlets Supplementary Planning Document, due to be adopted in July this year.

Worcester City Council Head of Planning Paul O'Connor said: "In the last few years there has been an increase in the number of takeaways in Worcester, and there have been a number of changes since the existing Supplementary Planning Guidance (SPG) Food and Drink was written. The new document will take account of recommendations from the NHS and other takeaway-related initiatives, set out the guidance for new takeaway planning applications and contain a pre-application checklist for applicants to follow."

You can view the full preferred options document and complete the questionnaire at [www.worcester.gov.uk](http://www.worcester.gov.uk), following the links to the planning policy page.

**Ends**

**Carolyn Smith, Communications  
Orchard House, Farrier Street  
Worcester WR1 3BB  
Tel: 01905 722 230  
Email: [carolyn.smith@worcester.gov.uk](mailto:carolyn.smith@worcester.gov.uk)**

## **Appendix 5 Preferred options consultation letters and adverts**

### **Community Engagement Forum**

Dear

#### **Takeaway Food Outlets – Preferred Options Public Consultation**

I am writing to you to inform you of the public consultation on the Takeaway Food Outlets Preferred Options document. This document sets out the Council's preferred options to help to deal with issues associated with Takeaway Food Outlets. The guidance will assist future Takeaway Food Outlet planning applications and decisions.

We would like you to circulate this information to members of your group, Church or organisation and would like to hear your comments.

Public consultation on the Preferred Options document will take place until 1<sup>st</sup> March. There are small unstaffed displays at:

- The Guildhall, High Street, Worcester, WR1 2EY
- Worcester Customer Service Centre  
Orchard House  
Farrier Street  
Worcester  
WR1 3BB

Copies of the "Takeaway Food Outlets Preferred Options Document", a leaflet and questionnaire (along with feedback from our earlier information gathering stage) are available online at [www.worcester.gov.uk](http://www.worcester.gov.uk) where you can comment using the online portal.

Hard copies are also available at The Guildhall and the Customer Service Centre (addresses above) or by telephoning 01905 721170.

Yours Sincerely

Bryn Pryce  
Planning Policy Officer  
Regeneration & Business Engagement  
[bryn.price@worcester.gov.uk](mailto:bryn.price@worcester.gov.uk)  
01905 721170

## **Consultees**

Dear

### **Takeaway Food Outlets – Preferred Options Public Consultation**

I am writing to you to inform you of the public consultation on the Takeaway Food Outlets Preferred Options document. This document sets out the Council's preferred options to help to deal with issues associated with Takeaway Food Outlets. The guidance will assist future Takeaway Food Outlet planning applications and decisions.

Public consultation on the Preferred Options document will take place between 25<sup>th</sup> January and 1<sup>st</sup> March. A small unstaffed display will be held at:

- The Guildhall, High Street, Worcester, WR1 2EY
- Worcester Customer Service Centre  
Orchard House  
Farrier Street  
Worcester  
WR1 3BB

Copies of the "Takeaway Food Outlets Preferred Options Document", a leaflet and questionnaire (along with feedback from our earlier information gathering stage) are available online at [www.worcester.gov.uk](http://www.worcester.gov.uk)

Hard copies are also available at The Guildhall and the Customer Service Centre (addresses above) or by telephoning 01905 721170.

Yours Faithfully

Bryn Pryce  
Planning Policy Officer  
Urban Environment  
[bryn.price@worcester.gov.uk](mailto:bryn.price@worcester.gov.uk)  
01905 721170

## **Schools letter**

Dear

### **Takeaway Food Outlets – Preferred Options Public Consultation**

We are now launching the public consultation on the Takeaway Food Outlets Preferred options. I am very keen to hear views from people at your school, whether it be from a class group of pupils on the school council, from members of staff or parents.

One of the issues relating to takeaways is the how the type of food affects children's health. We understand that many schools in Worcester take part in healthy eating schemes, but takeaway food that is high in fat and calories is still available to many school children before, after and during school lunch times. We have recognised this as an important issue affecting schools and would welcome your views on this so that it can be considered for **future** Takeaway Food Outlet planning applications in the city.

The consultation period ends on **1<sup>st</sup> March**. I have enclosed a copy of the Takeaway Food Outlets Preferred Options document, copies of the consultation questionnaire and information leaflets for your use.

The document has a question after each section asking for your views and whether you agree with the preferred options to deal with the issues. The same questions can be found in the questionnaire where you can complete your responses in the comment boxes.

You can also complete a questionnaire and view these documents online at [www.worcester.gov.uk](http://www.worcester.gov.uk) following the link from the homepage.

If you have any queries or wish receive additional copies of the questionnaires, leaflets or the document please do not hesitate to contact me.

Yours Sincerely

Bryn Pryce

Bryn Pryce  
Planning Policy Officer  
Regeneration & Business Engagement  
[bryn.price@worcester.gov.uk](mailto:bryn.price@worcester.gov.uk)  
01905 721170

## **Takeaway Letter**

Dear

### **Takeaway Food Outlets – Preferred Options Public Consultation**

I am writing to you to inform you of the public consultation on the Takeaway Food Outlets Preferred Options document. This document sets out the Council's preferred options to help to deal with issues associated with Takeaway Food Outlets. The guidance will assist future Takeaway Food Outlet planning applications and decisions.

Public consultation on the Preferred Options document will take place between 25<sup>th</sup> January and 1<sup>st</sup> March. A small unstaffed display will be held at:

- The Guildhall, High Street, Worcester, WR1 2EY
- Worcester Customer Service Centre  
Orchard House  
Farrier Street  
Worcester  
WR1 3BB

Copies of the "Takeaway Food Outlets Preferred Options Document", a leaflet and questionnaire (along with feedback from our earlier information gathering stage) are available online at [www.worcester.gov.uk](http://www.worcester.gov.uk)

Hard copies are also available at The Guildhall and the Customer Service Centre (addresses above) or by telephoning 01905 721170.

I have enclosed a copy of a poster to advertise the public consultation period and I would be grateful if you could display this poster in your takeaway. This will inform your customers and local residents living nearby of the consultation.

Yours Faithfully

Bryn Pryce  
Planning Policy Officer  
Regeneration & Business Engagement  
[bryn.pryce@worcester.gov.uk](mailto:bryn.pryce@worcester.gov.uk)  
01905 721170

## **Worcester College of Technology and Worcester University Email**

# **Takeaway Food Outlets – Preferred Options Public Consultation**

I am emailing you to inform you of the public consultation on the Takeaway Food Outlets Preferred Options document. This document sets out the Council's preferred options to help to deal with issues associated with Takeaway Food Outlets. The guidance will assist future Takeaway Food Outlet planning applications and decisions.

Public consultation on the Preferred Options document will take place between 25<sup>th</sup> January and 1<sup>st</sup> March. A small unstaffed display will be held at:

- The Guildhall, High Street, Worcester, WR1 2EY
- Worcester Customer Service Centre  
Orchard House  
Farrier Street  
Worcester  
WR1 3BB

Copies of the "Takeaway Food Outlets Preferred Options Document", a leaflet and questionnaire (along with feedback from our earlier information gathering stage) are available online at <http://www.worcester.gov.uk/index.php?id=2310>. You are also able to comment on the document online at

[http://worcester.limehouse.co.uk/portal/ue/takeaway\\_food\\_outlets/takeaway\\_food\\_outlet](http://worcester.limehouse.co.uk/portal/ue/takeaway_food_outlets/takeaway_food_outlet)

Hard copies are also available at The Guildhall and the Customer Service Centre (addresses above) or by telephoning 01905 721170.

## **Information circulated in members bulletin**

### **Takeaway Food Outlets – Preferred Options Public Consultation**

The Council has produced a Takeaway Food Outlets Preferred Options document, which sets out the Council's preferred options to help deal with issues associated with Takeaway Food Outlets. The guidance will assist future Takeaway Food Outlet planning applications and decisions.

Public consultation on the preferred options document will take place between 25<sup>th</sup> January to 1<sup>st</sup> March. A small unstaffed display will be held at:

- The Guildhall, Worcester
- Worcester Customer Service Centre, Orchard House, Farrier Street, Worcester, WR1 3BB

Letters have been sent to statutory consultees and other relevant organisations; and to people and business owners who registered an interest in being kept informed of matters from the information gathering stage .

Copies of the **Information Leaflet** outlining the preferred options for issues, **questionnaires**, the Preferred Options document and a Feedback Report (written following the questionnaires and workshops in November 2010) will be available to view in the Members room.

Comments can also be made online by filling in a questionnaire available online at [www.worcester.gov.uk](http://www.worcester.gov.uk).

We would be grateful if you could raise the profile of this consultation amongst your local communities.

For further information, please contact Bryn Price 01905 721170.

## Appendix 6 List of Consultees on Preferred Options

### Community Engagement Forum Email List

Transgender
Gay Women
Worcester City Neighbourhood Watch Association

### Community Engagement Forum mail List

Deaf Direct	AA Global Language Services Ltd
Sight Concern	Turning Point: Worcester Druglink
Onside Independent Advocacy	Worcester Community Housing
SCOPE	Portugese community groups
Shop mobility Worcester	Pakistan Welfare Society
Disability Answers	Worcestershire Malayalee Cultural Association.
DIAL South Worcestershire	Worcester Phillipino Community,
Worcester Access Gp	Countryside Centre
Worcestershire Lifestyle	Turkish Community Leads
WASU	Asha Women's Centre
Chaplaincy for People with Disabilities	Worcestershire Federation of Women's Institutes
Surestart in Worcester	Age Concern Worcester and District
Asian Disability Group	Age Concern Herefordshire & Worcs & Ethnic Minorities Elders' Project
Worcestershire MS Support Groups	Droitwich Youth House
ME Support Groups Worcestershire	Worcester Afro Caribbean Assoc
Hereford & Worcestershire Dyslexia Association	Chinese Association Worcester
MENCAP	Worcestershire Chinese Association
MENCAP Pathway Employment Service	Mosque and Muslim Welfare Association
Worcestershire domestic abuse team	Al Madina Islamic Centre
Headway Worcester Trust Ltd	Worcester Central Masjid (Mosque)
Citizens Advice Bureau	Jalalabad Association
Worcestershire racial equality Council & Rainbow One Worlds Group	St Marks Anglican Church
Minority Ethnic Resources Group West Mercia Police	St Andrew's Methodist Church
Ethnic Access Link Interpreting services	Chair Worcestershire Interfaith Forum
Worcester Interfaith Resources Group	Worcester Association of Carers
Faith at Work in Worcestershire	Worcester Volunteer Centre
Gay men	Worcester CAP 360
Worcestershire Parent and Carers' Council	Worcester Cash
St Richard's Hospice	YMCA
Samaritans	University of Worcester
Soldiers, Sailors , Airmen & Families Association	Worcester College of Technology
St Paul's Hostel	Sainsburys
Maggs Centre	Tesco

## **Takeaway mail list**

Crown Burger Bar	Pan Pizza and Curry House
Shakeeys	Newtown Cantonese Takeaway
China City	Domios Pizza
Perfect Pizza	The Curry Hut
Sun Wah	The Pizza Shop
The Chef's Hat	Efes Kebab
Rainbow Takeaway	Worcester Kebab House
French Connection Baguettes	O'Briens Sandwich Bar
Donnellys Fish & Chips	Subway
Loon Fung Takeaway	Golden Fortune
Sheilas Sandwich Bar	Golden Boat
Chung Ying	Lily B's Sandwich Bar
Seacrest Fish Bar	Golden River
Rose Avenue Fish Bar	Warndon Fish Bar
Phat Nancy	Ambleside Fish Bar
Scoffs	County Cuisine
Beanies Coffee Shop	Fortune house
The Crispy Cod	Tilleys Sandwich Bar
Po-On Chinese Takeaway	New Tony Tsang
Petes Plaice	Montis Ltd.
St Johns Fish Bar	St John's Chippy
Happy Garden	Anaz Indian Takeaway
Wing Lee Chinese Takeaway	Pink Garlic
Clockwatchers	Spicey Bite Takeaway
Subway Sandwiches & Salads	Tasty Takeaway
Rainbow Hill Chippy	Buddys Baguettes
Paisleys Tasty Catering	Wing Sing
Lowesmoor Fish Bar	Caspian Pizza
Chicks	Spices Indian
Bath Road Chippy	KFC LTD
Orient Express	St Peters Fish Bar
Pizza Allegro	Golden Dragon
Golden City Chinese	Little India
Golden Gourmet	Indian Fusion
Welcome Chinese Takeaway	Pizza Hut Delivery
The Sandwich Shop	Lyppards Fryer
Ronkswood Fish Bar	Wok 'n' Roll
Daisys Kitchen	Subway
Bull Ring Chippy	Rooster Chinese Takeaway

## **Number of residents sent out too**

Thirty four letters were sent out to the residents who showed interest in attending the workshop events. The letters informed them of the public consultation period on the Takeaway Food Outlets Preferred Options and invited them to make comments on the document.

## **Schools list**

Christopher Whitehead Language College
Cherry Orchard Primary School
Northwick Manor Primary School
Nunnery Wood Primary School
Our Lady Queen of Peace Catholic Primary School
Red Hill CE Primary School
Kings School
Royal Grammah School Worcester
Worcester College of Technology
Worcester University

## **Other consultees**

Worcestershire County Council	Federation of Small Businesses
The Theatres Trust	Worcester Community Housing
Dept for Culture, Media & Sport	Arboretum Residents Assoc.
Dept for Work and Pensions	Chairman Battenhall Avenue Residents
Dept for Education & Skills	Chairman Battenhall Residents Association
Government Office Rural Team (DEFRA)	Britannia Square Residents Association
Natural England South Area Team	Castlecroft Residents Association
St Peter the Great Parish Council	Charter Place Residents Association
Warndon Parish Council	Claines Action Group
Environment Agency (Lower Severn Area)	Claines Residents Association
White Ladies Aston Parish (incl Spetchley)	Elm Green Action Group
Ministry of Defence PL (Lands)	Grove Farm Residents' Voice
Npower	Chairman Landsdowne Residents Association
BT West Midlands District	Secretary Lower Newtown Road Action Group
Severn Trent Water Ltd	Newtown Road Action Group
North Claines Parish Council	Rivers Residents Association
Lower Broadheath Parish Council	Ronkswood Action Group
Rushwick Parish Council	Severn Terrace Residents Association
Network Rail	Secretary Spetchley Road Area Residents Association
Natural England	Spring Bank Residents Association
Ministry Of Defence - Estates	Trotshill Lane Res. Assoc.
Home Office	Warren & GOODACRE Residents' Association
Highways Agency	Save our St Johns
Government Office for the West Midlands	North Barbourne Residents Association
Environment Agency	Worcestershire Wildlife Trust
Environment Agency (Midlands Region)	Hereford and Worcester Fire Authority
Mobile Operators Association	Sport England
National Grid	Health and Safety Executive
Department Culture Media And Sport	Dean and Chapter of Worcester
Advantage West Midlands	South Worcestershire Primary Care Trust
Department of Health	Worcester Access Group
Mercury Telecommunications	Chamber of Commerce
Passenger Transport Group	Medway
English Heritage	Tibberton Parish Council
DEFRA	Norton-Juxta-Kempsey Parish Council
West Midlands Regional Biodiversity Partnership	Worcester Civic Society
Whittington Parish Council	Visit Worcester
British Waterways	

## Appendix 7 Analysis of consultation responses

The table below shows all the comments received during the Preferred Options consultation, the suggested responses to these comments and the change required following these comments.

ID Ref	Comments received	Suggested Response	Change required
<b>Question 1</b>			
4	But, areas off the city centre (e.g. Arboretum) suffer greatly from littery detritus related to takeaways so must be considered within the city centre policies.	Litter is a problem across the whole city and the guidance could help to mitigate this problem.	Apply the guidance on litter to all the geographical areas referred to in document.
<b>Question 2</b>			
17	Different streets have different styles, case by case essential	The conservation section in the SPD fulfils this comment.	None
<b>Question 3</b>			
3	Would prefer more use of CCTV to prosecute litterers with fines to facilitate the use of more litter bins and litter wardens. Agree with other preferred option points.	The document recommends that CCTV equipment to be installed Externally and or internally depending on the scale and location of new proposal.  The CCTV is primarily for Crime, safety and anti-social behaviour reasons and it is out of the remit of this document for it to be used for other means.	None
4	But, recognise impact of litter on areas to city centre (So they need more/better bins etc.) Maybe impose fines where litter specific to outlets	The guidance recommends the provision of litter bins with respect to the scale of a	None

	is identified.	proposal both litter and recycling.  Litter fines are a duty of operational services and do not fall within this planning document.	
9	The owners and users of takeaway outlets should bear the full cost of any litter produced. Start with the owners paying as a condition of the license for the provision and emptying of litter bins at appropriate distance around their outlet.  But will probably need a fine to the outlet for every piece of their litter found on the public streets say £1 per piece. And obviously a much larger penalty for selling in unmarked containers. The fines can be adjusted each year until the problem is solved. The penalties and severity of enforcement can be adjusted each year according to the scale of litter found, as license comes up for renewal.	The guidance advises that applicants should include details of design, type and number of bins to be provided.  Issuing fines is a duty of Operational Services.	None
17	Can we enforce, not just encourage recycling?	Recycling cannot be enforced from a planning context in this document.	None
19	City Centre should have different policies to other areas and I think it would end up better maintained than other areas.	Litter is a problem across the whole city and the guidance could help to mitigate this problem.	Apply the guidance on litter to all the geographical areas referred to in document.
20	Each outlet should calculate the amount of litter	Businesses do currently have	None

	waste produced and should pay a premium if they are the largest producers. Or scheme that encourages businesses to manage their own waste, bring it to disposal site themselves (e.g. glass bottles)	the option to dispose of waste themselves, to have the council collect or a private waste disposal company collect their waste.	
<b>Question 4</b>			
3	Takeaways etc. should pay to clear up the rubbish they make.	It is not the takeaways that cause the littering themselves. It is often down to vermin and gulls or people who use the takeaways that cause problems of littering.	Guidance illustrates that it is the duty of operational services to issue fixed penalty fines to people littering.
6	I do feel that fast food outlets should be made to contribute more to the cost of waste disposal. There should also be heavy fines on dropping litter.	The cost of waste disposal is managed by operational services and not a planning consideration along with fines for dropping litter.	None
17	Businesses surely could pay a contribution to waste disposal, possibly with different tariffs depending on recycling content of waste – cheaper? Other preferred options fine!	Businesses do pay commercial waste disposal fees either to the public sector council collections or to a private waste disposal company for both general waste and recycling.	None
<b>Question 5</b>			
3	Bring in harsher prison sentence for proven loutish behaviour	Not planning consideration	None
6	Should be more visible evidence of police on the streets.	Not planning consideration	None
7 Mike Stephenson -	Hi, whilst agreeing I feel it appropriate to say why, as crime risk manager for West Mercia	The guidance states that the installation of CCTV is in the	None

Crime Risk Manager West Mercia Police	Police Worcestershire, I always feel that whatever measures are in place they need to be proportional to the problem. And also capable of being implemented. I think the proposals deal with that. Regards Mike	interests of the proprietor to do so and that opening hours may be conditioned with respect to the geographical location.	
18	I think other more effective approaches could be taken like doormen and lights. Also other approaches like the high frequency sound can deter groups of youths.	Alternative options of doormen were considered but was thought would incur too high a cost on a small scale outlet.  Other comments on high frequency sound are not relevant and appropriate measures.	None
<b>Question 6</b>			
17	It would surely be advantageous to outline the council's position on excessive noise, and plan for any eventualities to deter 'cutting corners' on the part of the business. Control of noise could come from suggestions from the community and subsequent checks by the council.	The design and fixings of equipment to buildings is in the guidance and noise is a consideration when determining an application.  Checks on excessive noise are carried out by operational services when reported and appropriate measures are taken following officer assessment.	None
19	Devised programme for enforcement of any excessive noise produced would be better as rules out any excessive noise but everyday noise is permitted.	Operational services investigate noise complaints and have appropriate legislation to deal with any excessive noise being recorded.	None

**Question 7**

5	This is dictatorial and it takes away freedom of choice.	There is a need to control opening hours of premises to help protect the character and appearance of the city. Takeaway units are often closed during daytime hours causing dead frontages and can create unattractive places due to shutters in fronts of shops.	None
10	<p>Log complaints from neighbours and the hours at which the problem is noticed, and keep the owner informed. License reviewed each year and hours reduced or extended in the light of complaints logged.</p> <p>i.e. if opening between 8 and 9pm creates too many problems and the owner can't or won't stop it, then close between 8 and 9pm</p> <p>If the owner wants to open all night and the neighbours don't complain then ok.</p>	This would be a duty of operational services and regulatory services licensing department.	None
11	We would particularly welcome this, and hope it will be applied in the case of restricting availability of takeaway food in close proximity to schools at the times that children and young people are in the area. It is also of relevance in shaping the social environment so that takeaway food is not available throughout the night.	<p>The document is unable to restrict takeaways within close proximity of schools as there is no existing Local Plan policy that states restriction zones should be placed around schools.</p> <p>However the guidance states that a proposals proximity to a school should be a material</p>	None

		consideration in determining an application and the relevant schools should be consulted.  There is a demand for takeaway food as it is part of the night time economy. Planning conditions on opening hours will be applied where appropriate to do so.	
18	Depend, on the type of land use. Type of takeaway.	Applications will be determined with respect to geographical location and with respect to the scale of the outlet.	None
20	Opening hours should definitely be a condition of the planning permission with the flexibility to reduce or extend hours on grounds of waste, noise etc.	Conditions on opening hours will be applied where appropriate although it is not practical to extend or reduce hours on grounds of waste, noise.	None
<b>Question 8</b>			
5	Once again this is just prissy mindedness on the part of the council!	Comment no appropriate	None
8	Planning applications should not be accepted as valid without these details being submitted.	Noted	None
<b>Question 9</b>			
3	Increase traffic wardens to fine 'bad' parkers thereby negating costs for traffic wardens.	Responsibility of Operational Services.	None
5	It's not practical in terms of deliveries because they are done on an area basis.	Noted	None
<b>Question 10</b>			
17	Blanket Exclusion zones are unnecessary. Planning permission granted on a case by case	Noted	None

	basis can be refused if the circumstances/situation incorrect (e.g. right in front of a school)		
<b>Question 11</b>			
5	You should look at the restraint of the trade law. What you are dictating is totally unpractical – oh and if kids want a burger or whatever else they fancy, having outlets further away won't stop them, after all its their choice not the council!	Comment Noted	None
8	Doubt it – Most do not provide healthy option on menu.	The document will encourage these healthy options.	None
12 Public Health Department NHS Worcestershire	We are pleased to see the consideration of the health consequences of takeaway food here, but feel that the options could be extended to include for example a requirement for developers for the use of S 106 funds; exclusion zones around every school; and exclusion zones around parks. We are surprised that the only issues raised in the document relating to health are about children and young people, and feel that the adult population too should have its rights to a healthier social environment considered and that ways to promote this should be found. We understand the complexity of the issues involved, and the variability of the evidence base. We are very aware that not all takeaway outlets would sell food that is high in salt, sugar and fat, and are therefore keen to find ways to use planning mechanisms to promote healthy food choice at takeaway outlets. (We are aware though of one London study of 73 of the most popular meals bought in takeaways across some London	<p>We recognise that the problem of obesity could be linked to Takeaway Food Outlets because of the fatty food meals from them and are aware of the problems associated with close proximity to schools.</p> <p>We are not able to implement restriction zones around all schools for a number of reasons. The first being if restriction zones around schools were put in place of 400m, the proportion of the city covered would be so large there would be no opportunity for a new Takeaway Food Outlet to open in an appropriate location.</p> <p>We recognise that whilst health</p>	None

	<p>boroughs, which found that only 3 did not fall into the red traffic light category for fat and salt labelling. Further, on average, kebab meals had 100% of the daily recommended adult salt intake, and over 2 times the adult daily fat intake.)</p> <p>The current obesity epidemic is in evidence in Worcester City as it is elsewhere in the County and across the UK as a whole. The numbers of people who are obese and overweight have risen dramatically over the last decades, and this has led to significant ill-health. Being obese raises the risk of cardiovascular disease, type 2 diabetes, some cancers, mental ill-health, and being obese reduces life expectancy by an average of 9 years. A national cross Government strategy to tackle obesity is in place, with a local action plan and strategy, and there is a growing evidence base on which to base decisions about interventions to reduce overweight and obesity. Observational studies suggest association between lack of access to healthy food and overweight and obesity, and studies in the US have shown substantial links between proximity of schools to fast food outlets and obesity. It is also being found that easy availability of takeaway foods may be linked to social deprivation, so that healthy food is less easily available in deprived areas. Making takeaway foods an easier option therefore plays a part in the continuation of the health gap between people in areas of higher or lower social deprivation, but the gap could be</p>	<p>is an issue, there is also demand for takeaway food in the city.</p> <p>Rather than introducing restriction zones the guidance now states that each case if in close proximity to a school, the school will be consulted. All comments received from consultation will be taken as material consideration in determining the application.</p>	<p>Schools will be consulted if in close proximity to a new proposal.</p>
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	<p>narrowed if the opportunity is taken to ensure that takeaway outlets ease access to healthy food.</p> <p>The term 'obesogenic environment' refers to the environmental influences that together shape individual energy expenditure and intake. The role of planning powers in improving the obesogenic environment is becoming better understood, with examples around the country of Councils leading the way in maximising the role of urban planning in shaping a less obesogenic environment. This potential is referred to in local and national strategy and it would be excellent if Worcester City were able to join other leaders in the field in having exclusion zones around all schools, additionally here we have the policy steer from the most recent Government White papers on Public Health and the NHS, which stress the need to structure choice so that healthy choices become the easiest to make.</p> <p>We would like to see a requirement for developers for S 106 funds to be used to provide investment for initiatives to tackle obesity locally. This could involve investment in the green infrastructure; in physical activity; or specifically in supporting operators to deliver healthier food options within the takeaway. A requirement to provide healthy options, and to traffic-light label takeaway foods would also go some way to creating a less obesogenic environment, so that</p>	<p>Exclusion zones cannot be implemented around schools under the current Takeaway Policy (SH5) of the Worcester City Local Plan. This could be amended when new policy is written into the emerging South Worcestershire Development Plan.</p> <p>It would be unreasonable to ask a takeaway for a section 106 agreement as could potentially make their business unviable. However, the guidance sets out the details on what an applicant should include in an application in terms of provision of bins, correct extraction equipment etc.</p>	<p>None</p> <p>None</p>
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	<p>people are encouraged to make healthy food choices. Of relevance too here is the role of obesity in explaining the health gap between people in more and less deprived areas, and would want any changes to create opportunities for increasing access to informed healthy food choice.</p>		
20	<p>Although the options expressed are feasible they do not deal with the takeaway issue and are negatively impacting the public directly. I believe the quality of the food served by the outlets should be regulated and local schools encouraged to actively teach their pupils about takeaway food. These options should not have negative affect on the small businessman nor should they prevent students from making their own educated decisions.</p>	<p>The quality of food served is not a planning consideration however the guidance will encourage healthy options on the menu.</p> <p>Where close proximity to schools becomes an issue schools will be consulted on the application.</p>	<p>None</p> <p>Schools will be consulted on applications within close proximity.</p>

## **Christopher Whitehead Language College Comments**

### **Copy of letter from P. Nickholds**

Dear Bryn,

I enclose a sample of the schools council's deliberation. I will find you more in January. The issue was passionately debated over several meetings. I apologise for not making a reply sooner. Have a good Christmas.

Yours Sincerely

P. Nickholds

### **School council student comments**

<b>Person</b>	<b>Comments</b>
1	<ul style="list-style-type: none"><li>• There are only smells inside</li><li>• There are lots of litter everywhere and it's always chip wrappers.</li><li>• It is annoying that there are so many gulls.</li><li>• There should be salads and such.</li><li>• Sometimes there are big crowds and the noise levels are very annoying.</li></ul>
2	<ul style="list-style-type: none"><li>• I think that the takeaways are getting more money because of all the above like the neighbours are just more takeaways meaning more competition so the lower the prices and make more people buy. I did a small survey which supported the fact that there are too many takeaways.</li></ul>
3	<ul style="list-style-type: none"><li>• I don't believe it affects the neighbours as it is their choice to start a business there.</li><li>• The shops are there to be used.</li><li>• I believe that all takeaways should offer a healthy option.</li><li>• Subway bread has more sugar and salt than McDonald's chips.</li><li>• Surveys and meetings need to be set up with Mr Morris and our School.</li></ul>
4	<ul style="list-style-type: none"><li>• I think that if the students have the money and permission to leave I don't see anything wrong with it. It's the schools fault that the students escape from school because nothing is being done to stop them.</li><li>• On the health side of things, the school cannot control the student's diet. If they want to destroy their personal health, then that's their look out.</li></ul>