

# **Bedford Borough Council, Central Bedfordshire Council and Luton Borough Council**

## **Minerals and Waste Local Development Scheme**

**2012**



Central Bedfordshire Council, Bedford  
Borough Council and Luton Borough Council

**working together**



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# 1 Introduction

## Introduction

**1.1** This is the Minerals and Waste Local Development Scheme. It is the project plan and programme for Bedford Borough, Central Bedfordshire and Luton Borough Councils in respect of the production of all documents to be included within the Minerals and Waste Development Framework. The Framework consists of a number of Minerals and Waste Local Development Documents, which together set out the detailed land use policies and proposals for the extraction of minerals and management of waste in the administrative areas of Bedford Borough, Central Bedfordshire, and Luton Borough Councils.

**1.2** This document can be made available in a range of languages, large print, Braille, on tape, electronic and accessible formats.

## The 2004 Act and the Localism Act 2011

**1.3** The Planning and Compulsory Purchase Act 2004 replaced old style Local Plans with Local Development Documents. With respect to minerals and waste the Bedfordshire and Luton Minerals and Waste Local Plan adopted in 2005 will be replaced by the Minerals and Waste Local Development Documents within the Minerals and Waste Local Development Framework. Until all of the existing policies are replaced by policies in the Local Development Framework, the Minerals and Waste Local Plan Policies have been Saved, and will remain part of the Development Plan. Diagram 1 shows the contents of the Minerals and Waste Local Development Framework, including the Minerals and Waste Local Development Scheme, which has the role of a project plan. The purpose of the Local Development Scheme is to show the range of documents that will be produced and the timescale for their production.

**1.4** The Localism Act 2011 included several changes to the planning system which are relevant to minerals and waste. Regional Spatial Strategies are to be abolished, and will be replaced by a duty on Local Planning Authorities (LPAs) to co-operate with other LPAs and Government bodies. The Secretary of State will no longer formally approve Local Development Schemes. There will be a new power to enable the Secretary of State to fine Local Planning Authorities who do not have in place an adopted waste plan which is compliant with the European Union Waste Framework Directive.

## Shared Service

**1.5** The Minerals and Waste Local Development Framework is being produced and progressed by a Minerals and Waste Planning Shared Service, hosted by Central Bedfordshire Council, but working on behalf of three unitary authorities- Bedford Borough, Central Bedfordshire, and Luton Borough Councils. In respect of minerals and waste it will provide relevant areas of policy guiding decisions on these forms of developments.

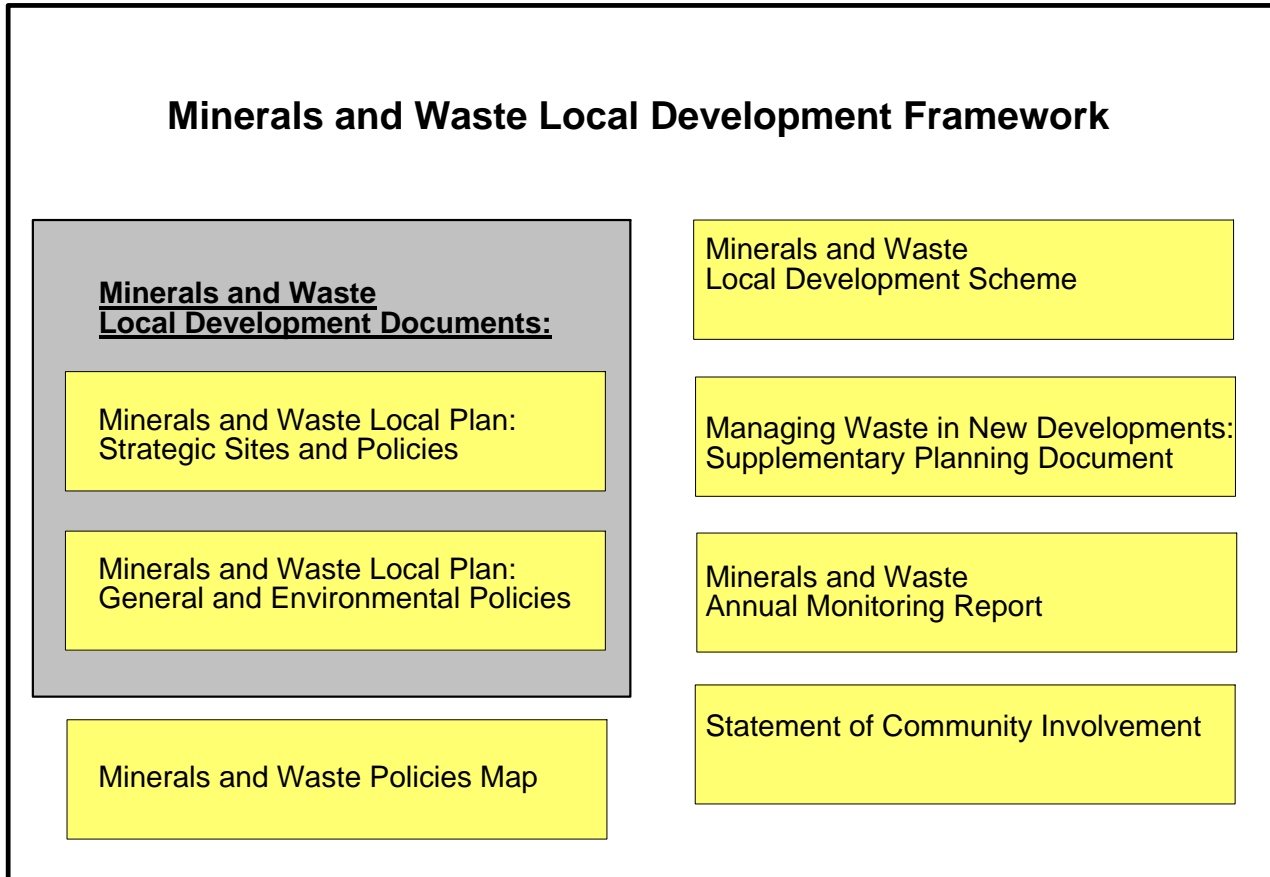
## Changes in documents to be produced

**1.6** Unlike the Minerals and Waste Local Plan adopted in 2005, which was a single document, the Minerals and Waste Local Development Framework will contain several documents, including Local Development Documents which are subject to examination, and a Supplementary Planning Document which is not. There is also the Statement of Community Involvement (SCI) which sets out how the local community and interested parties are involved in the development of each of the documents within the MWLDF. As each of the Minerals and Waste Local Development Documents are adopted, then they will progressively replace the Bedfordshire and Luton Minerals and Waste Local Plan.

**1.7** The Local Development Scheme published in 2011 set out the intention to publish a Minerals and Waste Core Strategy DPD, and a Minerals and Waste General and Environmental Policies DPD. Under the 2012 Regulations all such former DPDs are now Local Development Documents (LDDs) and are parts

of Local Plans. Consequently the Minerals and Waste Core Strategy will become the 'Minerals and Waste Local Plan: Strategic Sites and Policies', while the later Minerals and Waste General and Environmental Policies will become the 'Minerals and Waste Local Plan: General and Environmental Policies'.

Diagram 1



## 2 Objectives and Content of the Minerals and Waste Local Development Scheme

### Objectives

2.1 This Minerals and Waste Development Scheme has two main objectives. Firstly it acts as a starting point for the community, and stakeholders, to find out about the Councils planning policies in respect of minerals and waste issues, and what status these policies will have. Secondly it outlines the details of, and timetable for the production of minerals and waste documents in detail, including the timetables which will inform people of the intended stages of each of the local developments documents to be produced. The Minerals and Waste Local Development Scheme sets out:

- A brief analysis of what will be contained within the portfolio of the Minerals and Waste Development Framework (MWDF);
- A description of all the documents within the MWDF to be prepared, and the content and geographic areas to which they will relate;

- Which Minerals and Waste Development Documents will be Local Development Documents, and which will be Supplementary Planning Documents (SPDs);
- In the transitional period, which of the Saved Policies of the Bedfordshire and Luton Minerals and Waste Local Plan will be replaced;
- An explanation of the relationship between the documents within the MWDF;
- The planned timetable for preparing each document, and the key milestones to be achieved;
- The resources required, and the approach to be used for the MWDF documents;
- An explanation of how progress will be monitored and reviewed.

In addition to the Minerals and Waste Local Development Framework there will also be a number of Technical Evidence Papers and Evidence Base documents. Many of these documents accompanied the Core Strategy when it was submitted to the Secretary of State.

### **Content**

#### **The Regional Spatial Strategy**

2.2 The East of England Plan (Regional Spatial Strategy) published in 2008 provides the context for the preparation of the Local Development Documents. The East of England Plan provides a strategic framework for the minerals and waste planning authorities to prepare Local Development Documents. There are one policy on the provision of minerals, and eight on waste. A function of the proposed Local Development Documents is to demonstrate how these strategic policies can be implemented at a local level.

2.3 The three Councils who developed the minerals and waste framework are members of the East of England Aggregates Working Party, which considered the '2005 to 2020 Guidelines for the provision of Aggregates in England' in 2009. They then carried out a sub-regional apportionment of provision among the mineral planning authorities, and for Bedford, Central Bedfordshire and Luton Borough Councils, from which it was agreed that it would provide 1.84 million tonnes of sand and gravel per annum. These figures were incorporated into the review of the East of England Plan published in 2010, but which did not undergo an examination in public.

#### **Minerals and Waste Local Development Documents**

2.4 The proposed Local Development Documents are statutory policy documents, and will form the basis for development management decisions on minerals and waste planning applications within the plan area. Decisions will be made in accordance with these policies and any other material considerations. Local Development Documents will be produced in consultation with stakeholders and the public, and will be subject to independent examination. The key stages in producing minerals and waste local development documents are:

- Evidence gathering
- The identification of key issues and policy options
- Consultation
- Considerations of comments and preparation of a draft submission plan
- Pre-Submission publicity
- Submission of the Local Development Document to the Secretary of State
- Hearings
- the Inspector's Report

Bedford Borough, Central Bedfordshire and Luton Borough

- Adoption
- Monitoring

### **Policies Map**

2.5 A Policies Map will accompany the 'Minerals and Waste Local Plan: Strategic Sites and Policies'. This will provide illustrative material to the policies and proposals contained within the 'Minerals and Waste Local Plan: Strategic Sites and Policies'. This is in accordance with Regulation 9 of the Town and Country Planning (Local Planning) (England) Regulations 2012 (Statutory Instrument 2012 No. 767).

### **Minerals and Waste Supplementary Planning Document (SPD)**

2.6 Supplementary Planning Documents (SPDs) are intended to elaborate on adopted policies. While they are subject to public consultation there is no formal examination stage. They have the status of being a material consideration in the determination of planning applications.

2.7 The former Bedfordshire County Council, and Luton Borough Council, both adopted an SPD entitled 'Managing Waste in New Developments' in April 2006. It provides further detail regarding Saved policies W5 and W6 of the adopted Minerals and Waste Local Plan. The SPD provides guidance on reducing, recycling, and recovering waste during demolition, construction and occupation of new developments, and embedding waste storage and collection facilities into new developments. The adopted SPD is intended to remain in force, and fulfil the vital function of assisting in waste reduction and promoting storage of recyclable materials and wastes. It will be reviewed at a later date when Saved Policies W5 and W6 have been replaced. No additional SPDs are intended to be developed.

### **Bedfordshire and Luton Minerals and Waste Statement of Community Involvement (SCI)**

2.8 Bedfordshire County Council adopted their Statement of Community Involvement (SCI) in October 2006. It explains how the general public and all others with an interest in development plans can be involved in the Minerals and Waste Development Framework process. This SCI is still in force in each of the successor Minerals and Waste Planning Authorities.

2.9 Since the adoption of the Statement of Community Involvement the Councils are monitoring its use, so that techniques for community engagement, and the range of organisations engaged, are sufficient and appropriate. If necessary, the SCI will be reviewed and revised.

### **Sustainability Appraisal**

2.10 The Sustainability Appraisal of Plans is required by section 19 (5) of the Planning and Compulsory Purchase Act, is an appraisal of the economic, social and environmental sustainability of a plan. This also incorporates the requirements of the European Directive on the Strategic Environmental Assessment. The Sustainability Appraisal is intended to perform a key role in providing a sound evidence base for the plan, and form an integrated part of the plan preparation process. Each of preceding documents has been subject to Sustainability Appraisal. The SA informs the evaluation of alternatives so as to demonstrate that the eventual local plan is the most appropriate given the reasonable alternatives. This has been carried out by Environ, a firm of consultants.

### **Technical Evidence Papers and Evidence Base documents**

2.11 A series of Technical Evidence Papers (TEPs) which interpret available information, and provide the assumptions for the plan, and accompanied the 'Minerals and Waste Local Plan: Strategic Sites and Policies'. It was also accompanied by a series of purely factual documents providing factual information,

which were entitled Evidence Base documents. The 'Minerals and Waste Local Plan: Strategic Sites and Policies' was formally submitted to the Secretary of State on 10th August 2012. A list of the of the TEPs and EBs which accompanied the 'Minerals and Waste Local Plan: Strategic Sites and Policies' is as follows:

### **Technical Evidence Papers**

#### **Waste:**

1. Waste Data
2. Assessment of the Need for Additional Waste Management Capacity
3. Delivery Issues concerning the Strategic Waste Management sites.
4. A Summary of the Outputs from Key Waste Recovery Technologies

#### **Minerals:**

1. Aggregates Landbank study 2005 by Cuesta
2. Silica Sand Study 2005 by Cuesta
3. Assessment of Silica Sand reserves and recent production, 2011
4. Aggregates Landbank Assessment 2011
5. Review of the Strategic Mineral Site Selection Process
6. Building Stone
7. Delivery Issues concerning the Strategic Mineral Sites.

#### **Minerals and Waste Technical Evidence Papers:**

1. Flood Risk Assessment
2. The Origins of the Visions – alternatives and choices
3. The connections between the Minerals and Waste Core Strategy and the Sustainable Community Strategies of the three Councils.

#### **Waste Evidence Base:**

1. Existing Waste Management Sites
2. East of England Regional Spatial Strategy Waste Policies 2008
3. Site Assessment Information concerning the suggested Strategic sites
4. Bedfordshire and Luton Municipal Waste Management Strategy
5. Water Cycle Strategy.
6. Municipal waste management contracts and arrangements.



**Minerals Evidence Base:**

1. Permitted (operational, non-operational, and dormant) mineral workings, and estimates of their permitted reserves), asphalt plants and rail served aggregate depots.
2. Extent of minerals to be safeguarded.

**Minerals and Waste Evidence Base**

1. Saved Policies from the Bedfordshire and Luton Minerals and Waste Local Plan (adopted in 2005).
2. Progress on the Minerals and Waste Local Development Frameworks of adjoining Local Planning Authorities
3. Progress on the non- Minerals and Waste Local Development Frameworks of the three Councils within the Plan area.
4. Bedford Borough Council and Central Bedfordshire Council Minerals and Waste Annual Monitoring Reports for 2006 to 2010.

**Annual Monitoring Report**

A further document which is required to be produced is an Annual Monitoring Report (AMR). This will assess, for each financial year, the progress made in plan preparation, and monitor the effectiveness of policies and proposals. An Annual Monitoring Report is useful in showing:

- whether targets and milestones have been met, and identifying whether this is due to changes in circumstances;
- policy effectiveness, particularly regarding minerals and waste targets;
- the need to review any policies in the light of findings above
- the need to review the Local Development Scheme, as a result of monitoring implications or legislative changes.

Appropriate indicators will be identified with which to monitor and assess progress against targets. Guidance indicates that there needs to be an objective-led approach to MWDF monitoring, which should:

- ensure clear links from objectives through to policies, implementation programmes
- focus on key objectives rather than monitoring a wide range of indicators not directly relevant to policy performance;
- provide sufficient consistency in terms of local local authority monitoring approaches to enable comparisons to be made;
- allow transparency and accountability in terms of delivery;
- facilitate more informed policy and decision making.

## 3 The Minerals and Waste Development Documents: Programme for Preparation

**3.1** The Bedfordshire and Luton Minerals and Waste Local Plan 2000 to 2015, was adopted in January 2005, and its policies were automatically saved until January 2008. A Government protocol was published in August 2006, which set out how policies could be saved over the longer term, and which involved giving the Government Office sufficient notice of that intent, and then making a formal request. Confirmation was received from Government Office for the East of England on the 14th September 2007, that all minerals and waste policies from the Bedfordshire and Luton Minerals and Waste Local Plan had been saved, until they are replaced by Policies within the Local Development Framework. The only exceptions were two of the waste policies, which were not saved, and are now considered 'expired', namely :

W10 (Household Waste Recycling Centres); and

W15 (Pre-landfill treatments for biodegradable waste).

### Minerals

**3.2** In relation to minerals, the following preparatory work has been undertaken:

- a 'Minerals Core Strategy', and a 'Minerals Site Allocations Plan' both as 'Issues and options stage consultation document' were published, and underwent public consultation beginning in February 2006.
- a 'Minerals Core Strategy - Preferred Options Consultation paper' was published for consultation from the 19th September 2007 to 31st October 2007, and set out proposals for mineral development.
- a 'Minerals Site Allocations Plan: Preferred Options Consultation Paper' set out Preferred site allocations for future mineral working.
- a new site proposal (Clipstone Brook, MD 50) was brought forward, which necessitated additional consultation. This took place between 28th April and 2nd June 2008.
- a 'Mineral Safeguarding Area' public consultation took place between 28th February and 10th April 2011.

### Waste

**3.3** In relation to waste, the following preparatory work has been undertaken:

- the 'Waste Core Strategy Issues and Options Consultation Paper 1', which addressed policy issues underwent public consultation from 1st October to 30th November 2007.
- the 'Waste Site Allocations Plan Issues and Options Consultation Paper 2' set out a portfolio of potential new sites for waste management facilities, nominated by waste operators and landowners. This underwent public consultation from 1st October to 30th November 2007. The Consultation Paper also called for additional site nominations. Following this paper a further eight waste sites were put forward for possible inclusion within the Minerals and Waste Local Development Framework, and there was also an amendment to information about a previously suggested site regarding its capacity. This led to additional public consultation from between 28th April and 2nd June 2008.
- the 'Waste Core Strategy Preferred Options consultation document' (which included Strategic sites) underwent public consultation from between 1st June to 12th July 2010.

## Minerals and Waste Local Plan: Strategic Sites and Policies

**3.4** A combined minerals and waste local plan has been developed from the preceding consultation documents. This was previously entitled the 'Minerals and Waste Core Strategy', and underwent consultation on soundness between 5th December 2011 and 5th February 2012. 'Main Modifications and Additional Modifications' to the Minerals and Waste Core Strategy were subject to consultation between 1st June and 16th July 2012. It was then submitted to the Secretary of State on 10th August 2012. It should be borne in mind that there are cross connecting issues, such as the restoration of mineral voids, and the provision of secondary aggregates from construction and demolition wastes, which make it appropriate for the previously separate issues of minerals and waste to be merged into a single 'Minerals and Waste Local Plan: Strategic Sites and Policies'.

### General and Environmental Policies

**3.5** The General and Environmental Policies were a separate chapter of the Bedfordshire and Luton Minerals and Waste Local Plan adopted in 2005. These Policies provide the basis for considering site specific issues, concerning the location and impacts of minerals and waste developments, including schemes for reclamation during the determination of applications. The current policies from the Minerals and Waste Local Plan are saved by Direction from the Secretary of State, until they are replaced by Policies in the later 'Minerals and Waste Local Plan: General and Environmental Policies' Local Development Document, which is intended to be adopted in 2015.

### Supplementary Planning Document

**3.6** Saved Policies W5 and W6 of the adopted Bedfordshire and Luton Minerals and Waste Local Plan underpin the Supplementary Planning Document (SPD) 'Managing Waste in New Developments'. The SPD aims to encourage the reduction of waste at source in the construction and development process, (and especially construction and demolition wastes), through waste audits; as well as providing guidance on the provision of waste collection and storage facilities in households, centralised facilities, Household Waste Recycling Centres, commercial developments, and mixed developments.

### Other Development Plans

**3.7** Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council are each producing Local Development Frameworks for their areas, which cover matters other than minerals and waste. Bedford Borough Council adopted a Core Strategy in April 2008, and has submitted its 'Allocations and Designations Plan' to the Secretary of State. Hearings into the Plan are due to be held in November 2012. Following the adoption of a Core Strategy and Site Allocations Plan solely for the north of Central Bedfordshire, the Council is now developing a Development Strategy to provide policy coverage for all of its geographical area. Luton Borough Council has begun work on a new Local Plan for Luton which is intended to cover the period from 2011 to 2031.

## 4 Minerals and Waste Development Document Profiles

### Minerals and Waste

**4.1** Separate minerals and waste consultations underwent public consultation, both as core strategies and site allocation plans, from the beginning of the preparation work on the Minerals and Waste Local Development Framework in 2006. The preparatory work carried out so far concerning the separate Core Strategies for Minerals, and for Waste, and Site Allocation Plans, for Minerals, and for Waste, has now been merged into the 'Minerals and Waste Local Plan: Strategic Sites and Facilities'.

**4.2** The 'Minerals and Waste Local Plan: Strategic Sites and Policies' identifies the Strategic sites, for both mineral working and waste management, and sets out Strategic Policies. Applications for waste management development on non-strategic sites will be considered on their merits, according to Strategic Policies in the 'Minerals and Waste Local Plan: Strategic Sites and Policies', and the detailed policies concerning locations and impacts, in the 'Minerals and Waste Local Plan: General and Environmental Policies', when adopted, or the Saved General and Environmental Policies before then.

### Minerals and Waste Local Plan: Strategic Sites and Policies

Table 1

Overview	
Prepared with	Bedford Borough, Central Bedfordshire, and Luton Borough Councils
Coverage	The administrative areas of Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council.
Conformity	The 'Minerals and Waste Local Plan: Strategic sites and policies' will be in general conformity with the East of England Plan, and the National Planning Policy Framework.
Status	Local Development Document
Timetable	
Stage	Dates
Pre-Submission publicity	5th December 2011 to 5th February 2012
'Main Modifications and Additional Modifications' consultation	4th June to 16th July 2012
Submission to Secretary of State	10th August 2012
Pre-Hearing Meeting	9th October 2012
Hearings	Week commencing 4th December 2012
Receipt of Inspectors Report	February to March 2013
Adoption	June to September 2013

Overview	
Arrangements for Production	
Organisational lead	Planning Heads of Service in Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Political management	Planning Portfolio Holders from Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Internal resources	Primarily the Minerals and Waste Planning Shared Service, with input from planning officers from each of the three Councils. Additional input may be sought from development control, waste management teams, highways and transportation, and non-minerals and waste policy officers.
External Resources	Consultants to carry out Sustainability Appraisals.
External Community and Stakeholder Involvement	Consultation will be carried out in accordance with the Statement of Community Involvement
Review	The Plan will be monitored, and reported in Annual monitoring Reports, and reviewed every 5-6 years.

## The Minerals and Waste Local Plan: General and Environmental Policies

Table 2

Overview	
Prepared with	Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Coverage	The administrative areas of Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Conformity	The 'Minerals and Waste Local Plan: General and Environmental Policies' will be in general conformity with the East of England Plan, and the National Planning Policy Framework.
Status	Local Development Document
Timetable	
Stage	Dates
Evidence Gathering	February to May 2013

<b>Overview</b>	
Preliminary consultation	July 2013 to March 2014
Submission to the Secretary of State	July to August 2014
<b>Timetable</b>	
Pre-Hearing Meeting	September to October 2014
Hearings	November to December 2014
Receipt of Inspector's Report	February to March 2015
Adoption	June to September 2015
<b>Arrangements for Production</b>	
Organisational lead	Planning heads of Service in Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Political management	Planning Portfolio Holders from Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Internal Resources	<p>Primarily Minerals and Waste Planning Shared Service, with input from planning officers from the three Councils.</p> <p>Supplementary input may be required from development control, waste management teams, transportation, and non-minerals an waste policy officers.</p>
External Resources	Consultants may be employed to carry out Sustainability Appraisals
External Community and Stakeholder Involvement	Consultation will be carried out in accordance with the Statement of Community Involvement
Review	This Local Development Document will be monitored following its adoption, and be reported via the publication of Annual Monitoring Reports. It will be formally reviewed every six years.

### Minerals and Waste Local Plan: Policies Map

Table 3

<b>Overview</b>	
Prepared with	Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council

Overview	
Coverage	The administrative areas of Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Status	It will be neither a Local Development Document nor a Supplementary Planning Document. It accompanies the 'Minerals and Waste Local Plan: Strategic Sites and Policies' and provides illustrative material.
Conformity	The Policies Map will be in conformity with the 'Minerals and Waste Local Plan: Strategic Sites and Policies'.
Timetable	The Policies Map will be produced, reviewed, and revised in parallel with the 'Minerals and Waste Local Plan: Strategic Sites and Policies'.
Arrangements for Production	
Organisational Lead	Planning Heads of Service from Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council.
Political Management	Planning Portfolio Holders from Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Internal Resources	Minerals and Waste Planning Shared Service
External Resource	May require external graphic design services
External Community and Stakeholder Involvement	Consultation at the same time and in the same manner as the 'Minerals and Waste Local Plan: Strategic Sites and Policies'.
Review	Any alterations to the Policies Map will be linked to a future review of the 'Minerals and Waste Local Plan: Strategic Issues and Sites'.

### Annual Monitoring Report

*To assess the implementation of the Minerals and Waste Local Development Scheme, and the extent to which the Saved Policies are being applied, and to inform the public and stakeholders. As and when the Saved Policies are replaced by the adoption of the 'Minerals and Waste Local Plan', these policies will be included in future Annual Monitoring Reports for subsequent monitoring.*

Table 4

Overview	
Prepared with	Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council

<b>Overview</b>	
Coverage	The administrative areas of Bedford Borough Councils, Central Bedfordshire Council, and Luton Borough Council.
Status	Neither a DPD nor an SPD
Conformity	It is required by the National Planning Policy Framework
<b>Timetable</b>	
<b>Stage</b>	<b>Dates</b>
Period of monitoring	To be produced annually, for the period of each financial year (April 1st to March 31st)
Date of Publication	The end of each following financial year.
<b>Arrangements for Production</b>	
Organisational level	Planning Heads of Service from Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council
Political Management	Planning Portfolio Holders
Internal Resources	Principally the Minerals and Waste Planning Shared Service, with some input from planning officers from the three Councils, and other specialists from those Councils.
External Resources	None
External Stakeholder resources	Potential use of information from the three Councils' waste collection officers.
External community and stakeholder involvement	Information will be incorporated from the minerals and waste industry.
Review	Annually



## 5 Resources

5.1 The following internal resources will be necessary in preparing the Local Development Framework:

- The Minerals and Waste Planning Shared Service
- The Team Leader from the Minerals and Waste Planning Shared Service
- Appropriate managers and officers from the planning services departments of Bedford Borough Council, Central Bedfordshire Council, and Luton Borough Council

### Breakdown of Minerals and Waste Planning Shared Service staff employed on the Minerals and Waste Development Framework

Table 5

Staff Member	Role	Time spent on the MWLDF
Principal Planning Officer	Waste policy	100%
Principal Planning Officer	Minerals policy	50%
Planning Officer	Supporting work on minerals and waste policy	<b>100%</b>
Planning Officer	Supporting work on minerals and waste policy	<b>100%</b>

The Councils will require other resources in preparing the local development framework, such as:

- Consultants will be engaged on specific tasks where there is a lack of capacity, and specifically on Sustainability Appraisals.
- Temporary staff may be required to assist with the public consultation stages, where there are heavy workloads.

### Risk Assessment

Table 6

Area at Risk	Detail	Possible Means of Mitigating the Risk	Degree of Risk
Staffing Levels	Officers leaving and problems of recruiting	<ul style="list-style-type: none"> <li>• Redeploy existing staff from the rest of the Minerals and Waste Planning Shared Service</li> <li>• Seek temporary staff through consultants</li> <li>• Seek temporary assistance from within Central Bedfordshire Council</li> </ul>	Medium but reduced to Low
	Officers being on Long Term Sick Leave	<ul style="list-style-type: none"> <li>• Redeploy existing staff from the rest of the Minerals and Waste Planning Shared Service</li> </ul>	

Area at Risk	Detail	Possible Means of Mitigating the Risk	Degree of Risk
		<ul style="list-style-type: none"> <li>Seek temporary staff through consultants</li> <li>Seek temporary staff secondments from within Central Bedfordshire Council</li> </ul>	
Arrangements for engaging and seeking the approval of Members of of the three Authorities to proceed to the next stage in the adoption of the Minerals and Waste Local Plan	Committee Cycles are only agreed at the beginning of each financial year	<ul style="list-style-type: none"> <li>Additional time has been provided in the timetable of the Local Development Scheme to allow time to be able to report to the Executive of the three Councils, and fit in with the timing of meetings of the Executives of the three Councils.</li> </ul>	Low
		<ul style="list-style-type: none"> <li>A Steering Group of Members from each of the three Councils has been established, and informs planning Portfolio Holders from each of the Councils of the progress of the LDF, and of key issues.</li> </ul>	
	Members of the three Local Planning Authorities who own the LDF are likely to lack experience of minerals and waste matters, and may benefit from training.	<ul style="list-style-type: none"> <li>Member training has been undertaken, but may need to be reinforced at regular intervals.</li> </ul>	
The Capacity of Outside Agencies	Key external agencies may not be able to respond quickly to consultations.	<ul style="list-style-type: none"> <li>Engage external agencies as early as possible in the LDF process.</li> </ul>	Medium
	External consultants may be in demand and therefore may not be immediately available to carry out work for which the Councils unequipped to carry out themselves.	<ul style="list-style-type: none"> <li>Discuss of timing of work with external consultants as early as possible so as to prevent delays arising from clashes i the workload of consultants.</li> </ul>	
Provision of information by key stakeholders and organisations	Key external agencies may not be able to provide information sufficiently quickly	<ul style="list-style-type: none"> <li>Engage external consultants as early as possible in the LDF process and make them aware of information needs.</li> </ul>	
Legal challenge	Delays to the LDF timetable because of High Court challenges	<ul style="list-style-type: none"> <li>This will be minimised by extensive work to ensure that the Minerals and Waste Local Plan is 'Sound', and</li> </ul>	Low

Area at Risk	Detail	Possible Means of Mitigating the Risk	Degree of Risk
		prepared in accordance with relevant legislation and regulations	
		<ul style="list-style-type: none"> <li>The development of a robust evidence base, as well as a well audited stakeholder and community engagement exercises at each stage of the public consultations undertaken.</li> </ul>	
		<ul style="list-style-type: none"> <li>Advisory visits from PINS were held in May 2009 and May 2012, both of which provided extremely useful guidance.</li> </ul>	
Programme Slippage	Delays to the LDF timetable	<ul style="list-style-type: none"> <li>Each stage of the preparation of the Plan will be subject to project planning</li> </ul>	Medium/Low
		<ul style="list-style-type: none"> <li>All Plans will be subject to regular review related to the circumstances at that time. The timing of each stage of work will need to be flexible to take into account changes in circumstances, such as European or UK Policy.</li> </ul>	
		<ul style="list-style-type: none"> <li>The LDS will allow for changes to the Local Development Documents, or the preparation of additional evidence, to take place before key stages, such as Submission to the Secretary of State, and the eventual adoption by the three Councils.</li> </ul>	
		<ul style="list-style-type: none"> <li>The PINS document 'Soundness Self Assessment Toolkit' will be utilised to ensure the Plan is sound before it is submitted to the Secretary of State.</li> </ul>	
Local Authority waste procurement	New materials and energy recovery facilities for MSW (brought forward as a result of waste procurement by any of the three Councils) may be:	<ul style="list-style-type: none"> <li>Firstly maintain awareness of the state of progress of MSW procurement</li> </ul>	Medium
	1. Brought forward in advance of the adoption of the 'Minerals and Waste	<ul style="list-style-type: none"> <li>Secondly, allow flexibility in respect of the need to consider new or additional strategic sites for</li> </ul>	

Area at Risk	Detail	Possible Means of Mitigating the Risk	Degree of Risk
	Local Plan: Strategic Sites and Policies'	management of MSW, triggered by new suggestions for strategic sites.	
	2. Any facility developed could be intended to manage waste received from outside the Plan area boundaries	<ul style="list-style-type: none"> <li>• Thirdly develop a clear approach concerning facilities intended to receive cross boundary movements of waste, based upon RSS Policy, and a Sustainability Appraisal of the implications of alternative options.</li> </ul>	
Decision on large scale energy from waste facility at Rookery Pit South by Parliament	The decision by Parliament whether to issue the Development Consent Order could be made in December 2012 or early in the spring of 2013	Monitor the progress of the decision making by Parliament	High
	1. The volume of capacity that it would bring forward is greater than the additional capacity required for the entirety of the Plan area		
	2. The Covanta facility is unlikely to manage a significant amount of waste arising from within the Plan area.		

# 6 Appendix A: Timetable for the Production of the Minerals and Waste Local Development Documents



## 7 Appendix B: Glossary

### Appendix B: Glossary

#### Annual Monitoring Report

A document produced each year to show the progress in achieving the timetable set out in the Local Development Scheme (LDS), and the degree to which adopted policies have been used in development control decisions.

#### Local Development Document

These are policy documents, and may include objectives and site allocations.

#### Hearings

A Local Development Document is subject to Examination, which includes Hearings. These are informal sessions convened by an Inspector at which he invites specific parties to give evidence concerning their representations, and opportunities for the Council to respond.

#### Minerals and Waste Development Framework

The collective name given to all of the policies and documents forming the planning framework for minerals and waste in the Plan area.

#### Minerals and Waste Local Development Scheme

A project management document setting out what the LDF will contain, a timetable for its production, and proposals for its monitoring and review.

#### Bedfordshire and Luton Minerals and Waste Local Plan 2005 (BLMWLP)

This Plan was adopted in 2005, and developed by the former Bedfordshire County Council with Luton Borough Council. It sets out policies for controlling minerals and waste development.

#### East of England Plan (Regional Spatial Strategy)

Each former region of England was required to develop a land use strategy concerning all forms of development in their area. For the former East of England region this included Norfolk, Suffolk, Essex, Hertfordshire, Cambridgeshire, Peterborough, Southend, Bedfordshire (and later Bedford and Central Bedfordshire), and Luton. The East of England Plan is important since all Local Development Documents must be in general conformity with it, and it is part of the statutory Development Plan.

#### Sustainability Appraisal

Every planning document must have an appraisal of the impacts of its policies and proposals on the economic, social, and environmental issues.

#### Statement of Community Involvement

This is a statement of how the community will be involved in development control decisions, and the production of Local Development Documents.

#### Supplementary Planning Documents

These documents amplify adopted policies in the Development Plan.

Bedford Borough, Central Bedfordshire and Luton Borough

## 8 Appendix C: Saved policies from the Bedfordshire and Luton Minerals and Waste Local Plan

### **Minerals policies**

- M1 Minerals extraction strategy
- M2 Aggregates landbank
- M3 Silica Sand landbank
- M4 protection of Mineral Resources/Mineral Consultation Areas
- M5 Rationalisation of reserves and restoration of old sites
- M6 Requirements for determination of minerals applications
- M7 Importation of minerals for processing
- M8 Borrow pits
- M9 Rail Aggregate Depots

### **Waste policies**

- W1 Key principles
- W2 Imported wastes
- W3 County Self Sufficiency
- W4 Waste minimisation
- W5 Management of waste at source: Waste Audits
- W6 Management of waste at source: provision of facilities with new development
- W7 Preferred locations for integrated waste management facilities
- W8 Resource recovery
- W9 Waste transfer and Materials Recovery Facilities
- W11 Composting
- W12 Anaerobic Digestion
- W13 Energy Recovery plant
- W14 Non-Inert landfill provision
- W16 Landfill gas
- W17 Landraising

W18 Sewage Treatment works

W19 Clinical waste incineration facilities

**General and Environmental Policies**

GE 1 Matters to be addressed in planning applications

GE 2 Restoration/improvement of Marston Vale

GE 3 Environmental improvement of the Greensand Trust area

GE 4 Environmental Improvement of the Ouse and Ivel Valleys

GE 5 Protection of Green Belt land

GE 6 Protection of Best and Most Versatile Agricultural Land

GE 7 Protection of the Chilterns Area of outstanding Natural Beauty

GE 8 Protection of AGLV

GE 9 Landscape protection and landscaping

GE 10 Protection/enhancement of of trees and woodlands

GE 11 Protection of sites of national nature conservation importance

GE 12 Protection of locally designated nature conservation sites, regionally important geological/geomorphological sites (RIGS) and undesignated sites of significant conservation interest

GE 13 Species and Habitat Protection and Enhancement

GE14 Archaeology

GE 15 Statutorily designated Historic Buildings and Sites

GE 16 Local Historic Buildings, conservation Areas and Historic Environment sites

GE 17 Pollution control

GE 18 Disturbance

GE 19 Flooding

GE 20 Water resources

GE 21 Public Rights of Way

GE 22 Transport: alternative means

GE 23 Transport: suitability of local road network

GE 24 Ancillary minerals and waste developments

GE 25 Buffer Zones



GE 26 Restoration

GE 27 Aftercare