

CABINET	AGENDA ITEM No. 6
12 DECEMBER 2011	PUBLIC REPORT

Cabinet Member(s) responsible:	Councillor Peter Hiller: Cabinet Member for Housing, Neighbourhoods and Planning.	
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CAMBRIDGESHIRE AND PETERBOROUGH MINERALS AND WASTE SITE SPECIFIC PROPOSALS DEVELOPMENT PLAN DOCUMENT AND PROPOSALS MAP PARTS A & B

RECOMMENDATIONS	
FROM : Head of Planning Transport & Engineering	Deadline date :
<p>Cabinet is recommended to:</p> <ol style="list-style-type: none"> 1. Note the conclusions of the Inspector’s Report on the Examination into the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document; and 2. Recommend to Full Council that the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document, incorporating the recommendations made by the Inspector, is adopted. 	

1. ORIGIN OF REPORT

- 1.1 The Council on 2nd December 2009 approved for public consultation a collection of Minerals and Waste related policy documents, namely: the Cambridgeshire and Peterborough Minerals and Waste Core Strategy (Proposed Submission Version); and the Site Specific Proposals Development Plan Document (Proposed Submission Version); and the Draft RECAP Waste Management Design Guide Supplementary Planning Document (SPD).
- 1.2 The Minerals and Waste Core Strategy was adopted by the Cambridgeshire County and Peterborough City Councils on 19th July 2011. The SPD is subject to a separate report on today’s Cabinet agenda.
- 1.3 The consultation and public Examination of the Minerals and Waste Site Specific Proposals DPD is now complete and the independent Inspector appointed by the Secretary of State, has sent his binding report, (17th October 2011) to the Chief Executive, setting out his conclusions on the DPD and associated changes to the Proposals Map.
- 1.4 The Minerals and Waste Site Specific Proposals DPD has been prepared jointly with Cambridgeshire County Council and covers the geographical area of Cambridgeshire and Peterborough.

2. PURPOSE AND REASON FOR REPORT

- 2.1 The purpose of this report is to: inform Cabinet of the publication of the Inspectors Report (Appendix 1-4) and its conclusion which finds the Minerals and Waste Site Specific

Proposals DPD 'sound'; and seek Cabinet approval to recommend that Council adopts the DPD at its meeting on 22 February 2012.

- 2.2 This report is for Cabinet to consider under its Terms of Reference No. 3.2.1. To take collective responsibility for the delivery of all strategic Executive functions within the Council's Major Policy and Budget Framework and lead the Council's overall improvement programmes to deliver excellent services.

3. **TIMESCALE**

Is this Statutory Plan?	YES	If Yes, date for relevant Cabinet Meeting	12th December 2012
Date for relevant Council Meeting	22nd February 2012		

- 3.2 A similar process is being followed by Cambridgeshire County Council with a recommendation for adoption being sought at its Full Council meeting on 21st February 2012, with Peterborough City Council's decision sought on the 22nd February 2012.

4. **BACKGROUND TO THIS STAGE OF THE PREPARATION OF THE MINERALS AND WASTE DEVELOPMENT PLAN DOCUMENTS**

- 4.1 Full details of the background to this DPD can be found in the Council papers of 2 December 2009. The purpose of this report is to: inform Cabinet of the publication of the Inspectors Report (Appendix 1-4) and its conclusion which finds the Minerals and Waste Site Specific Proposals DPD 'sound'; and seek Cabinet approval to recommend that Council adopts the DPD at its meeting on 22 February 2012. Summarily, the Inspector's Report states:

... 'the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals Development Plan Document provides an appropriate basis for the planning for minerals and waste for the Cambridgeshire and Peterborough area over the next 15 years.'

- 4.2 To ensure the 'soundness' of the DPD, the Inspector has recommended that a number of changes be made to meet legal and statutory requirements. Most of the changes (Appendix A of the Inspector's Report) were put forward by the Councils in response to points raised and discussions held at the Examination. The Inspector also recommended one significant change not agreed by the Councils, which relates to the exclusion of a site allocation for a Household Recycling Centre, south of Addenbrookes Access Road, Cambridge. The Inspector clarified that all the changes, including the one introduced by himself, do not alter the thrust of the overall strategy.
- 4.3 The recommendations in the Inspector's Report **are binding on the Councils**, unless the Council wishes to reject the entire DPD outright (and in which case, the preparation of the plan would start from scratch) i.e. in short, the Council can either choose to Adopt the DPD (incorporating the Inspector's changes) or not Adopt the DPD. It would be unlawful for the Council to make further changes and then adopt it.
- 4.4 The Non-Technical Summary extract of the Inspector's Report is provided below. There are two principal changes of direct relevance to Peterborough. These are summarised in bullet points 4 and 6 (and made bold for ease of reference):

Non-Technical Summary

This report concludes that the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals DPD provides an appropriate basis for the planning for minerals and waste for the Cambridgeshire and Peterborough area over the next 15 years. The Cambridgeshire County and Peterborough City Councils have sufficient evidence to support the Plan and can show that it has a reasonable chance of being delivered.

A number of changes are needed to meet legal and statutory requirements and to ensure that the DPD is sound. The principal changes can be summarised as follows:

- The deletion of the site allocation for a Household Recycling Centre, south of Addenbrookes Access Road, Cambridge (W1X).
- The reclassification of the borrowpit allocations related to the former A14 road improvements as areas of search.
- The identification of an area of search for landfill at Cottenham (M1A/W2B).
- **The removal of Scheduled Monuments from the Pode Hole and Eye / Thorney mineral allocation (M1F).**
- The reduction in size of the Dimmock's Cote, Wicken mineral allocation (M8B).
- **The reduction in size of the Dogsthorpe Former Brickworks waste allocation (W1I).**
- The reclassification of the Warboys Industrial Estate waste allocation (W1AE) as an area of search.
- Revisions to the Implementation and Monitoring framework.
- Consequential amendments and the correction of factual errors and inconsistencies between elements of the Plan.

Most of the changes recommended in this report are based on proposals put forward by the Councils in response to points raised and suggestions discussed during the Examination. The exception relates to the deletion of allocation W1X. The changes do not alter the thrust of the overall strategy.

- 4.5 Of the two changes of direct relevance to Peterborough, officers are content with these changes and were supportive of them as part of the Examination process. Neither of them affects the thrust of the strategy for Peterborough, and there is no reason why the DPD should not be adopted by Council as a result of those changes recommended by the Inspector.

5. CONSULTATION

- 5.1 Extensive consultation, over many years, with the public and a wide variety of other stakeholders has taken place. Emerging drafts have also been considered by various Committee, Scrutiny, Cabinet and Council meetings. The Inspector agreed that we had undertaken appropriate consultation in accordance with the plan making regulations.

6. REASONS FOR RECOMMENDATIONS

- 6.1 As outlined in this report, Council only has two options available to it; either approve the Site Specific Proposals DPD for adoption, or not approve it for adoption. The former is recommended, and in adopting it, Peterborough will have a clear and robust policy document to support the implementation and delivery of the Minerals and Waste Core Strategy's vision, objectives and key planning policies.

7. ALTERNATIVE OPTIONS CONSIDERED

- 7.1 The option of not approving the plan for adoption is not recommended, because in so doing the Council:
- would have no specific site location guidance for future mineral extraction to support the delivery Peterborough's growth agenda;
 - would have no specific site location guidance for the provision of a range of sustainable waste management infrastructure (for municipal, commercial / industrial, agricultural and waste water waste streams) to support Peterborough's existing and future communities; and
 - will be at considerable risk of having to determine minerals and waste planning proposals using outdated strategies and policies; which in turn could lead to poorly planned growth, and insufficient provision of infrastructure due to uncoordinated planning.

8. IMPLICATIONS

- 8.1 The Minerals and Waste Site Specific Proposals DPD will have implications for all sectors of society and all wards and parishes in Peterborough. The process of sustainability appraisal, based on social, economic and environmental criteria, ensures that all potential implications are taken into account in a systematic way.
- 8.2 **Financial Implications:** The EU Waste Framework Directive requires all waste planning authorities to have in place waste management plans, and for those plans to contain specific information. In comparison with many other Authorities, Peterborough City Council and Cambridgeshire County Council have made good and continued progress on their Minerals and Waste Plan. The adoption of Site Specific Proposals DPD early in 2012 will mean that the Council will have a directive compliant Plan in place, and thereby avoid any potential pecuniary penalty relating to non-compliance.
- 8.3 There are no immediate financial implications flowing from the adoption of the Minerals and Waste Site Specific Proposals DPD. The detailed financial implications of the growth agenda that the Strategy supports will be assessed as individual schemes develop, and, where appropriate, these will be incorporated into the Council's Capital and Revenue financial planning processes.
- 8.4 **Legal Implications:** On adoption, the Council must consider all relevant planning applications against the policies in the Minerals and Waste Core Strategy and Site Specific Proposals DPDs.

Appendices

Appendix 1 - Inspector's Report of Examination – Includes Inspector's Report Appendix C

Appendix 2 - Inspector's Report Appendix A – Schedule of Significant Changes

Appendix 3 - Inspector's Report Appendix B – Schedule of Minor Changes

Appendix 4 - Minerals and Waste Site Specific Proposals DPD incorporating all of the recommendations made by the Inspector

Appendix 5 - Proposals Map Parts A&B - Mineral Allocations/Designations and Transport Zones; and Waste Allocations/Designations.