



GOVERNMENT OFFICE  
FOR THE SOUTH WEST

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Our reference: SW/THM/  
Your reference:

18 September 2007

Dear Mr Phillips

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE  
PLANNING AND COMPULSORY PURCHASE ACT 2004  
POLICIES CONTAINED IN THE GLOUCESTERSHIRE MINERALS LOCAL  
PLAN 2003**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the  
Secretary of State

Thoss Shearer  
Deputy Regional Director  
Regional Strategies, Housing and Planning  
Government Office South West





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SCHEDULE

POLICIES CONTAINED IN GLOUCESTERSHIRE MINERALS LOCAL

PLAN 1997 - 2006

Policy No.	Name
E2	Areas of Outstanding Natural Beauty
E4	Nationally important archaeological remains
E6	Registered historic parks/gardens and battlefields
E8	Regional and local designations
E9	Green Belt
E10	Biodiversity
E11	Water Environment - Pollution control
E13	Buffer zones for river corridors
E14	Impact on sensitive land-uses
E15	Settlement Protection Boundaries
E16	Social and Economic Well-being
E17	Public Rights of Way
E18	Opportunities for Access
E19	Transport Appraisal
E20	Highway suitability, site access and amenity
NE1	Building Stone
NE2	Clay
EM1	Open cast coal extraction
EM2	Underground Coal Extraction
EM3	Disposal of Colliery Spoil
EM4	Landscape impact of colliery spoil heaps
EM5	Re-working of colliery spoil heaps
R1	Restoration Scheme
R2	After-Use
R3	Progressive Restoration
R4	Reclamation of worked out mineral sites
DC1	Pollution Control
DC2	Ancillary Mineral Development
DC3	Importation of Materials
DC4	Aerodrome Safeguarding

DC5	Planning Obligations
DC6	Planning Obligations for Spine Road
DC7	Borrow Pits
A1	Aggregate Apportionment
A2	Land bank
A3	Working in preferred areas
A4	Working outside of preferred areas
A5	Crushed rock preferred areas (FoD)
A6	Crushed rock preferred areas (C'wolds)
A7	Sand and Gravel preferred areas
Ch. 10	Inset maps and proposals



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Dear Mr Phillips

I am writing with reference to your application of 28 March 2007 for a direction under paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 in respect of policies in the Gloucestershire Minerals Local Plan 2003.

The Secretary of State's Direction is attached. Those policies not listed in the Direction will expire on 27<sup>th</sup> September 2007.

The Secretary of State's assessment of whether saved policies should be extended is based upon the criteria set out in Planning Policy Statement 12 and the Department for Communities and Local Government Protocol on saving policies. The Secretary of State's decisions concern some policies where there have been representations from a third party expressing views that differ from those of your authority. Also, her decisions in respect of some policies have the effect of saving policies that your authority requested should not be extended. For clarity, where the Secretary of State's decisions differ from the views of your authority those reasons are set out in the table at the end of this letter.

The extension of saved policies listed in this Direction does not indicate that the Secretary of State would endorse these policies if presented to her as new policy. It is intended to ensure continuity in

the plan-led system and a stable planning framework locally, and in particular, a continual supply of land for development.

Local planning authorities should not suppose that a regulatory local plan style approach will be supported in forthcoming Development Plan Documents. LPAs should adopt a positive spatial strategy led approach to DPD preparation and not seek to reintroduce the numerous policies of many local plans.

The exercise of extending saved policies is not an opportunity to delay DPD preparation. LPAs should make good progress with local development frameworks according to the timetables in their local development schemes. Policies have been extended in the expectation that they will be replaced promptly and by fewer policies in DPDs. Maximum use should be made of national and regional policy especially given the advanced position of many regional spatial strategies and the development plan status of the Regional Spatial Strategy/Spatial Development Strategy.

Following 27 September 2007 the extended policies should be read in context. Where policies were adopted some time ago, it is likely that material considerations, in particular the emergence of new national and regional policy and also new evidence, will be afforded considerable weight in decisions. In particular, we would draw your attention to the importance of reflecting policy in Planning Policy Statement 3 *Housing* and Strategic Housing Land Availability Assessments in relevant decisions.

Policy Ref	Reason	Extended	Not Extended
E12	This policy is superseded by PPS25		Not extended
E5	Policy subject adequately addressed by national planning policy – no added local context		Not extended
E7	Policy subject adequately addressed by national planning policy - no added local context		Not extended

Please note that if you have any queries concerning the contents of this letter they should be directed to Tim McCombe, Senior Planning Manager, Gloucestershire and Wiltshire 0117 900 1859

[Tim.McCombe@gosw.gsi.gov.uk](mailto:Tim.McCombe@gosw.gsi.gov.uk).

Yours sincerely

*Thoss Shearer*

**Thoss Shearer  
Deputy Regional Director  
Regional Strategies, Housing and Planning**