

Issue 7 Topic Paper

Other Matters and Closing Remarks

*Any other miscellaneous,
procedural and outstanding
matters.*

Date: January 2012



1. Focused Changes

- 1.1 During the Regulation 28 process the Waste Planning Authority (WPA) received comments on the Publication WCS (CD1.1). The WPA's view was that there were no representations which raised fundamental issues of soundness. However the WPA considered that there were some changes that could be made to improve the reading of the plan and in some cases this seemed a fair concession to the comments made by some respondents. As a result the WPA produced and consulted on a schedule of Focused Changes (CD1.3) to the Publication WCS (CD1.1) as per Regulation 27. It is considered that the Focused Changes (CD1.3) is an addendum to the Publication WCS (CD1.1) and to be considered by the Inspector as part of the examination process. As the focussed changes have been consulted on as per the Regulations the WPA do not consider they will be required to undergo further consultation post the examination.
- 1.2 However there is one Focused Change which may not be required and the WPA want to withdraw it or modify it subject to discussion through the examination process. This is FC26 which clarified the situation in regards to the planning status of Wingmoor Farm East. However since the Focused Changes were consulted on the recent planning application at Wingmoor Farm East has been granted.
- 1.3 There is an additional Focused Change which has come about as a result of the Focused Change consultation, this has been referred to in correspondence and documents as Focused Change 44 (CD1.11 paragraphs 4.57-4.63). This Focussed Change relates to a reduction in the site area of Javelin Park, due to owners of part of the site not wanting it to be allocated within the WCS. This change has come about in response to the Focused Change consultation and therefore has not gone through the consultation process as a proposal. Therefore it will need to be considered through the examination process and if considered appropriate go to post hearing consultation along with the other proposed hearing changes.

2. Minor Editorial Changes

- 2.1 As part of the submission package of the WCS the Council submitted a 'Schedule of Proposed Minor Editorial Changes' (CD1.4). These minor editorial changes have not been subject to public consultation because they do not directly affect the context or content of the WCS, they simply ensure it is up to date and, factually and typographically correct.
- 2.2 Through the recent production of the Topic Papers for the Examination the following minor editorial changes have been identified which had not been included within the submitted Schedule of Proposed Minor Editorial Changes (CD1.4), these are:

- Gloucestershire has a population of ~~582,000~~ 597,000 making it the 27th largest county in England.

2.3 CD1.4 with any potential updates can be consulted on as part of the post hearing consultation process if considered appropriate by the Inspector.

3. Schedule of changes to the WCS

3.1 Through the production of the Topic Papers the Council have identified a number of changes that maybe required to the WCS. These have not been consulted on and will possibly be added to or amended to through the examination process. The potential changes subject to the Inspector are:

Change Number	Para/page/policy of WCS (CD1.1)	Proposed Change
1	FC44(CD1.11)/INSET MAP 3 and Para 4.97	The site boundary needs to be amended to include only the land owned by the WDA. This is following representations from the owners of the remaining land who do not want their land to allocated in the WCS. Subsequent changes as outlined in CD1.11 would be required to paragraph 4.97 and the site schedule to Inset Map 3.
2	GLOSSARY	Paragraph 2.2 of Topic Paper 2 suggests the inclusion of the Waste Hierarchy definitions from the Waste Framework Directive within the glossary.
3	Para 4.129	To be added at the end of the paragraph. <i>'This position will require monitoring and is likely to require further consideration through a review of the WCS or preparation of a separate development plan document potentially starting in 2017/2018. The DPD would include specific details as to suitable locations for landfill sites; this would either be in the form of areas of search and/or specific sites. To get to that stage detailed assessment of suitable geology, aquifers and source protection zones would have to be considered. This follows Environment Agency Landfill Directive Regulatory Guidance Note 3 (Version 4.0, December 2002) Groundwater Protection: Locational aspects of landfills in planning consultation responses and permitting decisions) on landfill design and construction which excludes non-hazardous landfills on or in a major aquifer. Other planning issues such</i>

		<i>as transport, flood risk, amenity and proximity to sensitive receptors would also need to be taken into consideration.'</i>
4	Potential new policy	<p><i>Core Policy WCSxx – Landfill</i></p> <p><i>Proposals for new landfill developments or extensions to existing landfill sites will only be permitted where it can be demonstrated that:</i></p> <ol style="list-style-type: none"> <i>1. The waste cannot be managed further up the waste hierarchy through reuse, recycling and recovery; and</i> <i>2. The proposed landfill would involve the minimum amount of waste necessary to deliver the County's needs and to enable;</i> <ol style="list-style-type: none"> <i>i. restoration of current or former minerals sites (subject to technical suitability of the site); or</i> <i>ii. a demonstrable improvement in the quality of the land; or</i> <i>iii. facilitating an appropriate after use; or</i> <i>iv. the engineering or other operations.</i> <i>3. The proposed development would not compromise the permitted restoration of mineral sites or existing landfill sites by the diversion of significant amounts of material; and</i> <i>4. The site does not fall into the following designations – major aquifers, source protection zones, European Sites of Nature Conservation (and the appropriate buffers).</i> <i>5. Any proposal for new or extended landfill will need to demonstrate that it is principally for Gloucestershire's waste disposal needs.</i>
5	Policy WCS4	<i>To be inserted in to the policy 'Planning permission for waste facilities will only be granted within the outline boundaries of the site allocations as denoted in Appendix 5, where it can be demonstrated that the requirements of the Key Development Criteria have been met.'</i>
6	Policy WCS10	Removal of the first bullet point.