

## CABINET ITEM COVERING SHEET PROFORMA

**AGENDA ITEM**

**REPORT TO CABINET**

**12 APRIL 2007**

**REPORT OF CORPORATE  
MANAGEMENT TEAM**

### **KEY DECISION/CABINET DECISION/COUNCIL DECISION**

**Regeneration and Transport –Lead Cabinet Member – Councillor Cook.**

**LOCAL DEVELOPMENT FRAMEWORK: TEES VALLEY JOINT MINERALS AND WASTE DEVELOPMENT PLAN DEVELOPMENT PLAN DOCUMENTS – KEY ISSUES AND ALTERNATIVE OPTIONS DOCUMENTS.**

#### Summary

1. This report updates members on progress on the production of the Joint Minerals and Waste Development Plan Documents (DPDs) and seeks endorsement of the Issues and Options Report and Sustainability Scoping Report for public consultation. Copies of the documents are attached for information purposes.

#### Recommendations

2. Members are recommended to: -
  - i) Endorse the Production of Minerals and Waste Development Plan Documents for the Tees Valley Issues and Options Report and the Sustainability Appraisal of Waste and Minerals Development Plan Scoping Report for public consultation.
3. Reasons for the Recommendations/Decision(s)

#### Members Interests

Members (including co-opted members with voting rights) should consider whether they have a personal interest in the item as defined in the Council's code of conduct (paragraph 8) and, if so, declare the existence and nature of that interest in accordance with paragraph 9 of the code.

Where a Member regards him/herself as having a personal interest in the item, he/she must then consider whether that interest is one which a member of the public, with knowledge of the relevant facts, would reasonably regard as so significant that it is likely to prejudice the Member's judgement of the public interest (paragraph 10 of the code of conduct).

A Member with a prejudicial interest in any matter must withdraw from the room where the meeting is being held, whilst the matter is being considered; not exercise executive functions in relation to the matter and not seek improperly to influence the decision about the matter (paragraph 12 of the Code).

**Further to the above, it should be noted that any Member attending a meeting of Cabinet, Select Committee etc.; whether or not they are a member of the Cabinet or**

**Select Committee concerned, must declare any personal interest which they have in the business being considered at the meeting, and if their interest is prejudicial, they must also leave the meeting room during consideration of the relevant item.**

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DEVELOPMENT PLAN DEVELOPMENT PLAN DOCUMENTS – KEY ISSUES AND  
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**SUMMARY**

This report updates members on progress on the production of the Joint Minerals and Waste Development Plan Documents (DPDs) and seeks endorsement of the Issues and Options Report and Sustainability Scoping Report for public consultation. The documents are attached for information purposes.

**RECOMMENDATIONS**

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- i) Endorse the Production of Minerals and Waste Development Plan Documents for the Tees Valley Issues and Options Report and the Sustainability Appraisal of Waste and Minerals Development Plan Scoping Report for public consultation.

**DETAIL**

1. Members will recall that the Tees Valley Joint Strategy Unit is preparing Joint Minerals and Waste Development Plan Document on behalf of the Tees Valley Local Planning authorities. In setting up the joint working arrangements, it was agreed that each authority would endorse any draft consultation reports.
2. The Minerals and Waste DPDs will eventually replace the minerals and waste policies in the adopted Tees Valley Structure Plan. The DPDs will comprise:
  - Joint Minerals and Waste Core Strategy DPD that will set out the overall strategy and generic development control policies for minerals and waste.
  - Joint Minerals and waste Site Allocations DPD. This will identify specific sites for future development and will contain detailed policies for assessing planning applications.
4. The Key Issues and Alternative Options Report is a statutory requirement and it is intended to publish it for a six-week period of public consultation (21<sup>st</sup> May – 30<sup>th</sup> June).
5. The overall vision for minerals and waste planning in the Tees Valley is:

“In 2021, the Tees Valley will be a sub-region where

  - Minerals are used, managed and extracted in a sustainable manner, which drives minerals up the minerals hierarchy; and

- Where human health and the environment is protected by reducing the amount of waste produced and by using waste as a resource, in accordance with the waste hierarchy.

Minerals and waste related development will contribute to the Tees Valley being a place where present and future generations have a high quality of life and where all members of the community have the opportunity to realise their full potential through the provision of a vibrant economy, a safe and healthy environment and dynamic educational and cultural resources.”

6. Six strategic objectives are identified;
  - To make provision for an adequate and steady supply of minerals needed by society, while aiming for reduction in the requirement for primary extraction,
  - To safeguard minerals resources from unnecessary sterilisation;
  - To drive the management of waste in all waste streams up the waste hierarchy, towards the minimisation of waste production;
  - To reduce the impacts of climate change and to protect and enhance the environment, amenity and human health;
  - To promote the use of sustainable transport;
  - To provide sufficient waste management facilities in a timely and sustainable manner, in order for all waste to be managed as near as possible to its source.
7. The following key issues and options are identified;
  - Are current mineral workings sufficient to meet supply during the period to 2021 or do further mineral working sites need to be identified or safeguarded,
  - Should the potash mine expand surface workings into East Cleveland or transport all minerals to Teesside from the existing mine-head at Boulby,
  - Should the development control policies be limited in scope and leave regulation to other agencies or be fully detailed and comprehensive,
  - Should greater weight be given to the positive or negative impacts of new development when proposals are assessed,
  - Should sustainable transport issues be addressed through the LDF/LTP process or specifically addressed in the DPDs,
  - Should new waste handling facilities in the Tees Valley be clustered together or widely dispersed,
  - Should the allocation of sites be flexible and open ended to deal with changing circumstances or focused to give more certainty but requiring regular amendment,
  - Should the allocation of sites focus on existing sites in the Tees Valley or look to provide new sites in order for all waste to be managed as near as possible to its source.
8. The report invites interested parties to submit sites for possible consideration for mineral working and waste resource handling.

## **THE NEXT STEPS**

9. Following the consultation period, all comments received and submitted sites will be assessed and the preferred options and sites will be incorporated in the Preferred Options Report which will be published for consultation in February 2008.

## **FINANCIAL AND LEGAL IMPLICATIONS**

### **Financial**

10. Any financial implications from this report will be accommodated within normal budgetary provisions.

## **Legal**

11. The Planning and Compulsory Purchase Act 2004 requires local planning authorities to produce Local Development Frameworks, which will consist of a portfolio of local development documents (LDDs) setting out the spatial planning policy for a defined area. LDDs may be produced on an area or subject base and joint working, on issues such as minerals and waste, which frequently involves strategic issues that cut across local authority boundaries, is particularly encouraged under the new system. All spatial planning documents must be subject to a sustainability appraisal.

## **RISK ASSESSMENT**

12. "This report on the Revised Local Development Scheme is categorised as low to medium risk. Existing management systems and daily routine activities are sufficient to control and reduce risk."

## **COMMUNITY STRATEGY IMPLICATIONS**

### **Environment**

13. These documents will lead to the development of sustainable planning policies for the production of minerals and the handling of waste and will seek to protect and enhance the quality of the Borough's environment.

### **Economic Regeneration**

14. The documents identified for preparation will contain policies that support the economic regeneration of the Borough in relation to minerals and waste development.

## **CONSULTATION INCLUDING WARD/COUNCILLORS**

N/A

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### Background Papers:

The Planning and Compulsory Purchase Act 2004

Minerals Policy Statement 1: Planning and Minerals

Planning Policy Statement 10: Planning for Sustainable Waste Management.

Planning Policy Statement 12: Local Development Frameworks

Ward(s) and Ward Councillors :N/A

Property N/A