

**Consultation Response from Mike Hibbert,
KC Waste Strategy(Refuse & Recycling)**

2024/92723 Old Hall Stables, Timothy Lane, Upper Batley, Batley, WF17 0BA

**Change of use and erection of extensions and alterations to convert stables to keeper/grooms
quarter accommodation**

Date Responded: 09/10/2024.

Responding Officer: Mike Hibbert

Responding Ref: WPN 24-038

NOTES/COMMENTS:

The following comments are made without prejudice and purely from the point of view of the Waste Collection Authority.

To meet the operational requirements of the Authority the following issues need to be addressed. Solving these will help create an environment that functions safely and efficiently for waste management; and reduce the negative impacts of bin blight on the neighbourhood. This will also enable the proposal to better meet the policy requirements of LP24 part d (vi), LP43 and the Kirklees Highway Design Guide SPD in respect of refuse collection. Ultimately this will be to the benefit both residents and the Authority for the life of the development.

The proposal is for the conversion of part of the existing stable block to on-site living accommodation.

In the section of the application form relating to waste collection and recycling it is stated that the intention is to use "existing private waste collection services"

Section 45 (1)(a) of the Environmental Protection Act 1990 imposes a duty on the Waste Collection Authority to arrange for the collection of household waste in its area. Regardless of whether the applicant currently uses a private sector contractor, the WCA would wish to ensure there is sufficient waste storage capacity on site, appropriate access and efficient waste collection can be achieved so if collection defaults to the WCA household waste generated on site can be efficiently collected.

Waste arisings from the stables that are legally defined as industrial waste. The Waste Collection Authority does not have a legal Duty to collect Industrial wastes unless requested to do so. Any producer of controlled waste must ensure compliance with Section 34 Duty of Care etc. Evidence of a waste collection contract and Controlled Waste Transfer Notes (CWTN's) must be available if requested.

Waste storage and presentation:

The following comments relate only to Household waste.

- Space will be required for 3 x 180ltrs or 240ltr bins, 1x Residual, 1x Recycling and space to accommodate a third bin upon implementation of Simpler Recycling legislation.

- Guidance indicates the storage footprint for a 240ltrs wheeliebin is 940mm x 780mm with enough room to allow removal of the bin from the storage location. The floor plan for storage must be large enough to accommodate 3 x240ltrs bins.
- Wheeliebins could be stored close to the dwelling and dragged to a presentation point for collection or alternatively a bin store could be located adjacent to the access gate off Timothy Lane.
- The WCA will not take a Refuse Collection Vehicle onto private drives. The layout plan must show the location of the bin storage and a Bin Collection Point (BCP) for presentation of wheeliebins within the curtilage and adjacent to the highway.

Refuse Collection Vehicle access:

The Authority defers to Highways colleagues for technical analysis of the road layout and swept paths in respect of RCV access but offers the following observations in this regard.

- The WCA currently collects waste from existing properties on Timothy Lane that is an adopted highway.

Full detailed guidance on waste management requirements can be found in in the [Kirklees Waste Management Design Guide 2020](#) (available on the Planning advice notes page at: <https://www.kirklees.gov.uk/beta/planning-applications/guidance-and-advice-notes.aspx>)

Waste policy context:

- Local Plan Policy LP24 (part d.vi) and National Planning Policy for Waste (para 8) by –“incorporating adequate facilities to allow occupiers to separate and store waste for recycling and recovery that are well designed and visually unobtrusive and allows for the convenient collection of waste”
- Local Plan Policy LP43 Waste Management Hierarchy “The council will encourage and support the minimisation of waste production and support the re-use and recovery of waste materials including, for example, recycling, composting and Energy from Waste recovery”.
- Local plan Policy LP15 – residential use in town centres part h: provision of refuse storage and collection.
- Scheme design should conform to Building for a Healthy Life (2020); Building Regulations 2010 Part H6; and British Standard 5906:2005 Waste Management in Buildings Code of Practice.

Further advice on Highway matters is contained in the [Kirklees Highway Design Guide SPD](#) which can be found at <https://www.kirklees.gov.uk/beta/planning-policy/adopted-supplementary-planning-documents.aspx>

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