

**Kirklees Local Plan**  
**Minerals and Waste sections**  
**Matters, Issues and Questions**  
**28 September 2017**

The Statements for Matter 9-14 should be submitted to the Programme Officer on or before midday on Friday 27<sup>th</sup> October and this includes both the hard copies and the electronic versions. I do not accept the submissions as received until I have hard copies.

**You are only entitled to be heard at a session if you previously made comments on this topic when the submission Local Plan was published, and you were seeking a change to the Plan**

I require **3 copies of EACH MATTER**. Please do not combine them up as I will return them for you to separate.

**Please send them to Yvonne Parker, 2 Priory Court, Burnley, Lancashire, BB11 3RH**

I have had some feedback on who wishes to participate at Matters 9-13 from my letter sent out in August 2017 where I asked for confirmation by 7<sup>th</sup> September. However, I don't think that everyone has confirmed their participation. Therefore if you are not on the list which is attached to the end of this note please contact me immediately but **NO LATER THAN** Wednesday 4<sup>th</sup> October or you could lose your opportunity to participate at the Hearings.

**Could you please advise me as soon as possible if you no longer wish to participate at any of these Hearings?**

Many thanks

Yvonne Parker  
Programme Officer

**Kirklees Local Plan**  
**Minerals and Waste sections**  
**Matters, Issues and Questions**

**Introduction**

In answering these questions the Council should consider whether it might be necessary to advance any further potential main modifications to the submitted plan.

**Matter 9: INTRODUCTORY MATTERS AND MINERALS REQUIREMENTS**

**Coverage and Approach**

**Issue: Whether the minerals and waste section of the Plan has covered all the necessary matters set out in national policy guidance**

**Questions**

a) The Plan covers the period to 2031. Assuming the plan was to be adopted in 2018, that would give it less than the preferred lifespan of 15-years plan period. It would also be less than the landbanks for some minerals and the investment required to support their continued use. What proposals are there for the review of the Plan and triggers for it? Is there a need for a modification with the timescale for any review to be set out?

b) Does the plan cover everything necessary for minerals and waste set out in the National Planning Policy Framework (NPPF), Planning Policy Guidance (PPG) and National Planning Policy for Waste (NPPW)?

**Vision and strategic objectives**

**Issue: Whether policies for minerals and waste meet the strategic objectives elsewhere in the plan**

**Questions**

a) Should the Vision specifically mention minerals?

b) Objective 10: Should it acknowledge the need for a "steady and adequate supply" for all minerals to reflect the NPPF and PPG?

## **Minerals requirements**

### **Issue: Whether the Plan makes adequate provision for the steady and adequate supply of minerals?**

#### **Questions**

- a) Should the need for a steady and adequate supply for all minerals be mentioned in policy PLP36? How do the regional landbanks work in terms of minerals development in Kirklees? Given that the apportionment was based on 1997-2001 guidelines, what level of confidence is there that the current apportionment is still appropriate?
- b) Justify the 25% uplift to the sales figures in the calculation of the 10 years sales figure for aggregates. How has this been informed by the 3 year sales and other relevant local information, including economic predictions nationally and locally?
- c) How far can crushed rock supplies substitute for sand and gravel in terms of quality aggregates in this locality? Are the only sources of crushed rock the by-products of the flagstone quarrying? Will imports of aggregates continue to be relied upon to ensure security and quality of supply?
- d) Clay and shale – explain how the clay types for the blends needed for pipe-making will continue for the Plan period and explain how the proposed 25 year landbank will be met through the Plan period.

## **MATTER 10: POLICIES FOR MINERALS**

### **Issue: Whether the minerals policies provide sufficient guidance to ensure the necessary minerals supply over the Plan period in accordance with the principles of sustainable development?**

#### **Questions**

- a) Policy PLP36. Explain how the outcomes of the Sustainability Appraisal (SA) reflect the principles of sustainable development, including climate change and sustainable transport, in managing mineral development.
- b) Policy PLP36. Which stone types would be needed for heritage repair and specialist work? How have sources of these materials been protected?
- c) Policy PLP36. How will associated development be managed on minerals sites, especially in Green Belt areas?

- d) Policy PLP37. To what extent is the Best and Most Versatile Agricultural land important in the local area and how will it be protected and /or provision made for its restoration, as required by NPPF?
- e) Policy PLP37. To what extent is it intended to use inert waste for minerals restoration purposes? How does the plan ensure that any inert waste used in restoration will be managed in accordance with the waste hierarchy?
- f) Policy PLP38. Are all economically significant minerals safeguarded as well as those that have a prospect of becoming so in the future?
- g) Policy PLP38. Do Mineral Safeguarding Areas (MSAs) cover the whole mineral resource in accordance with BGS Guidance: Mineral Safeguarding in England: good practice advice. What development management protocols are in place to ensure that relevant minerals are safeguarded?
- h) Policy PLP39. How has the assessment of sites that “perform or have the potential to perform, a significant role in the efficient process and distribution of minerals” been identified?
- i) Policy PLP40. Justify the 100m distance used in this policy.
- j) Policy PLP41. Should “least sensitive areas” in section a) be defined in the text below it?
- k) Policy PLP41. How does this policy, along with Policy PLP42, reflect the guidance in the NPPF and PPG?

## **MATTER 11: MINERALS ALLOCATIONS**

### **Whether the provision in the Plan for allocated minerals sites is justified, effective and consistent with national policy and the policies of the Plan**

- a) Is the allocation of the minerals sites in the plan justified, effective and consistent with national policy? Explain the general site selection process for minerals sites and the influence that the SA has had on the selection of sites.
- b) Briefly, set out the reasoning for the allocation each of the following sites:

Mineral extraction sites – ME2568, ME1965a (new sites); ME2248c and ME2249 (previously mineral safeguarded areas in UDP) and ME2265.  
Note: existing sites with planning permission/ operational quarries will not be considered in isolation as part of the examination process but cumulative impacts will be taken into account.

Preferred areas – all 3 sites

Mineral areas of search – ME1965b, ME2248a, ME2259, ME2267a, ME2312a&b and ME2314.

If you are objecting to these allocations, please set out your reasons, briefly.

c) What are the cumulative impacts of the proposed allocations with existing operations in particular, in the Cumberworth and Crosland Moor areas?

d) Is the allocation of the following minerals infrastructure safeguarding sites in the plan justified, effective and consistent with national policy. Explain how the safeguarding of the relevant infrastructure can be integrated into plans to regenerate Dewsbury/ Ravensthorpe. Explain how the safeguarding of site MI3403 can be reconciled with the needs of Network Rail.

## **MATTER 12: WASTE CAPACITY**

**Issue: Whether the Plan makes sufficient provision to meet the capacity needs of the District over the Plan period, in accordance with strategic objectives elsewhere in the plan and national guidance**

a) Explain how the waste policies comply with NPPW and PPG? Also, is there any update on the regional waste position statement, dated February 2016, which seems to be a draft?

b) The Council has set the objective of seeking to become self-sufficient in managing waste generated within the District. How does the plan comply with this objective? How much and what types of waste will need to be treated outside the District? Have a sufficient number and range of sites been allocated to maximise the opportunity for operators to deal with an appropriate range of waste types within the District?

c) Give further justification for the preferred scenario (Growth 3 median recycling) and why it is the most appropriate for use in the Plan?

## **MATTER 13: WASTE POLICIES**

**Issue: Whether the waste policies provide sufficient guidance to ensure the management of waste over the Plan period in accordance with the principles of sustainable development?**

a) The allocation of the strategic waste management site W1 is targeted at the recycling of Local Authority Collected Waste. However, there is also a need for capacity for Commercial & Industrial waste recycling. Has sufficient capacity in terms of appropriate sites been included in the Plan for recycling in order to ensure the management of waste in accordance with the waste hierarchy?

b) Policy PLP44. Explain how the policy ensures that there are a broad range of locations which can provide new facilities for a variety of technologies?

c) Policy PLP46. The policy allows for the use of quarry sites if no other means of managing the waste is available. How much capacity is available externally to the District and is this likely to be able to fulfil the needs of the District for the Plan period? If sites are required within the District, should this policy contain criteria for their development?

d) Is the Council content that appropriate provision has been made for the management of all types of wastes arising, including the external management of specialist waste?

## **MATTER 14: WASTE ALLOCATIONS**

**Issue: Whether the provision in the Plan for allocated waste sites and their safeguarding is justified, effective and consistent with national policy and the policies of the Plan**

a) Is the allocation of the waste site in the plan justified, effective and consistent with national policy? Explain the general site selection process for waste sites and the influence that the SA has had on the selection of sites.

b) Site WS16, Clayton Hall Farm, has been allocated as a safeguarded waste site under policy PLP45 and comprises an Anaerobic Digestion Biogas facility. How does the allocation fit with the existing agricultural uses?

c) Sites WS27, WS33, WS34 and WS36 in the Dewsbury/ Ravensthorpe areas have been safeguarded in the Plan. Explain how the safeguarding of these sites can be integrated with the regeneration of areas in Dewsbury Riverside.

**MATTER 14A- Implementation and monitoring**

**Issue: Whether the implementation and monitoring arrangements for the minerals and waste sections of the Plan will be effective?**

- a) Is the approach to minerals and waste monitoring in the Plan practicable?
- b) Does the monitoring process for minerals and waste provide for co-operation and participation and are appropriate participants involved?
- c) Does the monitoring process for minerals and waste provide for flexibility? What contingency measures are in place in the event of non-delivery or lower delivery of new/ extended sites?
- d) Are suitable arrangements in place for reviews of the minerals and waste sections (either separately or as part of the wider plan) at appropriate times?

*E A Hill*

INSPECTOR

**Parties who have indicated they wish to participate at the Minerals and Waste Hearings**

**As of 28<sup>th</sup> September 2017**

<b>Ref</b>	<b>Name</b>		<b>Agent Organisation Details</b>	<b>Site or Paragraph Number</b>	<b>Strategy Hearing</b>
942768	Andrew Wood	CPRE		15.1	Matter 9 - Minerals – requirements
942768	Andrew Wood	CPRE		15.35	Matter 10 - Minerals policies
942768	Andrew Wood	CPRE		15.4	Matter 9 - Minerals – requirements
942768	Andrew Wood	CPRE		ME1965a	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME1965b	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2248a	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2248c	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2259	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2263	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2267a	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2312a	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2312b	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2314	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		ME2568	Matter 11 - Minerals sites
942768	Andrew Wood	CPRE		Policy PLP 37	Matter 10 - Minerals policies
942768	Andrew Wood	CPRE		Policy PLP 41	Matter 10 - Minerals



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Ref	Name		Agent Organisation Details	Site or Paragraph Number	Strategy Hearing
					policies
942768	Andrew Wood	CPRE		Policy PLP 42	Matter 10 - Minerals policies
943092	Mrs Dawn Smith			ME1965a	Matter 11 - Minerals sites
943608	Mr Robert Bamforth	Kirklees Community Action Network		15.3	Matter 9 - Minerals – requirements
943608	Mr Robert Bamforth	Kirklees Community Action Network		Policy PLP 36	Matter 10 - Minerals policies
943957	Mr Ian Smith	Regional Planner Historic England		ME1975	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2248a	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2259	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2267a	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2312a	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2314	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME2568	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		ME3324	Matter 11 - Minerals sites
943957	Mr Ian Smith	Regional Planner Historic England		Policy PLP 36	Matter 10 - Minerals policies
943957	Mr Ian Smith	Regional Planner Historic England		Policy PLP 38	Matter 10 - Minerals policies
943957	Mr Ian Smith	Regional Planner Historic England		Policy PLP 44	Matter 13 - Waste policies

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<b>Ref</b>	<b>Name</b>		<b>Agent Organisation Details</b>	<b>Site or Paragraph Number</b>	<b>Strategy Hearing</b>
944994	Susan Carter	Kirklees Bridleways Group and Arrow		ME2568	Matter 11 - Minerals sites
947700	Mr G Maxwell			ME1965a	Matter 11 - Minerals sites
947700	Mr G Maxwell			ME2243	Matter 11 - Minerals sites
947700	Mr G Maxwell			ME2263	Matter 11 - Minerals sites
947700	Mr G Maxwell			Policy PLP 36	Matter 10 - Minerals policies
947700	Mr G Maxwell			Policy PLP 38	Matter 10 - Minerals policies
947700	Mr G Maxwell			Policy PLP 40	Matter 10 - Minerals policies
947700	Mr G Maxwell			Policy PLP 42	Matter 10 - Minerals policies
951566	Simon Tucker	area planner canal & river trust		Policy PLP 39	Matter 10 - Minerals policies
960952	Jane Johnston			ME1965a	Matter 11 - Minerals sites
963361	Mrs Jacey Bedford			15.26	Matter 10 - Minerals policies
963361	Mrs Jacey Bedford			15.3	Matter 9 - Minerals – requirements
963361	Mrs Jacey Bedford			ME1965a	Matter 11 - Minerals sites
963361	Mrs Jacey Bedford			ME1965a	Matter 11 - Minerals sites
963361	Mrs Jacey Bedford			ME1965a	Matter 11 - Minerals sites
963361	Mrs Jacey			ME1965a	Matter 11 - Minerals

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As of 28<sup>th</sup> September 2017

Ref	Name		Agent Organisation Details	Site or Paragraph Number	Strategy Hearing
	Bedford				sites
963361	Mrs Jacey Bedford			ME2568	Matter 11 - Minerals sites
965142	Mr Mark Burrell			ME1965a	Matter 11 - Minerals sites
966177	Mrs Wendy Burrell			ME1965a	Matter 11 - Minerals sites
967442	BOLT	Secretary BOLT(ED)		ME1965a	Matter 11 - Minerals sites
967442	BOLT	Secretary BOLT(ED)		ME1965a	Matter 11 - Minerals sites
967442	BOLT	Secretary BOLT(ED)		ME1965a	Matter 11 - Minerals sites
967935	Mrs Joanne Alsop			ME1965a	Matter 11 - Minerals sites
968632	Mrs Dawn Gemmell	Clayton Hall Farm		WS16	Matter 14 - Waste sites
972220		Miller Homes	Spawforth Associates	MI3398	Matter 11 - Minerals sites
972220		Miller Homes	Spawforth Associates	MI3399	Matter 11 - Minerals sites
972220		Miller Homes	Spawforth Associates	MI3404	Matter 11 - Minerals sites
972220		Miller Homes	Spawforth Associates	Policy PLP 39	Matter 10 - Minerals policies
972220		Miller Homes	Spawforth Associates	Policy PLP 40	Matter 10 - Minerals policies
972220		Miller Homes	Spawforth Associates	Policy PLP 45	Matter 13 - Waste policies
972220		Miller Homes	Spawforth Associates	WS27	Matter 14 - Waste sites

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**As of 28<sup>th</sup> September 2017**

<b>Ref</b>	<b>Name</b>		<b>Agent Organisation Details</b>	<b>Site or Paragraph Number</b>	<b>Strategy Hearing</b>
972220		Miller Homes	Spawforth Associates	WS33	Matter 14 - Waste sites
972220		Miller Homes	Spawforth Associates	WS33	Matter 14 - Waste sites
972220		Miller Homes	Spawforth Associates	WS34	Matter 14 - Waste sites
972220		Miller Homes	Spawforth Associates	WS36	Matter 14 - Waste sites
972220		Miller Homes	Spawforth Associates	WS36	Matter 14 - Waste sites
975281	Ben Jones			ME2248a	Matter 11 - Minerals sites
975281	Ben Jones			ME2248b	Matter 11 - Minerals sites
975281	Ben Jones			ME2248c	Matter 11 - Minerals sites
975281	Ben Jones			ME2314	Matter 11 - Minerals sites
978257	Cllr Michael Watson			ME1965a	Matter 11 - Minerals sites
978257	Cllr Michael Watson			WS16	Matter 14 - Waste sites
978506	Cllr Nigel Patrick			ME1965a	Matter 11 - Minerals sites
978569	Tony Rivero	Network Rail		15.28	Matter 10 - Minerals policies
978569	Tony Rivero	Network Rail		MI3403	Matter 11 - Minerals sites
1038490	Ms Lisa Scarlett			ME1965a	Matter 11 - Minerals sites
1043304	Mrs Rita Maxwell			ME1965a	Matter 11 - Minerals sites
1045404	Mrs Julie Maxwell			ME1965a	Matter 11 - Minerals sites

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1049357	Mr Alwyn Van Haazel			ME1965a	Matter 11 - Minerals sites
1050078	Mr Jason Alsop	Manager Precision Pest Management	Manager Precision Pest Management	ME1965a	Matter 11 - Minerals sites
1058012	Miss Anna Hay			ME2568	Matter 11 - Minerals sites