

East Sussex Minerals & Waste Development Scheme

Revised July 2011

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Introduction

This Minerals and Waste Development Scheme sets out the Waste and Minerals Development Plan Documents East Sussex County Council proposes to prepare, and the existing plans it intends to save, over the next three years. In accordance with the Government's new planning system, the County Council gradually intends to replace its Minerals and Waste Local Plans with Development Plan Documents (DPDs). These Development Plan Documents will have a similar function to the existing Local Plans, but will be more 'spatial' in that they will relate to all land use matters, and take into account other plans and strategies for the area. These Development Plan Documents will be contained within a folder known as the Waste and Minerals Development Framework (WMDF). This Framework will also contain other relevant documents, such as the adopted Statement of Community Involvement (SCI)¹. The new planning system also contains provisions to 'save' some existing policies and both local plans have been saved.

The Council intends to produce the following three main DPDs:

- Waste and Minerals Core Strategy
- Minerals Sites DPD
- Waste Sites DPD

¹ The Statement of Community Involvement sets out how the Council intends to involve the public and stakeholders in the preparation of its DPDs.

Schedule of Proposed Development Documents

Document Title	Brief Description	Consultation on preferred strategy	Publication of Proposed Submission Document	Date for Submission to SofS	Public Examination Period	Proposed Date for Adoption
Waste and Minerals Core Strategy	Sets out the vision, objectives and strategy for sustainable waste development and minerals production in the area, and will provide the policy framework for development control.	October 2009 – January 2010	February 2012	June 2012	October 2012	January 2013
Minerals Sites Development Plan Document	Sets out the existing sites and commitments and any new site allocations for minerals development not covered in the Core Strategy	TBC	TBC	TBC	TBC	TBC
Minerals Sites Proposals Map	Shows on a geographical basis the application of the policies in the Minerals Sites Development Plan Document	TBC	TBC	TBC	TBC	TBC
Waste Sites Development Plan Document	Sets out the existing sites and commitments and any new site allocations for waste development not covered in the Core Strategy	TBC	TBC	TBC	TBC	TBC
Waste Sites Proposals Map	Shows on a geographical basis the application of the policies in the Waste Sites Development Plan Document	TBC	TBC	TBC	TBC	TBC
Statement of Community Involvement (Refresh)	The Statement of Community Involvement sets out how the Council intends to involve the public and stakeholders in the preparation of its DPDs	November – December 2012	N/A	N/A	N/A	February 2012

Saved Plans

The Government has agreed to save all the policies contained within the East Sussex and Brighton & Hove Minerals Local Plan 1999 until replaced by Development Plan Documents (DPD) as part of the [Waste & Minerals Development Framework \(WMDF\)](#). It is intended that the Waste and Minerals Core Strategy and Minerals Sites Development Plan Document will cover all of the policy areas currently covered by the Minerals Local Plan.

The East Sussex and Brighton & Hove Waste Local Plan is also saved from 2006.

Whilst existing Supplementary Planning Guidance cannot in itself be saved, where it follows from a saved policy in one of the above plans, it will remain a material planning consideration in the determination of planning applications. This applies to the SPGs listed on page 11 of this Scheme.

Waste and Minerals Core Strategy

The Waste and Minerals Core Strategy, which is a Development Plan Document, will set out the how the East Sussex County, Brighton & Hove City Councils and the South Downs National Park Authority propose that waste should be managed and minerals produced within their spatial context up to at least 2026, taking into account any particular environmental, demographic, and economic characteristics. The Core Strategy is intended to ensure that waste is managed and minerals are produced in ways which are sustainable. It is also required to give guidance on strategic locations for key waste facilities and mineral extraction areas. More specifically, the Core Strategy will consider the promotion and protection of the environment and the economy of East Sussex as well as the well-being of its citizens and will include policies to this effect.

Minerals Sites Development Plan Document

The Minerals Sites Development Plan Document will replace the current Minerals Local Plan sites policies. It will be a spatial plan allocating relevant sites.

This Development Plan Document will be produced jointly by the East Sussex County, Brighton & Hove City Councils and the South Downs National Park Authority. The proposed profile for the Minerals Sites Development Plan Document is set out in Appendix A.

Minerals Sites Proposals Map

The Adopted Proposals Map will be produced in conjunction with the Minerals Sites Development Plan Document. It will show all the areas of protection, such as the National Park boundaries, Areas of Outstanding Natural Beauty, and Sites of Special Scientific Interest. It will identify all the safeguarding areas, minerals consultation areas and sites allocated for development in the Minerals Sites Development Plan Document. It will need to be updated in conjunction with any review of the Minerals Sites Development Plan Document in the East Sussex Waste and Minerals Development Framework. The Minerals Proposals Map will include the administrative area of East Sussex and will be incorporated into Local Development Frameworks Proposals Maps produced by the Borough / District Councils.

Statement of Community Involvement

The SCI is a statement of the County Council's policy for involving interested parties in preparing and revising Minerals and Waste Development Documents and for consulting on major planning applications. It is intended to review and update the SCI in 2011/12.

Waste Sites Development Plan Document

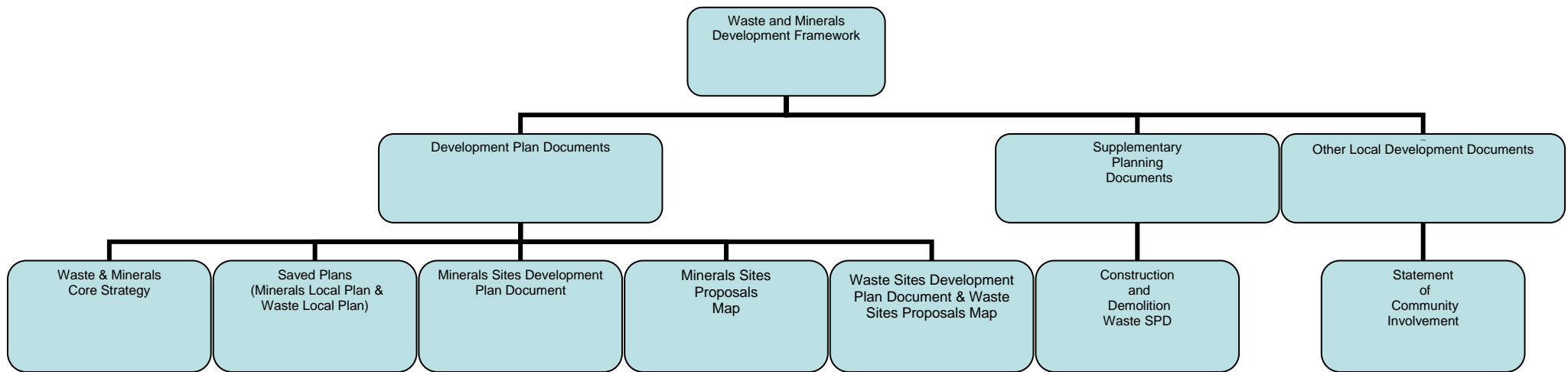
The Waste Sites DPD will replace the current Waste Local Plan sites policies. It will set out existing waste sites and commitments as well as any new site allocations for waste treatment, handling and final disposal not covered by the Core Strategy.

This DPD will be produced jointly by the East Sussex County, Brighton & Hove City Councils and the South Downs National Park Authority. The proposed profile for the Waste Sites Development Plan Document is set out in Appendix A.

Waste Sites Proposals Map

The Adopted Waste Proposals Map will be produced in conjunction with the Waste Sites Development Plan Document. It will show all the areas of protection, such as the National Park boundaries, Areas of Outstanding Natural Beauty, and Sites of Special Scientific Interest. It will identify all the safeguarding areas, waste consultation areas and sites allocated for development in the Waste Sites Development Plan Document. It will need to be updated in conjunction with any review of the Waste Sites Development Plan Document in the East Sussex Waste and Minerals Development Framework. The Waste Proposals Map will be incorporated into Local Development Frameworks Proposals Maps produced by the Borough / District Councils.

Structure of the Waste and Minerals Development Framework



Sustainability Appraisals and Strategic Environmental Assessment

Sustainability Appraisals (SAs) will need to be carried out for all Development Plan Documents and Supplementary Planning Documents. These will look at the social, economic and environmental effects of the options considered and the proposals in the Documents. SAs will be carried out at the same time as the Documents are prepared, and will feed into the preparation at various stages, to allow the DPDs and SPDs to be influenced by the findings of the SA. It is intended that the requirement to carry out Strategic Environmental Assessment of plans and programmes² will be incorporated within the SA.

Evidence Base

Evidence on the environmental, social and economic characteristics of East Sussex and Brighton & Hove will be gathered as part of the Sustainability Appraisal / Strategic Environmental Assessment of the Waste and Minerals Core Strategy. This work will be carried out using in-house resources, supported by consultants. This will result in a Sustainability Appraisal Report, which will be consulted on and published alongside the Waste and Minerals Core Strategy. A separate Sustainability Appraisal will be completed for the Waste Sites DPD and Minerals Sites DPD.

Technical evidence on capacity of existing and approved waste management facilities will be gathered using information collected by the waste planning & disposal authorities and the Environment Agency. This may need to be supplemented by primary survey work. Options for the Core Strategy will be gathered from available data and by consultation with the industry and interested parties. Any Information needed on sites will be gathered from previous site search work held in the County Council offices, from primary survey work and from consultation with the industry and interested parties.

Technical evidence on the geological characteristics of the County and the details of existing and potential mineral extraction sites is held within the Council's Planning Service, and will be supplemented by further research where necessary. It is intended that most of this work should be carried out 'in-house'.

² Environmental Assessment of Plans & Programmes Regulations 2004

Monitoring and Review

In December of each year the Council produces an Annual Monitoring Report (AMR) that sets out its progress in achieving set goals over the previous financial year. The AMRs cover the following issues:

- whether the Council has met the targets and milestones set out in the Schedule of Proposed Development Documents
- if the Council has fallen behind or progressed further than the Schedule, the reasons for this
- any need to update the Scheme (for instance to add the preparation of other documents such as SPD)
- any other matters referred to in guidance
- whether the targets and indicators included in the saved Local Plans are being achieved
- whether the adopted policies need adjusting, replacing or saving

Resources

The Minerals and Waste Policy Team currently comprises a Team Manager post, a part-time Principal Planner, and two Senior Planners/ Planners. Technical support is shared with the Environment Division of the Council's Economy, Transport and Environment Department. These resources are supplemented by Brighton & Hove City Council covering joint working. The Team has also been supplemented by the use of consultants.

Finances for work on the Waste and Minerals Core Strategy have been allocated in appropriate budgets.

Programme Management

Work on the Waste and Minerals Development Framework will be managed by the Head of Planning and consultants. They will report to a Project Board comprising the Assistant Director (Environment), the Head of Planning and others. Close liaison will be maintained with the Economy, Transport and Environment Lead Member. Decisions on Council policy will be made by Lead Member, Cabinet and, where necessary, Full Council.

Supplementary Planning Guidance

Existing Supplementary Planning Guidance entitled 'A New Approach to Development Contributions' (October 2003) will continue to be a material planning consideration.

Guidance on reducing and recycling construction and demolition waste was produced as a Supplementary Planning Document in February 2006. On 6 April 2008 the Site Waste Management Plans Regulations came into force. These regulations have similar requirements to this SPD in that they require the preparation of a Site Waste Management Plan. As a result of this, the SPD will be reviewed accordingly and re-issued in due course.

APPENDICES

A: Profiles of each Local Development Document

Waste and Minerals Core Strategy	
Document details	<p>Title: Waste and Minerals Core Strategy Role and Subject: The Waste and Minerals Core Strategy is a joint document with Brighton & Hove City Council and SDNPA that will set out the vision and spatial strategy for the sustainable reduction, recycling, treatment and disposal of waste, and, a sustainable approach to minerals development in the area. It will identify strategic locations where necessary and set the context for identifying sites for waste management and minerals development. It will also include a suite of development control policies. Geographic coverage: East Sussex, South Downs and Brighton & Hove Status: Development Plan Document Chain of conformity: General conformity with the South East Plan and National Planning Policy Statements.</p>
Timetable	<p>Commencement of Document: April 2006 Consultation on SA Scoping: March 2007 Early Community Involvement: May – October 2007 Issues & Options Consultation: February – April 2008 Options Testing Dialogue with Community and Key Stakeholders: Autumn 2008 Consultation on preferred strategy: October 2009 to January 2010 Publication of Proposed Submission Document: February – March 2012 Submission of DPD to S of S: June 2012 Pre-Examination Meeting: August 2012 Examination period, including target date: October 2012 Adoption and Publication: January 2013</p>
Arrangements for production	<p>Department leading the process: Economy, Transport & Environment Management arrangements (e.g. steering group): Project Management – Head of Planning and Team Manager – Waste and Minerals Planning Policy (ESCC) and Head of Planning Strategy (BHCC). Project Board - Assistant Director (Environment) and Head of Planning (ESCC) and other</p>

	<p>representatives from BHCC and SDNPA.</p> <p>Resources needed, including from stakeholders: ESCC – 3 planning officers; BHCC 1.5 planning officers plus administrative support and occasional input from other disciplines, and consultants. In-house support and consultants for Sustainability Appraisal. Support from SDNPA. Stakeholders: time and personnel for input into consultation.</p> <p>Approach to involving stakeholders and the community: consultation with stakeholders and public set out in the Councils' Statements of Community Involvement.</p>
Post Production	<p>Performance of the Core Strategy will be monitored through Annual Monitoring Reports, and the need for review considered on an annual basis.</p>

Minerals Sites Development Plan Document & Minerals Sites Proposals Map	
Document details	<p>Title: Minerals Sites Development Plan Document</p> <p>Role and Subject: Sets out the existing sites and commitments and any new site allocations for minerals development not covered in the Core Strategy</p> <p>Geographic coverage: East Sussex, South Downs and Brighton & Hove</p> <p>Status: Development Plan Document</p> <p>Chain of conformity: General conformity with the Waste and Minerals Core Strategy and National Planning Policy Statements.</p>
Timetable	<p>Early Community Involvement: May – October 2007</p> <p>Issues & Options Consultation: February – April 2008</p> <p>Options Testing Dialogue with Community and Key Stakeholders: Autumn 2008; further consultation TBC</p> <p>Consultation on preferred strategy: TBC</p> <p>Publication of Proposed Submission Document: TBC</p> <p>Submission of DPD to S of S: TBC</p> <p>Pre-Examination Meeting: TBC</p> <p>Examination period, including target date: TBC</p> <p>Adoption and Publication: TBC</p>
Arrangements for production	<p>Department leading the process: Economy, Transport & Environment</p> <p>Management arrangements (e.g. steering group): Project Management – Head of Planning and Team Manager – Waste and Minerals Planning Policy (ESCC) and Head of Planning Strategy (BHCC). Project Board - Assistant Director (Environment) and Head of Planning (ESCC) and other representatives from BHCC and SDNPA.</p> <p>Resources needed, including from stakeholders: ESCC – 3 planning officers; BHCC 1.5 planning officers plus administrative support and occasional input from other disciplines, and consultants. In-house support and consultants for Sustainability Appraisal. Support from SDNPA. Stakeholders: time and personnel for input into consultation.</p> <p>Approach to involving stakeholders and the community: consultation with stakeholders and public set out in the Councils' Statements of Community Involvement.</p>
Post Production	<p>Performance of the DPD will be monitored through the Annual Monitoring Report, and the need for review considered on an annual basis.</p>

Statement of Community Involvement	
Document details	<p>Title: Statement of Community Involvement Role and Subject: Sets out the County Council's Policy for involving interested parties in preparing and revising Minerals and Waste Development Documents and for consulting on planning applications Geographic coverage: East Sussex Chain of conformity: Minimum standards set out in Town and Country Planning (Local Development)(England) Regulations 2004</p>
Timetable	<p>Reviewed: 2007 N.B. To be reviewed 2011/12</p>
Arrangements for production	<p>Department leading the process: Transport & Environment Management arrangements (e.g. steering group): Project Management – Head of Planning and Team Manager – Waste and Minerals Planning Policy. Resources needed, including from stakeholders: 1 planning officer, administrative support and input from stakeholders Approach to involving stakeholders and the community: Consultation at scoping, preferred options stage and post-submission</p>
Post Production	<p>Performance of SCI will be monitored generally and during the preparation of the Core Strategy and Minerals Sites DPD, and it will be reviewed if necessary.</p>

Waste Sites Development Plan Document & Waste Sites Proposals Map	
Document details	<p>Title: Waste Sites Development Plan Document</p> <p>Role and Subject: Sets out existing sites and commitments and any new site allocations for waste treatment, handling and final disposal not covered in the Core Strategy.</p> <p>Geographic coverage: East Sussex, South Downs and Brighton & Hove</p> <p>Status: Development Plan Document</p> <p>Chain of conformity: General conformity with the Waste and Minerals Core Strategy and National Planning Policy Statements.</p>
Timetable	Timetable of further stages awaiting confirmation.
Arrangements for production	<p>Department leading the process: Economy, Transport & Environment</p> <p>Management arrangements (e.g. steering group): Project Management – Head of Planning and Team Manager – Waste and Minerals Planning Policy (ESCC) and Head of Planning Strategy (BHCC). Project Board - Assistant Director (Environment) and Head of Planning (ESCC) and other representatives from BHCC and SDNPA.</p> <p>Resources needed, including from stakeholders: ESCC – 3 planning officers; BHCC 1.5 planning officers plus administrative support and occasional input from other disciplines, and consultants. In-house support and consultants for Sustainability Appraisal. Support from SDNPA. Stakeholders: time and personnel for input into consultation.</p> <p>Approach to involving stakeholders and the community: consultation with stakeholders and public set out in the Councils' Statements of Community Involvement.</p>
Post Production	Performance of the DPD will be monitored through Annual Monitoring Reports, and the need for review considered on an annual basis.

B. Glossary / Abbreviations

Annual Monitoring Report (AMR): part of the Local Development Framework, the AMR will report on the progress of the Local Development Scheme and the extent to which policies in Local Development Documents are being successfully implemented.

Core Strategy: sets out the long-term spatial vision for the subject being covered. It has the status of a Development Plan Document.

Development Plan: Section 38(3) of the Planning & Compulsory Purchase Act 2004 defines the Development Plan as the relevant Regional Spatial Strategy and the Development Plan Documents.

Development Plan Documents (DPDs): spatial planning documents that are subject to independent Examination. They can include a Core Strategy, Site Specific Allocations of land, and Area Action Plans. Other Development Plan Documents can cover generic Development Control Policies.

Issues and Options: produced during the production stage of the preparation of Development Plan Documents and may be issued for consultation to meet the requirements of Regulation 25.

Local Development Documents (LDDs): the collective term for Development Plan Documents, Supplementary Planning Documents and the Statement of Community Involvement.

Local Development Framework (LDF): the name for the portfolio of Local Development Documents. It consists of Development Plan Documents, Supplementary Planning Documents, a Statement of Community Involvement, the Local Development Scheme and Annual Monitoring Reports.

Local Development Scheme (LDS): A three year project plan setting out the programme for preparing Local Development Documents. All authorities must submit a Scheme to the Secretary of State within six months of commencement of the Planning & Compulsory Purchase Act 2004.

Waste and Minerals Development Framework (WMDF): County Councils are responsible for producing Minerals and Waste Development Frameworks. These are akin to Local Development Frameworks but covering minerals and waste issues.

Minerals and Waste Development Scheme (MWDS): County Councils have to produce the Scheme which is a three years project plan covering minerals and waste documents.

Options Testing Dialogue: This is a systematic process of targeted consultation with key stakeholders and others intended to test the options for deliverability.

Preferred Strategy: The 'Preferred Strategy' will set out the Councils' proposed way forward and will be published for informal public consultation as part of the ongoing dialogue with stakeholders ahead of the production of the final document to be submitted to the Secretary of State for consideration. To an extent this document replaces the 'Preferred Options' document which was to be produced and issued for formal public participation as required by Regulation 26 of the original regulations.

Proposals Map: the adopted proposals map illustrates on a base map all the policies contained in Development Plan Documents, together with any saved policies. It must be revised as each new Development Plan Document is adopted. District Council Proposals maps must include any minerals and waste matters.

Public Examination: independent examination of the Development Plan Document. At present the Inspector's Report will be binding on the local planning authority.

Regional Spatial Strategy (RSS): sets out the region's broad development strategy for a fifteen to twenty years period.

Regulations: The principal regulations relevant to the Minerals and Waste Development Scheme are Town and Country Planning (Local Development) (England) Regulations 2004, as amended by The Town and Country (Local Development) (England) (Amendment) Regulations 2008 and the Town and Country Planning (Transitional Arrangements) Regulations 2004.

Saved Policies or Plans: existing adopted development plans are saved for three years from the date of commencement of the Planning and Compulsory Purchase Act. Any old style development plans adopted after commencement of the Act can be saved for three years from their adoption or approval.

Site specific allocations: allocations of sites to be included in Development Plan Documents.

Statement of Community Involvement (SCI): sets out the standards which authorities will achieve with regard to involving local communities in the preparation of Local Development Documents and development control decisions. The statement of community Involvement is not a development plan document but is subject to independent examination.

Strategic Environmental Assessment (SEA): Environmental Assessment as applied to policies, plans and programmes. The European 'SEA Directive' (2001/42/EC) requires a formal 'environmental assessment of certain plans and programmes, including those in the field of planning and land use'.

Supplementary Planning Documents (SPDs): provide further details in respect of the policies in Development Plan Documents. They do not form part of the Development Plan and are not subject to independent examination.

Sustainability Appraisal (SA): tool for appraising policies to ensure they reflect sustainable development objectives (i.e. social, environmental and economic factors) and required in the Planning and Compulsory Purchase Act to be undertaken for all local development documents.