

## KENT COUNTY COUNCIL – RECORD OF DECISION

### DECISION TAKEN BY

**Peter Oakford – Deputy Leader with delegated authority  
for Minerals and Waste Local Plan Matters**

### DECISION NO:

17/00111

For publication

### Key decision\*

Yes –

**Subject: Kent Minerals and Waste Local Plan 2013 – 30, Partial Review, Kent Minerals Sites Plan and revised Local Development Scheme**

### Decision:

As Deputy Leader with delegated authority for Minerals and Waste Local Plan Matters, I agree:

- (i) to undertake public consultation on the 'Minerals Sites Plan – Options 2017' document and associated Sustainability Appraisal Scoping Report in line with Regulation 18 of the Town and Country Planning (Local Planning) (England) Regulations 2012;
- (ii) to undertake a Partial Review of the Kent Minerals and Waste Local Plan 2013-30 concerning future requirements for waste management and mineral and waste safeguarding;
- (iii) to undertake associated public consultation on the Partial Review document and the associated Sustainability Appraisal Scoping Report; and
- (iv) to note the contents of an updated Local Development Scheme (including revised timetable) to reflect the Partial Review and changes to the programme and timetable concerning preparation of the Sites Plan

### Reason(s) for decision:

The Kent Minerals and Waste Local Plan 2013-30 (KMWLP) was adopted by the County Council in July 2016. The adopted KMWLP includes the strategy and policy framework for minerals and waste development in Kent and sets out future capacity and supply requirements. The KMWLP commits the Council to preparing 'Sites Plans' which allocate land suitable for minerals and waste development.

#### Mineral Sites Plan

The Mineral Sites Plan will allocate sites in Kent for the types of minerals development needed to fulfil the vision and objectives of the KMWLP

#### Early Partial Review of the KMWLP

The adopted KMWLP identified a shortfall in waste management capacity over the Plan period to be met, in part, by development on sites allocated in a Waste Sites Plan. Work on the Waste Sites Plan included a reassessment of waste management requirements which suggests that the identification of sites within a separate Waste Sites Plan is no longer justified. One of the main reasons for the change in position is that additional significant waste recovery capacity is now under construction at Kemsley Sustainable Energy Plant which was previously discounted from the original assessment of capacity requirements. To regularise the position, modifications to the KMWLP are now required.

**Minerals and Waste Safeguarding**

Implementation of the KMWLP has revealed a significant ambiguity within policies which is having a detrimental impact on the ability of the KMWLP to safeguard mineral resources and minerals and waste management infrastructure. As part of the Partial Review it is therefore proposed to seek modifications to rectify this issue.

**Revised Local Development Scheme**

The Local Development Scheme sets out the Council's programme for preparing minerals and waste planning documents and the most recent version was adopted in December 2016. The current scheme expects a Waste Sites Plan to be prepared and did not anticipate the Partial Review mentioned above and so needs to be revised.

**Cabinet Committee recommendations and other consultation:**

All mineral site options and the content of the early partial review have been discussed with the Informal Members Group for the KMWLP appointed by the Cabinet Member.

Consultation was undertaken with the waste industry active within Kent, as well as neighbouring waste planning authorities on the need to review the waste management capacity requirements. All parties were invited to consider the County Council's revised waste evidence and to make representations. All responses were considered and no representation justified the need for the County Council to reconsider the conclusions of the review of the waste management capacity requirements.

A minimum 12 week public consultation period is to take place on the Mineral Sites Plan Options and the Partial Review of the KMWLP post consideration by the Environment and Transport Cabinet Committee and the Cabinet Member. This will include members of the public and communities in the vicinity of the sites, parish and district councils, statutory bodies, local interest groups, in addition to mineral operators and those having previously made representations on the KMWLP. This will aid work on the next phase of the plan making process, including work on the detailed technical assessments of the mineral sites.

The proposals were discussed and endorsed by members of the Environment and Transport Cabinet Committee on 30 November 2017.

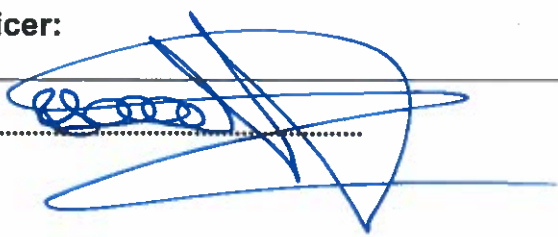
**Any alternatives considered:**

N/A – statutory requirement

**Any interest declared when the decision was taken and any dispensation granted by the Proper Officer:**

None

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signed



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date

15.12.2017

Name: