

Nottinghamshire and Nottingham

Waste Local Plan

Schedule of Proposed Main
Modifications

August 2024



**Nottinghamshire
County Council**



**Nottingham
City Council**

Introduction

This document sets out a schedule of potential main modifications to the Nottinghamshire and Nottingham Pre-Submission Draft Waste Local Plan which the Councils have prepared for consideration throughout the examination of the Plan. Main modifications are those which materially affect the policies and plan. This document should be read alongside the schedule of proposed additional modifications document.

The below main modifications are based upon our response to the Inspectors [Matters, Issues and Questions](#) and review of representations received at the Regulation 19 consultation stage on the [Pre-Submission Draft version](#) of the Waste Local Plan (CD1), with the Councils indicating within the [Consultation Statement \(Regulation 22\)](#) (CD7) where modifications could be made. Respondent's full representations can be viewed in documents CD4 ([Representations to Pre-Submission Draft in respondent order](#)) and CD5 ([Representations to Pre-Submission Draft in plan order](#)).

It should be noted that these are potential main modifications identified by the Councils, it will be ultimately the Inspector's discretion whether these suggested modifications are necessary and appropriately worded.

How to read this schedule

Text to be inserted is shown underlined.

Text to be deleted is shown ~~struck through~~.

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
Chapter 5 – Waste Management in the Plan Area				
PMM1	Para 5.48	41	<p>Add the additional text to paragraph 5.48:</p> <p>‘Based on the preferred high recycling scenario for each waste stream, it can be seen that there is sufficient recycling/ composting capacity to manage the Plan area’s LACW, C&I and CD&E waste up to 2038. There is though insufficient energy recovery capacity to manage LACW and C&I waste during the first part of the Plan period although This decreases over the life of the plan if the higher recycling scenario is achieved. Planning permission has been granted for up to 892,100 tonnes per annum of further energy recovery capacity that has not yet come forward. If implemented, this non-operational capacity, <u>would sufficiently address the gap for HIC recovery identified in Table 11 and could help to reduce future landfill disposal requirements. This therefore could help the Plan area to become net self-sufficient.</u>’</p>	To explain that the permitted capacity could help address the deficit in capacity requirements and enable net self-sufficiency.
Chapter 6 – Our Vision and Strategic Objectives				
PMM2	Vision	44	<p>Amend the Vision to the following:</p> <p>‘By 2038 households and businesses will produce less waste by minimising the use of resources and re-using these as far as possible as part of a truly circular economy. This will be supported by an ambitious and innovative waste industry enabling us to <u>manage waste higher up the waste hierarchy and meet</u>, and preferably exceed, existing and future recycling targets. We will</p>	<p>To ensure clarity that the Plans approach is to:</p> <ul style="list-style-type: none"> – Achieve net self-sufficiency by meeting the current and future needs for all waste streams and ensuring sufficient opportunities to meet this need. – Promote the Proximity Principle

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			<p>then seek to recover the maximum value from any leftover waste in terms of materials, or energy. Disposal will be the last resort once all other options have been exhausted.</p> <p>There will be an appropriate mix of waste management site types, sizes and locations to ensure there is sufficient capacity to meet current and future needs <u>for all waste streams, aiming to be net self-sufficient</u>. The geographical spread of waste management facilities will be closely linked to our concentrations of population and employment so that waste can be managed locally as far as possible/close to where it is produced <u>to avoid undue movements of waste as per the proximity principle</u>.</p> <p>Existing waste management facilities will be safeguarded, where appropriate, and new facilities will be situated in the most sustainable locations to support the needs of <u>Nottinghamshire and Nottingham and of all new development and promote, whilst promoting</u> sustainable patterns of movement and sustainable modes of transport.</p> <p>The quality of life of those living, visiting and working in the area will be improved and any risks to human health avoided. We will protect and enhance our environment, wildlife, high quality agricultural land, heritage and landscape, improve air quality, water quality and use water resources efficiently in order to minimise the</p>	<ul style="list-style-type: none"> - Promote the waste hierarchy

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			<p>effects of climate change, including flooding, and achieving biodiversity net gains.</p> <p>We will promote waste management facilities' adaptability to climate change and secure energy efficiency and sustainable building techniques whilst maximising renewable energy opportunities from new or existing waste development.'</p>	
PMM3	Objective 1: Meet our future needs	45	<p>Add the following to the objective:</p> <p>'Objective 1: Meet our future needs –ensure that there is a mix of site types, sizes and locations to help us manage waste sustainably wherever possible. <u>Provide sufficient capacity to manage the equivalent of our own waste arisings so to achieve net self-sufficiency.</u> Meet current and future targets for recycling our waste. Safeguard existing and/or potential future sites where appropriate. Locate new waste facilities to support new residential, commercial and industrial development across the plan area. Provide adequate waste management sites located in the most suitable and sustainable locations, <u>supporting opportunities to co-locate waste management facilities together and with complementary activities where appropriate.</u>'</p>	To ensure clarity that the Plans approach is to achieve net self-sufficiency and supports the opportunity to co-locate waste management facilities together and with complementary activities.
PMM4	Objective 4: The environment	45	<p>Amend objective to read:</p> <p>'Objective 4: The environment – ensure any new waste facilities avoid adverse impacts <u>and harm</u> on the landscape, wildlife and valuable habitats, by protecting</p>	To address Historic England's recommendation (ID:1020) to amend wording to ensure the significance of the historic environment, heritage

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			and enhancing water, soil and air quality across the plan area <u>and deliver biodiversity net gains to support environment benefits.</u> Avoid harm to the built and natural <u>Protect and conserve the significance of the historic environment, heritage assets and their setting,</u> enhancing where possible, <u>avoiding harm in the first instance.</u> and ensure biodiversity net gains are achieved in new waste developments to support environmental benefits.'	assets and their setting are protected and conserved.
PMM5	Objective 6: Sustainable Transport	46	Amend the title of Strategic Objective 6 to: Strategic Objective 6: Sustainable <u>movement of waste Transport</u> '.	To ensure the name of the objective reflects all its elements.
Chapter 7 – Strategic Policies				
PMM6	Policy SP2	51	Add the following to clause 1 of Policy SP2: 1) The Waste Local Plan aims to provide sufficient waste management capacity to meet <u>the equivalent of the Plan areas</u> identified needs and will support proposals for waste management facilities, including transfer facilities, which help to move waste management up the waste hierarchy. Proposals for waste management facilities will therefore be assessed as follows: <ul style="list-style-type: none"> a) Priority will be given to the development of new or extended recycling, composting and anaerobic digestion facilities 	To ensure clarity that the Plans approach is to achieve net self-sufficiency.

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			<p>b) New or extended energy recovery facilities will be permitted where it can be shown that:</p> <ul style="list-style-type: none"> i) This will not prejudice movement up the waste hierarchy and achieving our recycling targets; ii) The power generated can be fed into the national grid; <u>and</u> iii) The heat generated can be used locally, if this is impractical initially then the facility should be designed and located to have the capability to deliver heat in the future to existing or potential heat users <p>c) Other forms of recovery will be permitted where it can be shown the proposal meets the requirements within Policy SP4</p> <p>d) New or extended disposal capacity will be permitted where it can be shown that this is necessary to manage residual waste that cannot be recycled or recovered.'</p>	
PMM7	Para 7.14	52	<p>Add the following text to paragraph 7.14:</p> <p>'Chapter 5 of the Waste Local Plan identifies our anticipated future waste management needs across the Plan area to 2038. The Plan's approach is to ensure that Nottinghamshire and Nottingham are self-sufficient</p>	<p>To ensure clarity that the Plans approach is to achieve net self-sufficiency.</p>

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			<p>in managing their own waste as far as possible, but it is recognised that this may not always be practical. In some cases, it may be more sustainable or economical for waste to be managed in a different WPA area if this happens to be the nearest, most appropriate facility for that waste type. It is not viable to have facilities for every waste type in each WPA area as some wastes are very specialised or only produced in very small quantities and are more appropriately managed at regional or national level. The Waste Local Plan therefore takes a pragmatic approach which aims to provide sufficient capacity to manage the equivalent of our own waste arisings whilst allowing for appropriate cross-border movements of waste, <u>known as net self-sufficiency</u>. Policy SP6 sets out this approach in more detail.'</p>	
PMM8	Para 7.20	53	<p>Add the following text to paragraph 7.20:</p> <p>'The Waste Local Plan therefore seeks to locate facilities in suitable locations which are well related to the main urban areas and settlements of Nottinghamshire and Nottingham and <u>encourages the co-location of waste management facilities and complementary activities</u>. Policy DM1 provides a more detailed set of site criteria to establish the types of locations that would be considered suitable for different types and sizes of waste management facilities with Policies SP8, DM2 and DM10 also ensuring waste facilities and non-waste developments can co-exist without adverse impacts on one another.'</p>	<p>To support opportunities to co-locate waste management facilities together and complimentary activities and recognise the benefits.</p>

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PMM9	Policy SP3 – Broad Locations for Waste Treatment Facilities	53	<p>Amend Policy SP3 to read:</p> <ol style="list-style-type: none"> 1) 'Waste treatments facilities will be supported <u>permitted</u> in suitable locations which are well related to the main urban areas and settlements in Nottinghamshire and Nottingham and where the size of the facility is appropriate to its location. 2) The development of treatment facilities within the open countryside will be <u>permitted</u> supported only where such locations are justified by a clear local need, particularly where this would provide enhanced employment opportunities and/or would enable the re-use of existing buildings and/ or previously developed land and fit in with the local character. Where land is designated as Green Belt, policy SP7 will apply.' 	To ensure consistent wording across policies.
PMM10	Policy SP4 – Managing Residual Waste	55	<p>Amend Policy SP4 to read:</p> <p>'1. Proposals for the recovery of inert waste to land will be permitted where it can be demonstrated that:</p> <ol style="list-style-type: none"> a) This will provide a significant benefit or improvement to the site which cannot practicably or reasonably be met in any other way:- b) The waste cannot practicably and reasonably be re-used, recycled or processed in any other way:- 	To address Historic England's recommendation that clause 3 of Policy SP4 references the need to protect heritage akin to the natural environment (ID: 1025).

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			<p>c) The use of inert waste material replaces the need for non-waste materials;-</p> <p>d) The development involves the minimum quantity of waste necessary to achieve the desired benefit or improvement; <u>and</u></p> <p>e) This will not prejudice the restoration of permitted mineral workings and landfill sites where applicable.</p> <p>2. Proposals for the disposal of non-hazardous or hazardous waste to land will not be permitted unless it can be demonstrated that:</p> <p>a) There is an overriding need for additional disposal capacity which cannot be met at existing permitted sites;- <u>and</u></p> <p>b) The waste cannot practicably and reasonably be re-used, recycled, recovered or processed in any other way.</p> <p>3. In all cases, the resulting final landform, landscaping treatment and after-uses must be designed to take account of and, where appropriate, enhance the surrounding landscape, topography and <u>the natural and historic environment.</u>'</p>	
PMM11	Policy SP6 – Sustainable Movement of Waste	61	<p>Amend clause 1 to read:</p> <p>'1. All waste management proposals should seek to minimise the distances waste needs to travel and</p>	To cross-reference and highlight the requirements of Policy DM12.

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			<p>maximise the use of sustainable alternative modes of transport where practical. Where alternative modes are not available, practical or viable, proposals should seek to make the best use of the existing transport network ensuring that proposed facilities use the main highway network where appropriate <u>and address Policy DM12.</u></p> <p>2. Waste management proposals which are likely to treat, manage or dispose of waste from areas outside Nottinghamshire and Nottingham will be permitted where they demonstrate that:</p> <ul style="list-style-type: none"> a) The facility makes a significant contribution to the movement of waste up the waste hierarchy; or b) There are no facilities or potential sites in more sustainable locations in relation to the anticipated source of the identified waste stream; or c) There are wider social, economic or environmental sustainability benefits that clearly support the proposal.' 	
PMM12	Para 7.52	62	<p>Add the following text to paragraph 7.52:</p> <p>'Making use of alternative, more sustainable, forms of transport are likely to depend upon the size and type of site as well as the type of waste involved. Opportunities to move waste by rail or water are therefore most likely to arise in relation to larger development, but all waste management proposals should nevertheless look at ways of transporting waste more sustainably where</p>	<p>To ensure the justification text highlights the requirements of Policy SP6 and the links to the requirements set out in Policy DM12.</p>

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			<p>possible. <u>Applicants will need to demonstrate alternatives modes of transport have been considered and outline why such modes are not practical or viable or are unavailable. Where this is shown and road transport will be used, entirely or partly, applicants will need to meet the requirements set out in Policy DM12: Highway Safety and Vehicle Movements/ Routeing. Large and medium scale facilities should be sited as close to source as practically possible.</u></p>	
PMM13	Para 7.53	62	<p>Split paragraph 7.53 and amend to read:</p> <p>'There is potential that that during the life of the Waste Local Plan that proposals will be made which take waste from a wider catchment area. As far as possible we want to be self-sufficient in managing our own waste, but this is not always practical as waste movements do not necessarily stop at local authority boundaries, with commercial contracts also affecting movements as well <u>as economies of scale, with some waste travelling further due to its value. For example, It is also</u> recognised that due to the large geographical area of Nottinghamshire, it may be more practical for the facility to also handle waste outside the plan area as these would be closer than some sources of waste within Nottinghamshire. <u>The Plan therefore takes a pragmatic approach and aims for net self-sufficiency.</u></p> <p>We will therefore maintain a flexible approach and work with neighbouring authorities and applicants to understand the overall level and type of waste</p>	<p>To address Johnson Aggregates representation (ID: 970) which seeks for the justification text to clarify what is meant by 'significant contribution' in clause 2.a) of the policy.</p> <p>To ensure clarity on the Plans approach for net self-sufficiency.</p>

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			management provision. We will also seek to ensure that <u>facilities are supporting the waste hierarchy</u> is supported <u>and enabling the priorities outlined in Policy SP2</u> , the most sustainable outcome is sought, and that wider social, economic or environmental sustainability benefits are delivered through those facilities being located in Nottinghamshire and Nottingham.'	
PMM14	Policy SP7 – Green Belt	63	<p>Amend Policy SP7 to read:</p> <p>'1. Proposals for waste management facilities and associated development considered to be inappropriate development in the Green Belt will only be approved <u>permitted</u> where very special circumstances can be demonstrated. Very special circumstances will not exist unless the potential harm to the Green Belt by reason of inappropriateness, and any other harm, is clearly outweighed by other considerations.</p> <p>2. Proposals for waste management facilities and associated development considered not to be inappropriate as per National Policy will only be supported <u>permitted</u> where this maintains the openness of the Green Belt and the purposes of including land within it.'</p>	To ensure consistent wording across policies.
PMM15	Policy SP8 – Safeguarding Waste	65	<p>Add the following text to Clause 4:</p> <p>1) 'Nottinghamshire and Nottingham City will seek to avoid the loss of existing authorised waste</p>	To address Newark and Sherwood District Councils representation (ID: 976) that water companies have no

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	Management Sites		<p>management facilities, including potential extensions; sites which have an unimplemented planning permission; and facilities to transport waste, such as rail or water.</p> <p>2) Proposals, including both planning applications and allocations in local plans, for non-waste uses near existing or permitted waste management facilities will need to provide suitable mitigation before the development is completed to address significant adverse impacts and demonstrate that the waste management uses can operate without unreasonable restrictions being placed upon them.</p> <p>3) Where proposed non-waste development would have an unacceptable impact on a waste management facility, the applicant will need to demonstrate that there are wider social and/or economic benefits that outweigh the retention of the site or infrastructure for waste use and either:</p> <p>a) The equivalent, suitable and appropriate capacity will be provided elsewhere prior to the non-waste development; or</p> <p>b) The waste capacity and/ or safeguarded site is no longer required.</p> <p>4. Where proposals are within the Cordon Sanitaire of a wastewater treatment facility, the applicant will need to discuss the proposal with the water company which</p>	<p>objections to proposed development and agree any mitigations proposed.</p>

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			operates the site <u>and demonstrate that they have no objections which cannot be appropriately mitigated.</u> '	
Chapter 8 – Development Management Policies				
PMM16	Policy DM1 – General site criteria	69	<p>Amend Policy DM1 to the following:</p> <p>'Proposals for waste management facilities will be supported <u>permitted</u> in the following general locations, as shown in the matrix below, subject to there being no unacceptable environmental impacts.'</p> <p>Add the following to the asterisk which explains about previously developed land/ derelict land:</p> <p>'*Once mineral sites are restored, <u>or where provision for restoration has been made</u>, these are considered green field sites.'</p>	<p>To address Shlomo Downen representation (ID: 902) that as per the NPPF, any mineral site with an active restoration condition is treated as a greenfield site.</p> <p>To ensure consistent wording across policies.</p>
PMM17	Para 8.7	71	<p>Add the following text to paragraph 8.7:</p> <p>'The NPPW states that waste planning authorities should consider a broad range of locations for waste management facilities including industrial sites and look for opportunities to co-locate waste management facilities together and/ or alongside complementary activities. <u>Some of the benefits of co-location are described below in paragraph 8.9 and therefore opportunities for integrated waste management will be encouraged, subject to the proposal satisfying other policies, in particular Policy DM10: Cumulative Impacts.</u> Where possible, priority should be given to suitable previously developed land to promote reuse of these</p>	<p>To show that the Plan will support and encourage opportunities to co-locate waste management facilities together and complimentary activities.</p>

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			<p>sites. As there are a wide range of different waste management technologies, and others may emerge in the future, it is important to consider the characteristics/land use requirements and likely environmental impacts of the different types of waste management process and the intensity of the operation proposed. Most waste management uses/facilities are industrial in nature and can be enclosed in a building but there some operations which may need to be carried out in the open air such as composting, wastewater treatment and some crushing and screening operations.'</p>	
PMM18	Policy DM2 – Health, Wellbeing and Amenity	75	<p>Amend the policy to read:</p> <p>'Proposals for waste management facilities will be supported <u>permitted</u> where it can be demonstrated that any potential adverse impacts on health, wellbeing and amenity arising from the construction, operation and, where relevant, restoration phase and any associated transport movements, are avoided or adequately mitigated to an acceptable level having regard to sensitive receptors.</p> <p>The types of impacts that need to be considered include, but are not restricted to:</p> <ul style="list-style-type: none"> • Noise, lighting and vibrations • Air quality, including airborne emissions and dust • Odour • Litter and windblown material 	To ensure consistent wording across policies.

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			<ul style="list-style-type: none"> • Vermin, birds and pests • Visual Impacts • Traffic impacts • Stability of the land at and around the site, both above and below ground level • Loss of designated open/green space' 	
PMM19	Policy DM3 – Design of Waste Management Facilities	78	<p>Amend the policy to read:</p> <p>'1) Planning permission <u>Proposals</u> for waste <u>management</u> facilities will be granted <u>permitted</u> where it can be demonstrated that the design of development:</p> <p style="padding-left: 40px;">a) Is of an appropriate scale, form, layout, orientation and materials for its location;</p> <p style="padding-left: 40px;">b) Provides well designed <u>and appropriate</u> boundary treatments (including security features and screening) and site landscaping that reflect the function and character of the development, and is well-integrated into its surroundings <u>and helps screen the development to mitigate any visual impacts; and</u></p> <p style="padding-left: 40px;">c) <u>Avoids harmful</u> Minimises impacts <u>to</u> and, where possible, enhances the natural and historic environment and surrounding landscape.</p> <p>2) Proposals should also be designed to incorporate sustainable features, including those which:</p> <p style="padding-left: 40px;">a) Minimise greenhouse gas emissions, including through energy efficiency, using</p>	<p>To ensure it is explicit that design should provide appropriate landscape treatment to mitigate the visual impact of waste facilities.</p> <p>Address Historic England's representation (ID: 1046) that the policy should be amended to ensure any development proposal avoids harm to the historic environment.</p> <p>To ensure consistent wording across policies.</p>

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			<p>renewable energy and green building construction techniques</p> <p>b) Ensure resilience and enable adaptation to climate change by taking into account flood risk and building orientation</p> <p>c) Minimise water consumption by using water recycling and sustainable surface water drainage where possible to avoid and reduce flooding</p> <p>d) Minimise the waste generated by re-using or recycling materials, buildings and infrastructure</p> <p>e) Minimise the loss of best and most versatile agricultural land and high-quality soil</p> <p>f) Encourage employees to use sustainable modes of transport where practical</p>	
PMM20	Para 8.36	79	<p>Add the following text to paragraph 8.36:</p> <p>‘Good design of waste facilities is important to ensure not only that the facility can operate and function well throughout its lifetime, but it can positively contribute to the character and quality of the local area. Through good layout, using the appropriate height and form as well as the right materials that are sympathetic to the local areas character, this will help waste facilities be understood and accepted as essential infrastructure which can be modern and not associated with negative impacts, such as odour and dirt. Design therefore can help to minimise and mitigate impacts that are often associated with waste sites and help facilities comply with Policy DM2 <u>and the ‘agent of change’ principle by ensuring it does not place unreasonable restrictions on</u></p>	<p>To ensure the Plan covers the principle of the ‘Agent of change’ as per paragraph 193 of the NPPF.</p>

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			<u>existing businesses and facilities.</u> For example, through good landscaping and use of appropriate fencing this can help enhance local character, improve biodiversity, as well as reducing environmental emissions such as noise and litter.'	
PMM21	Para 8.37	79	<p>Add the below paragraph following paragraph 8.36:</p> <p><u>'Well-designed boundary treatments can also help to integrate waste facilities into the area whilst also providing functional uses. For example, visual screening of a facility can be part of the mitigation measures used to help minimise visual and landscape impacts, as required by Policy DM4: Landscape protection. Such treatments then should reflect the character of the development and ensure it is well integrated into its surroundings.'</u></p> <p>Paragraph 8.37 will also be moved to follow paragraph 8.38 to ensure the flow of the justification text.</p>	To link Policy DM3 and DM4 and how design can deliver mitigation measures to minimise impacts on landscape.
PMM22	Para 8.38	79	<p>To amend paragraph 8.38 to:</p> <p>'To integrate waste development within the local area, facilities should seek to minimise <u>avoid</u> impacts on the landscape, natural and historic environment, seeking to protect and where possible enhance. Where there are impacts, then mitigation will be required and any proposals will need to demonstrate these are adequate as set out in the relevant development management policies of DM4, DM5 and DM6.'</p>	To reflect modification made to clause 1.c) of Policy DM3.

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PMM23	Policy DM4 – Landscape Protection	81	<p>Amend Policy DM4 to read:</p> <ol style="list-style-type: none"> <li data-bbox="685 312 1462 456">1) ‘Proposals for waste development will be supported <u>permitted</u> where it can be demonstrated that they will not have an adverse impact on the character and distinctiveness of the landscape. <li data-bbox="685 496 1413 711">2) Development that would have an unacceptable impact on the landscape interest will only be permitted where there is no available alternative and the need for development outweighs the landscape interest. In such cases appropriate mitigation measures will be required. <li data-bbox="685 751 1424 1118">3) Proposals for waste development should be designed so they are sympathetic to, and compatible with, the landscape character. Landscape treatment, planting and restoration proposals should take account of the relevant landscape character policy area as set out in the Nottinghamshire Landscape Character Assessments covering Nottinghamshire and Nottingham and should refer to the associated species lists.’ 	To ensure consistent wording across policies.
PMM24	Policy DM5 – Protecting and Enhancing Biodiversity	84	<p>Amend Policy DM5 to read:</p> <ol style="list-style-type: none"> <li data-bbox="685 1270 1462 1350">1. ‘Proposals for waste development will be supported <u>permitted</u> where it can be demonstrated that: 	To ensure consistent wording across policies.

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	and Geodiversity		<ul style="list-style-type: none"> a) They will not adversely affect the integrity of an European site (either alone or in combination with other plans or projects, including as a result of changes to air or water quality, hydrology, noise, light and dust), unless there are no alternative solutions, imperative reasons of overriding public interest and necessary compensatory measures can be secured in accordance with the requirements of the Conservation of Habitats and Species Regulations 2017, as amended; b) They are not likely to give rise to an adverse effect on a Site of Special Scientific Interest, except where the need for and benefits of the development clearly outweigh the importance of the site and where no suitable alternative exists; c) They are not likely to give rise to the loss or deterioration of Local Sites (Local Wildlife Sites or Local Geological Sites) except where the need for and benefits of the development in that location outweigh the impacts; d) They would not result in the loss of populations of a priority species or areas of priority habitat except where the need for and benefits of the development in that location outweigh the impacts; <u>and</u> 	

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			<p>e) Development that would result in the loss or deterioration of irreplaceable habitats will only be permitted where there are wholly exceptional reasons and a suitable compensation strategy exists.</p> <p>2. Where impacts on designated sites or priority habitats or species cannot be avoided, then:</p> <p>a) In the case of European sites, mitigation must be secured which will ensure that there would be no adverse effect on the integrity of the site(s). Where mitigation is not possible and the applicant relies upon imperative reasons of overriding public interest, the Councils will need to be satisfied that any necessary compensatory measures can be secured.</p> <p>b) In all other cases, adequate mitigation relative to the scale of the impact and the importance of the resource must be put in place, with compensation measures secured as a last resort.</p> <p>3. Proposals should enhance biodiversity and geological resources by ensuring that waste development:</p> <p>a) Retains, protects, restores and enhances features of biodiversity or geological interest, and provides for appropriate management of</p>	

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			<p>these features, and in doing so contributes to targets within the Nottinghamshire Local Biodiversity Action Plan and maximises gains in accordance with local plan targets and as a minimum provide 10% as per national requirements;</p> <p>b) Makes provision for habitat adaptation and species migration, allowing species to respond to the impacts of climate change; and</p> <p>c) Maintains and enhances ecological networks, both within the County and beyond, through the protection and creation, where appropriate, of priority habitats and corridors, and linkages and steppingstones between such areas, contributing to the creation of the national Nature Recovery Network.</p>	
PMM25	Policy DM6 – Historic Environment	89	<p>Amend Policy DM6 to the following:</p> <ol style="list-style-type: none"> Proposals for waste development will be supported <u>permitted</u> where heritage assets and their settings are conserved in a manner appropriate to their significance. Where possible, enhancement of the historic environment will be encouraged. 	To address Historic England’s representations (ID: 1031, 1032, 1033, 1035 and 1036) to ensure the policy is compliant with the NPPF.

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			<p>2. Proposals, as a first principle, should avoid harm to the <u>significance of heritage assets and their setting</u> historic environment. Proposals likely to cause <u>If harm may occur, then this should be mitigated to protect</u> to the significance of a heritage asset, including its and their setting. <u>s, Where harm cannot be mitigated, the Council will consider the will be subject to the policy requirements set out in the NPPF, relating to the tests of harm including striking an appropriate balance between harm and significant public benefits.</u></p> <p>3. Proposals that would affect <u>the significance of any</u> heritage asset and/ or its setting, designated or non-designated, will need to be accompanied by a Heritage Statement which, as a minimum, should:</p> <ul style="list-style-type: none"> a) Provide sufficient detail proportionate to the significance and the level of impact on the heritage asset including its setting; b) Describe and assess the significance of the asset and/ or its setting to determine its architectural, historic, artistic or archaeological interest; c) <u>Include archaeological assessments, followed by field evaluation where necessary, where there are heritage assets with archaeological interest to understand the character, condition and extent of archaeological remains;</u> 	

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			<p>e) d) Identify the impact of the development on the special character <u>significance of the heritage of the asset</u>, including any cumulative impacts;</p> <p>d) <u>e) Where some harm is unavoidable, P</u> provide clear and convincing justification for any harm to, or loss of, the significance of a designated heritage asset, from its alteration or destruction, or from development within its setting; and</p> <p>e) <u>f) Agree Identify the mitigation measures to overcome of</u> the impacts on the significance of the heritage assets, including their fabric, their setting, their amenity value and arrangements for reinstatement.</p>	
PMM26	Para 8.87	91	<p>Amend the supporting text for Policy DM6 to:</p> <p>'Where proposals would result in the total or part loss of a heritage asset, applicants for waste proposals will be required to record and advance understanding of the significance of the heritage asset in a manner appropriate to its importance, with this made available to the public. The information should be <u>will be submitted updated</u> to the Historic Environment Record <u>in accordance with those records requirements.</u>'</p>	To address comments from Council colleagues.

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
PMM27	Policy DM7- Flood Risk and Water Resources	93	<p>Amend Policy DM7 to:</p> <p><i>Flood Risk</i></p> <ol style="list-style-type: none"> 1) Proposals for waste management facilities will be supported <u>permitted</u> where they are located in low flood risk areas. Where this is not possible and proposals are within an area with a known risk of flooding, including potential risk in the future, they will need to demonstrate the Sequential Test has been applied and a Flood Risk Assessment and Exception Test undertaken where required. 2) Proposals for waste management facilities will be <u>permitted</u> supported where it can be demonstrated there will be no unacceptable impact on the integrity and function of floodplains and there is no increased risk of flooding on the site or elsewhere. 3) Proposals should also, where appropriate, include Sustainable Drainage Systems (SuDs), incorporating rainwater harvesting, to manage surface water run-off. <p><i>Water Resources</i></p> <ol style="list-style-type: none"> 4) Proposals for waste management facilities will be supported <u>permitted</u> where it can be demonstrated that there will be no unacceptable impacts on the quantity and quality of water resources, including groundwater and surface water, taking account of 	To ensure consistent wording across policies.

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
			<p>Source Protection Zones, the status of surface watercourses and waterbodies and groundwater bodies. Where possible, proposals should include measures to enhance water quality.</p> <p>5) For landfill and landraising schemes, proposals will need to demonstrate the ground / geological conditions are suitable.'</p>	
PMM28	Policy DM8 – Public Access	98	<p>Amend Policy DM8 to:</p> <p>'Proposals for waste development will be supported <u>permitted</u> where it can be demonstrated this will not have an unacceptable impact on the existing rights of way network and its users. Where this is not possible, satisfactory proposals for temporary or permanent diversions, which are of at least an equivalent interest or quality, must be provided and improvements and enhancements to the rights of way network will be sought where practical.'</p>	To ensure consistent wording across policies.
PMM29	Policy DM10 – Cumulative Impacts of Development	103	<p>Amend Policy DM10 to:</p> <p>'Proposals for waste management development will be supported <u>permitted</u> where it can be demonstrated that there are no unacceptable cumulative impacts on the</p>	To ensure consistent wording across policies.

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
			environment, health or on the amenity of a local community.'	
PMM30	Policy DM11 – Airfield Safeguarding	104	Amend Policy DM11 to: 'Proposals for waste development within Airfield Safeguarding areas will be supported <u>permitted</u> where it can be demonstrated that the proposed development during the construction, operational and, where relevant, restoration and after use phases, will not result in any unacceptable adverse impacts on aviation safety.'	To ensure consistent wording across policies.
PMM31	Policy DM12	107	Amend Policy DM12 to the following: 1) 'Proposals for waste management facilities where sustainable alternative modes of transporting waste are not viable or practical will be supported <u>permitted where it can be demonstrated through a transport assessment or statement</u> that: a) The highway network including any necessary improvements can satisfactorily and safely accommodate the vehicle movements, including peaks in vehicle movements, likely to be generated; b) The vehicle movements likely to be generated would not cause an unacceptable impact on the	To be explicit that a transport assessment or transport statement is required to accompany a planning application.

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
			<p>environment and/or disturbance to local amenity;</p> <p>c) Measures have been put in place to minimise the impact of additional vehicle movements, for example directional signage, wheel washing, street cleansing, sheeting of load;</p> <p>d) Where appropriate, adequate vehicle routeing schemes have been put in place to minimise the impact of traffic on local communities; <u>and</u></p> <p>e) Adequate provision has been provided for safe vehicle manoeuvring and loading along with sufficient vehicle parking and EV charging points.</p>	
PMM32	Para 8.148	109	<p>Add the following explanatory text to paragraph 8.148:</p> <p>'To enable safe movement onto the highway and to prevent further impacts, development proposals should design sites that enable sufficient space for the safe manoeuvring of vehicles, loading/ unloading and parking, for both HGV's and private vehicles as well as access for emergency services. Charging points for electrical vehicles should also be available <u>for use by off- site and on-site mobile plant and vehicles associated with the proposal and should be considered in any parking layout. This will help to encourage the</u></p>	<p>To encourage the use of low or zero emission vehicles and highlight how this also helps deliver Policy SP5.</p>

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
			<u>use of low or zero emission vehicles and reduce greenhouse gas emissions as per Policy SP5: Climate Change.'</u>	
Chapter 9 – Monitoring and Implementation				
PMM33	Monitoring	111	Add the following explanatory text following paragraph 9.3: <u>'The monitoring report will also provide updates, by waste stream where data is available, on the monitoring periods waste arisings, waste management methods and waste capacity for the Plan area. This will provide an update to Chapter 5 of the Plan and provide key information in which to monitor the policies and the Plan to ensure it remains reflective of current needs.'</u>	To provide clarity on what the monitoring report will cover.
PMM34	Monitoring	111	Add the following explanatory text between 9.3 and 9.4: <u>'The Councils will also engage with District and Borough Councils, neighbouring Waste Planning Authorities and other relevant bodies whilst undertaking the monitoring report to ensure any relevant local, regional and national strategic matters are taken account when monitoring the policies and Plan.'</u>	To ensure continued engagement with key bodies and that relevant strategic matters are considered within the monitoring process

Ref.	Part of Plan	Page	Proposed Main Modification	Reason
PMM35	Monitoring	111	Add the following explanatory text after paragraph 9.5: <u>'If monitoring indicates a review of a policy, or the Plan, is required, the relevant bodies will be consulted for their input and feedback at the earliest stage possible.'</u>	To ensure continued engagement with key bodies within the monitoring process.
PMM36	SP2	113	Add the following text to the corrective action: <u>'If recycling levels fall below aspirations, revision made to waste management forecasts in Chapter 5. Where necessary, review the Plan to consider the allocation of specific sites or areas of search for new waste management facilities.'</u>	To ensure that monitoring of the Plan is effective and ensure continued sufficient capacity to handle waste arisings.
PMM37	SP4	114	Add the following text to the corrective action: <u>'Review policy and, if necessary, review the Plan and consider the allocation of specific sites or areas of search for new waste management facilities to ensure need being met adequately met.'</u>	To ensure that monitoring of the Plan is effective and ensure continued sufficient capacity to handle waste arisings.