

Nottinghamshire and Nottingham

Waste Local Plan

Schedule of proposed Additional
Modifications

May 2024

Introduction

This document sets out a schedule of potential additional 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. Additional modifications are those which are minor factual updates or corrections and therefore do not materially affect or alter the content of the Waste Local Plan. This document should be read alongside the schedule of proposed main modifications document.

The below additional modifications are based upon 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](#)).

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 Additional Modification	Reason
Chapter 1 - Introduction				
PAM1	Para 1.1 - 1.7		<p>Amend the chapter to read:</p> <p>1.1. Nottinghamshire County Council and Nottingham City Council are preparing a new joint Waste Local Plan to provide the planning policy framework against which all proposals for new waste development will be assessed.</p> <p>1.2. The Nottinghamshire and Nottingham Joint Draft Waste Local Plan will form the land use planning strategy for waste development within Nottinghamshire and Nottingham up to 2038. It will provide the basis for the determination of waste planning applications within the Plan Area. Its over-arching theme is the promotion of sustainable development and achieving the highest quality waste management facilities.</p> <p>1.3. <u>Once Upon adoption ed, the new Nottinghamshire and Nottingham Waste Local Plan forms the land use planning strategy for waste development within the County up to 2038. It will provides the basis for the determination of all recycling and waste planning applications within the County and City and the planning policy framework against which all proposals for waste development will be assessed. The new Waste Local plan will, when adopted, replaces the Waste Core Strategy (adopted December 2013) and the saved policies from the Waste Local Plan (adopted January 2002).</u></p>	To update the position of the Plan, should it be found sound and adopted, and provide clarity on the link between the Waste Local Plan and other Local Plans that make up the Councils Local Development Framework.

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			<p>1.4. <u>The Waste Local Plan forms part of the Local Development Framework for Nottingham City Council and for the District and Boroughs within Nottinghamshire County, including Ashfield, Bassetlaw, Broxtowe, Gedling, Mansfield, Newark and Sherwood and Rushcliffe. Therefore, applications for waste development will need to consider adopted policies within the relevant Councils Local Plan. Similarly, non-waste development proposals will need to consider policies within the Waste Local Plan.</u></p> <p>Have your say</p> <p>1.5. The Councils have published what is considered to be a sound plan for examination. The purpose of this Pre-submission draft Plan consultation exercise is to invite comment on the soundness of the plan. It is the versions that the Councils seek to adopt, subject to the examination, as the future framework that will guide the future development of recycling and waste facilities in Nottinghamshire and Nottingham.</p> <p>1.6. This document is anticipated to be available for comments between the 30th August and 11th October 2023. We would encourage you to respond online to this consultation using our online consultation system as detailed below. We will handle your personal information in accordance with our data protection protocols. Responses will be made public, but personal details will be redacted.</p>	

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			<p style="text-align: center;">How to make representations</p> <p>1.7. If you would like to make representations on the Nottinghamshire and Nottingham Waste Local Plan, we would encourage you to do so online via our website at www.nottinghamshire.gov.uk/waste, using our interactive online representation system for efficiency of processing. However, if you are unable to make your representations you can email us your comments.</p> <p style="text-align: center;">Contact us</p> <p>Nottinghamshire County Council is administering the preparation of the Plan on behalf of both Councils.</p> <p>Contact us Online: www.nottinghamshire.gov.uk/waste</p> <p>Email: planning.policy@nottscc.gov.uk</p> <p>By post:</p> <p>Planning Policy Team Place Department. Nottinghamshire County Council County Hall West Bridgford Nottingham NG2 7QP</p> <p>By Phone: 0300 500 80 80 (customer contact centre)</p>	

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			<p>Please ensure that we receive your comments by 5pm on the 11th October 2023 (date to be confirmed).</p> <p>Alternative formats</p> <p>This information can be made available in alternative formats or languages on request.</p> <p>What happens next?</p> <p>1.8. At the end of this consultation exercise, we will consider all comments and may make further changes as necessary before seeking approval to submit the plan to the Planning Inspectorate for examination.</p>	
Chapter 2 – Scope of the New Nottinghamshire and Nottingham Waste Local Plan				
PAM2	Para 2.1		<p>To add the following text after paragraph 2.1:</p> <p><u>'It should be noted that the Plan does not contain a policies map as the Waste Local Plan does not allocate sites nor make any designations. Any relevant designations, such as land allocated as Green Belt or for employment land, is made within the Local Plans for Nottingham City and the District and Borough's in Nottinghamshire County. Any application therefore will need to consider the relevant policies and policies map within the relevant Councils Local Plan.</u></p> <p><u>Safeguarded waste sites will be shown within the Authority Monitoring Report, which will be published annually by the Councils.'</u></p>	To provide clarity on the Policies Map.

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Chapter 3 - Context for Waste Planning				
PAM3	Para 3.7	14	<p>Amend paragraph to read:</p> <p>'It is important to note that the Waste Local Plan only covers the facilities for re-use/recycling, recovery and disposal. Prevention is about manufacturing processes and consumer behaviour, for example choosing more sustainable options such as designing products so that they will last longer or can be repaired more easily or have less packaging etc. <u>Re-use is about cleaning, repairing or refurbishing whole items or spare parts and so preventing something becoming waste. Therefore, re-use sites often encompass a wide variety of activities and may be handling material that is not classified as waste, therefore may be considered a non-waste development.</u> The waste local plan will deal with waste that has already been produced and there are many factors that influence waste production that are outside the remit of the waste local plan.'</p>	<p>To provide clarity on re-use and why the Plan does not contain a specific policy around re-use facilities but instead promotes the prevention of waste and re-use of material in all developments (Policy SP1). This is to address representations made by Shlomo Downen (ID: 880, 884, 889 AND 897), Richard Lumb (ID: 1008) and Nottinghamshire Friends of the Earth (ID: 994).</p>
PAM4	Para 3.16	15	<p>Amend paragraph to read:</p> <p>'In 2018 the European Union agreed a package of measures which form part of the implementation of its Circular Economy Action Plan. These measures include increasing the existing recycling target for municipal waste to 65% by 2035 and a target to reduce landfill to a maximum of 10% of municipal waste by 2035. This compares to a target of 50% by 2020 that the UK Government and local authorities are currently working to. Even though the UK has left the EU, the Government has signalled the Circular Economy measures <u>would</u> will be adopted within UK legislation <u>and adopted the 65% recycling target for municipal waste by 2035 in the Resources and Waste Strategy for England (2018).</u>'</p>	<p>To provide clarity that the current Government target is to recycle 65% of municipal waste by 2035. This is to address representations made by Shlomo Downen (ID: 885), Richard Lumb (ID: 1006) and Nottinghamshire Friends of the Earth (ID: 992).</p>

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PAM5	Para 3.35	18	<p>Add the following explanatory text:</p> <p>‘The Environment Act in 2021 provides the new framework of environmental protection which replaces EU laws since the UK left the EU. The act focuses on nature protection and sets new and binding targets relating to water quality, clean air, environmental protection, and waste reduction. It brings in requirements such as reducing single use plastics, <u>introducing food waste collection from households, standardising recycling materials collection at the kerbside</u> as well as introducing a mandate for biodiversity net gain in all developments from November 2023.’</p>	To include detail of measures to be introduced via the Environment Act which will impact on waste collections with the aim to increase recycling rates as per Mansfield District Council’s representation (ID: 942).
Chapter 4 – Overview of the Plan Area				
PAM6	Para 4.5	21	<p>Amend the paragraph to read:</p> <p>‘The County’s landscape is characterised by rich rolling farmlands to the south, with a central belt of mixed woodland and farmland, giving way to heathland of Sherwood in the north-west and open, flat agricultural landscapes dominated by the River Trent to the east, and the flat low-lying agricultural landscape of the Humberhead Levels to the north. <u>The historic landscape of the Trent Valley is an important area for archaeological remains of prehistoric settlement.</u> Nottinghamshire also supports a wide network of important sites for nature conservation, the most important focused within Sherwood Forest, to the north of Mansfield. This includes a Special Area of Conservation and possible future Special Protection Area, both of which hold international status.</p>	To address Historic England’s representation (ID: 1017) requesting to include reference to the heritage component of landscapes.
PAM7	Para 4.6	21	<p>Amend the paragraph structure and to read:</p> <p>‘Nottinghamshire is well known for its historic past, in particular for its link to the tales of Robin Hood but the areas heritage is much</p>	To correct terminology used and shorten sentences as per Historic England’s representation (ID: 1018).

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			more diverse, with. The Plan area has assets spanning thousands of years; from cave art found at the Creswell Crags on the Nottinghamshire- Derbyshire Border to medieval caves, taverns and castle found in Nottingham's city centre as well as several historic market towns full of heritage assets. The industrial past of coal mining, particular in the West of the County, and the textile industry throughout the 18th and early 19th into the 20th centuries has left a rich built heritage. The majority of Nottinghamshire's conservation areas, listed buildings, <u>Registered Parks and Gardens</u> historic parks , and Scheduled Ancient Monuments are faring well, but a proportion (around 10%) are in a vulnerable condition or situation.'																										
Chapter 5 – Waste Management in the Plan Area																													
PAM8	Table 10	39	<table border="1"> <thead> <tr> <th>Method</th> <th>LACW</th> <th>C&I</th> <th>CD&E</th> <th>Total</th> </tr> </thead> <tbody> <tr> <td>Recycling/ Composting</td> <td>419,000</td> <td>828,000</td> <td>1,114,000</td> <td>2,309,000 <u>2,361,000</u></td> </tr> <tr> <td>Energy Recovery/ Other disposal</td> <td>193,000</td> <td>103,000</td> <td>-</td> <td>348,000 <u>296,000</u></td> </tr> <tr> <td>Disposal</td> <td>32,000</td> <td>103,000</td> <td>59,000</td> <td>194,000</td> </tr> <tr> <td>TOTAL</td> <td>644,000</td> <td>1,034,000</td> <td>1,173,000</td> <td>2,851,000</td> </tr> </tbody> </table>	Method	LACW	C&I	CD&E	Total	Recycling/ Composting	419,000	828,000	1,114,000	2,309,000 <u>2,361,000</u>	Energy Recovery/ Other disposal	193,000	103,000	-	348,000 <u>296,000</u>	Disposal	32,000	103,000	59,000	194,000	TOTAL	644,000	1,034,000	1,173,000	2,851,000	To correct an error in Table 10 as noted by representation ID 894 and 908.
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Chapter 7 – Strategic Policies				
PAM9	Para 7.1	48	<p>Add the following explanatory text:</p> <p>‘The strategic policies within this chapter are designed to deliver the vision and objectives of the joint Waste Local Plan and provide the overall framework for future waste development within Nottinghamshire and Nottingham. They are designed to ensure that waste facilities are in the appropriate locations across the plan area to manage future waste arisings and will help move waste up the waste hierarchy, whilst protecting local amenity and the built, natural and historic environment. The strategic policies should be read alongside the more detailed Development Management policies in Chapter 8. <u>No policy within the Plan will be applied in isolation and account will be taken of all relevant policies in the decision-making process.</u>’</p>	<p>To highlight that no policy will be applied in isolation, with all Strategic Policies and Development Management Policies applying when determining an application. This is the Councils proposed resolution to several representations made by Historic England where further reference to the Historic Environment is requested (ID: 1023, 1029, 1041 and 1044).</p>
PAM10	Para 7.10	50	<p>Add the following explanatory text:</p> <p>‘All new non-waste development should also make sufficient provision for waste management as part of the wider development. This includes promoting good design to integrate waste storage areas with the rest of the development and its surroundings <u>and ensure access for waste vehicles.</u> Adequate storage facilities should also be provided at residential premises, for example by ensuring that there is sufficient and discrete provision for bins, to facilitate a high quality, comprehensive and frequent household collection service. There may also be opportunities, particularly for</p>	<p>To expand examples contained within the paragraph and ensure new development considers ease of access for waste collection, as per Mansfield District Councils representation (ID: 944).</p>

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			larger scale developments, for the incorporation of small-scale waste processing facilities into the scheme, particularly where there is scope for the recovery and use of heat and such a strategy has been thoroughly considered and appraised.'	
Chapter 8 – Development Management Policies				
PAM11	Para 8.87	91	Amend the supporting text for Policy DM6 to: '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</u> updated to the Historic Environment Record <u>in accordance with those records requirements.</u> '	To address comments from Council colleagues to ensure sufficient information is submitted.
PAM12	Para 8.88	91	Amend the supporting text for Policy DM6 to: 'To enable the Councils to make informed assessments and decisions on applications that may impact on the historic environment, adequate information is required from applicants within a heritage statement. Heritage statements should, as a minimum, include detail of the significance of the heritage asset affected, with the H historic E environment R ecord consulted as a minimum, and identify the impacts of the proposed waste development on the asset, including any cumulative impacts. For designated assets, as detailed above the statement will need to include clear and convincing justification for any harm, or loss of, the significance of a heritage asset (from its alteration or destruction, or from development within its setting). The level of detail within any assessment, where one is required, should be proportionate to the	To correct a typographical error.

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			importance of the heritage asset, the size of the development and the level of its impact on the heritage asset including its setting.'	
PAM13	Para 8.89	92	<p>Amend the supporting text for Policy DM6 to:</p> <p>'Where an application site includes, or is considered to have the potential to include, heritage assets with archaeological interest then a desk-based assessment will be required followed by a field evaluation where appropriate. Proposals will also need to ensure satisfactory measures are incorporated. The need for preservation in-situ of other sites and remains will need to be assessed against their importance and the impact that their loss would have upon the overall archaeological resource in Nottinghamshire and Nottingham. Although the preservation <u>in situ</u> of archaeological sites is a primary objective, it is clearly impracticable to preserve them all. Equally sites should not be destroyed without careful consideration and appropriate mitigation.'</p>	To provide clarity.
PAM14	Para 8.90	92	<p>Amend the supporting text for Policy DM6 to:</p> <p>'Where preservation in-situ is not feasible, sites need to be surveyed, excavated, or otherwise appropriately <u>investigated and recorded</u>. These provisions can only be assessed after the archaeological characteristics of proposed development sites have been evaluated. An appropriate scheme of treatment is required to be agreed with the <u>archaeological advisor of the</u> relevant Council prior to any development taking place.'</p>	To provide clarity and ensure the appropriate officers are consulted.

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PAM15	Para 8.91	92	Amend the supporting text for Policy DM6 to: 'It is strongly advised that assessments, including Heritage Statements and Archaeological Evaluations, are compiled by an appropriately experienced professional consultant or contractor to ensure that an appropriate statement is submitted.'	To correct a typographical error.
PAM16	Para 8.92	92	Amend the supporting text for Policy DM6 to: '8.92. Within any assessment the applicant should also demonstrate how consideration of the asset and setting has influenced the development of the proposal to minimise and mitigate any identified impacts. Through good design and consideration of the local historic environment, proposals can seek to minimise any harm and should where possible, enhance the historic environment. Early consultation with the local planning authority heritage <u>and archaeological officers</u> is recommended to help inform proposals and mitigations and so demonstrate the historic asset has been considered through the design of the waste facility. Historic England also can be contacted for pre-application services.	To provide clarity and ensure the appropriate officers are consulted.
Chapter 10 – Useful Information				
PAM17	Recovery, Incineration	127	Amend explanation of incineration to: ' Incineration – mixed waste of burnt and the heat produced used to generate electricity. It can also be used to sterilise clinical	To correct details that Incinerator bottom ash is a secondary aggregate not a recycled aggregate as per Shlomo Downen's representation (ID: 903).

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			and other potentially harmful waste. The leftover ash can be <u>used as a secondary aggregate recycled</u> , if suitable, or sent to landfill.'	
Chapter 11 - Glossary				
PAM18	Greenfield site	129	Add the following text to the definition of Greenfield site: ' <i>Greenfield site</i> – land that has not previously been developed including agricultural land, woodland, forestry, allotments, parks or other land that has not had a permanent structure placed on it, including restored, <u>or where provision for restoration has been made</u> , mineral <u>and landfill</u> sites. This can also include land where any previous use has blended into the landscape so that it now seems part of the natural surroundings.'	To address Shlomo Downen representation (ID: 903) that as per the NPPF, any mineral site with an active restoration condition is treated as a greenfield site.