
Independent Examination of the Derbyshire and Derby Minerals Local Plan

Matters, Issues and Questions

Derbyshire County Council and Derby City Council Response

Main Matter 5 – Whether the Plan makes adequate provision for the encouragement of the use of secondary and recycled aggregates.

Issue: Whether the Plan sufficiently promotes the use of secondary and recycled aggregates.

- 3 How should the last paragraph of Policy SP3, relating to the requirement for proposals to demonstrate early and high-quality restoration, be applied and considered in relation to the overall aims of the rest of Policy SP3?

MPA Response

The MPAs have found it difficult to appreciate the issue which is being highlighted in the question.

The MPAs have carefully considered the last paragraph of Policy SP3 in conjunction with DM Policy 15: Restoration, Aftercare and After Use and the main conclusion they have reached is that the last paragraph of SP3 regarding restoration is not relevant to this policy.

The reasoned justification for Policy DM15, indicates that Paragraph 223 of the NPPF requires land worked for minerals is reclaimed at the earliest opportunity, taking account of aviation safety and that a high-quality restoration scheme and aftercare of minerals sites takes place. This appears to the MPA as a requirement for the restoration of sites to a high quality where the primary resource has been excavated i.e. sand and gravel, crushed rock etc.

It does not seem to sit well with proposals for the reception, processing, treatment and distribution of materials in order to produce recycled and secondary aggregates

Secondary aggregates could be likely to be by-products of the primary mineral resource i.e. spoilheaps which may include provision of processing plant and machinery.

On further consideration, the MPAs consider that the requirement relevant to restoration schemes is already included in the third paragraph of the policy which seeks to ensure that when located at mineral sites, proposals for the production of secondary aggregates, should not delay site restoration of the primary excavated minerals site. i.e once the primary working of the main minerals site has ceased, then any processing plant or machinery should be removed quickly so that it does not delay early and high quality restoration of the main site.

Conclusion

Proposed modification to remove the last paragraph from SP3 as it does not appear relevant to this policy.