



Caerphilly County Borough
Local Development Plan

Hearing Session 9: Minerals and Waste
(Tuesday 25 May 2010)

Examination 2010

Caerphilly County Borough Council submission

Examination Statement reference:

ES9.1

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Hearing Session 9: Minerals and Waste

1 Introduction

- 1.1 This Topic Paper has been prepared by Caerphilly County Borough Council in order to help facilitate appropriate discussion at the relevant Hearing Session of the Caerphilly County Borough Local Development Plan Examination. The Paper is structured in accord with the Issue and Matters Agenda set out by the Planning Inspector (Mr Alwyn Nixon), as part of the Hearing Sessions Programme and provides a succinct response to the questions raised as part of that Agenda.
- 1.2 Where the Council does not intend to provide any additional written evidence the Inspector's attention is directed to the relevant part of the Evidence Base, which in the view of the Council addresses the matters raised. The paper will not repeat evidence previously submitted for consideration.

2 MINERALS – Does the Plan satisfactorily translate national minerals planning policy down to the local level?

- ***Should the identification of minerals safeguarding areas in policy SP09 (i) be unqualified by reference to the environmental etc impacts of minerals working, (ii) refer to “resources” rather than “reserves” and to a minimum 10 year landbank.***
- 2.1 The Inspector's attention is directed to the following parts of the evidence base, in particular AFC54 & FC23:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 5-6.);
 - **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (FC23 pp.68-60)
 - **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (AFC54 pp.133-134)
- ***Are the coal and other minerals safeguarding areas identified under policy MN2 adequate in extent? Should they extend right up to the settlement boundaries and be identified on the Proposals Map? Should the coal safeguarding areas include the Tertiary coal resource?***
- 2.2 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp. 5-8, pp14-25)

- **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (**FC19pp. 60-61**)
 - **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (**AFC54 pp.133-134**)
- ***Is reducing the extent of sand and gravel safeguarding areas under policy MN2 compared to the MTAN 1: Aggregates map, so as to create separate buffer zones, justified?***
- 2.3 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (**pp. 5-8**);
 - **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (**FC23 pp68-69.**)
- ***Does the Plan adequately define buffer zones around all mineral sites, including dormant (inactive) sites and Bryn Quarry?***
- 2.4 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (**pp. 9-13**);
 - **SB80:** Deposit LDP up to 2021 Written Statement (Incorporating Focused Changes and Additional Focused Changes) - Policies CW25 and MN1
- ***Does policy SP09 comprise an adequate strategy in relation to the area's contribution to the regional demand for a continuous supply of minerals?***
- 2.5 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (**pp. 5-6**);
 - **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (**FC 23 pp. 68-69**)
- ***Is there a need for a policy setting criteria for considering proposals for minerals working?***
- 2.6 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations- Volume 5 (**pp58-62**)

- ***Should the Plan identify specifically those areas where coal working would not be acceptable?***
- 2.7 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 297-300)
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- ***Does the plan adequately set out a strategy for the future use of all dormant mineral sites in line with MPPW para 19?***
- 2.8 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 9-13)
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- ***Is there a need for a policy concerned specifically with onshore gas Coal Bed Methane) extraction?***
- 2.9 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 29-35)
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- ***Are the provisions of the plan sound in relation to the Nant Llesg area north of Fochriw? Does the absence of an allocation of the Nant Llesg site for mineral development make the Plan unsound?***
- 2.10 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 48-55)
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- ***Is FC 14 (MN1.2 Hafod Quarry Buffer Zone / MN99.3 Hafod Quarry Mineral Safeguarding Area / NH2.3 VILL Abercarn) necessary in the interests on Plan soundness? Is it sufficiently clear that FC 14 also proposes changes to the extent of the VILL and SLA designations in relation to other mineral working sites in the county borough? Have these other changes been adequately identified and advertised?***
- 2.11 The Inspector's attention is directed to the following parts of the evidence base:
- **SB61:** Council Report on Deposit and Alternative Sites Consultations – Volume 5 (pp 41-46) –Hafod Quarry

- **SB59:** Council Report on Deposit and Alternative Sites Consultations - Volume 3 (pp 428-432) – Bryn Quarry
- **SB83:** Comprehensive List of Changes (Including Focused Changes and Additional Focused Changes) (FC 14 pp. 46-47)
- **SB82:** Deposit LDP up to 2021 – Proposals Map (incorporating Focused Changes and Additional Focused Changes) Jan 2010- **Map 37.**

3 WASTE – Does the Plan satisfactorily translate national and regional waste policy down to the local level?

- **Does the Plan adequately translate the provisions of the Regional Waste Plan (RWP) down to the level of Caerphilly Borough and demonstrate how the policies and proposals of the plan help to facilitate implementation of the RWP?**

3.1 The Inspector’s attention is directed to the following parts of the evidence base:

- **SB27:** BP4 – Waste Management - Section D of the document
- **SB29:** BP4 Supplementary Paper 2 – Land Availability

- **Does the evidence base provide sufficiently detailed and specific information about current and anticipated waste arisings; existing and foreseeable arrangements to deal with the different waste streams; and the consequent land-use and spatial requirements of future waste management arrangements, to demonstrate the adequacy and deliverability of the Plan’s waste policies?**

3.2 The Inspector’s attention is directed to the following parts of the evidence base:

- **SB28:** BP4 Supplementary Paper 1 – Operational Arrangements
- **ED17:** Section 6 - WM1.1 Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

- **Is policy SP11 founded on a sufficiently robust evidence base? Are its provisions demonstrably adequate, sufficiently clear, realistic and deliverable?**

3.3 The Inspector’s attention is directed to the following parts of the evidence base:

- **SB27:** BP4 – Waste Management - Section D
- **SB29:** BP4 Supplementary Paper 2 – Land Availability

4 Policy WM1 (HOVRA) – Cwmbargoed Washery Site - Is the policy founded on a robust evidence base?

▪ **Is the policy founded on a robust evidence base?**

4.1 The Inspector's attention is directed to the following part of the evidence base:

- **ED17:** Supplementary Paper WM1.1 – Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

▪ **Does the proposal fit with the waste strategy of neighbouring authorities?**

4.2 The Inspector's attention is directed to the following part of the evidence base:

- **ED17:** Supplementary Paper WM1.1 – Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

▪ **Is the policy realistic and deliverable?**

4.3 The Inspector's attention is directed to the following part of the evidence base:

- **ED17:** Supplementary Paper WM1.1 – Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

▪ **Is the proposal consistent with emerging LDP allocations for that part of the site within Merthyr Tydfil CBC?**

4.4 The Inspector's attention is directed to the following part of the evidence base:

- **ED17:** Supplementary Paper WM1.1 – Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

▪ **Should the policy be replaced by one allocating the Cwmbargoed Washery site in mixed-use terms, including for Waste Management Facilities?**

4.5 The Inspector's attention is directed to the following part of the evidence base:

- **ED17:** Supplementary Paper WM1.1 – Cwmbargoed (A Waste Facilities Site to serve more than One Local Authority Area).

5 Bryn Quarry Waste Transfer Station and Composting Facility.

- **Does the absence of identification of the Bryn Quarry site as a waste facility under policies SP11 / WM 1 render the Plan unsound?**

5.1 The Inspector's attention is directed to the following part of the evidence base:

- **SB.59** Council Report on Deposit and Alternative Sites Consultations – Volume 3, Pages 437 to 440.

- **Is the nature and use of the site such that its inclusion within a Special Landscape Area under policy NH 1 is unsound?**

5.2 The Inspector's attention is directed to the following part of the evidence base:

- **SB.59** Council Report on Deposit and Alternative Sites Consultations – Volume 3, Pages 428 to 433.