



CUMBRIA MINERALS AND WASTE DEVELOPMENT FRAMEWORK

APPENDIX H

**CUMBRIA COUNTY COUNCIL'S RECOMMENDED POST HEARING
RECOMMENDED CHANGES**

(AS DISCUSSED AT THE HEARING IN PUBLIC 11 TO 21 NOVEMBER 2008)

(With track changes)

The latest, post Hearing, recommended changes (November 2008) are shown highlighted in yellow; the previously recommended changes (October 2008) are shown in red; and the original text (March 2008) is shown in black.

STATEMENT OF DEVELOPMENT PLAN POLICIES TO BE SUPERCEDED

The Town and Country Planning (Local Development) (England) Regulations 2004**CUMBRIA MINERALS AND WASTE DEVELOPMENT FRAMEWORK****Regulation 13 (5) Statement of saved development plan policies that would be superceded by the submission draft Core Strategy and Generic Development Control policies**

The Minerals and Waste Development Framework (MWDF) will be a direct replacement for the Minerals and Waste Local Plan 1996 to 2006 (MWLP) which was adopted in May 2000. Most of its policies have been “saved” until the adoption of the MWDF and these are set out in the following list. The following table sets out the MWDF policies that would supercede saved MWLP policies.

The Cumbria and the Lake District Joint Structure Plan 2001 – 2016 was adopted in April 2006. ~~and its policies are, therefore, saved until April 2009 or until they are~~ Thirty five of its policies have been replaced ~~superceded~~ by North West Regional Spatial Strategy policies. The remaining Structure Plan policies have been extended and will continue to be saved until they are replaced by a future revision of the RSS. These saved policies are ST 4 and 5; EM 13, 14 and 16; H 19, 20, and 22; T 29, 30 and 31; E 35, 37 and 38 and R 44, 45 and 47

In accordance with paragraph 15.3 of the RSS local authorities are encouraged to consider whether these saved Structure Plan policies can be expressed within the Local Development Frameworks. ~~At the present time it is not known which Structure Plan policies will be superceded by those of the RSS and it would be premature for this Statement to identify ones that would be superceded by the MWDF policies.~~ The most obvious Structure Plan policies that will need to be considered with regard to minerals and waste policies are ST ~~2, 3 and~~ 4; E ~~34,~~ 35, 37 and 38; ~~E 42 and 43;~~ R ~~46,~~ 47, 48, 49, 50 and 51.