



**MINERALS AND WASTE LOCAL PLAN  
2014-2029**

**EVIDENCE BASE**

**Waste Export Consultation Exercise**

**DECEMBER 2013**



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## **1. CONTEXT**

- 1.1. This document has been prepared as part of the evidence base for the Draft Cumbria Minerals and Waste Local Plan (MWLP), which is part of the development plan system that the Government brought into effect in April 2012. Cumbria's Minerals and Waste Local Plan will be for the period up until 2029 and is for those parts of Cumbria that are outside the Lake District and Yorkshire Dales National Parks. The Local Plan has to be prepared by the County Council because it is the local planning authority for minerals and waste management developments.
- 1.2. The Localism Act 2011 imposes a duty on local planning authorities to cooperate with other authorities in the context of strategic cross boundary matters, which will include provision for the disposal and management of waste.

## **2. INTRODUCTION**

- 2.1. The concept of “net -self-sufficiency” in waste management was a key element in the Minerals and Waste Development Framework (MWDF) Core Strategy, but there will always be a need for the movement and treatment of waste across administrative boundaries, due to economies of scale on certain types of waste management and also due to commercial contracts. The Duty to Co-operate requires the County Council to understand and plan for any capacity issues arising from these movements.
- 2.2. Data from the Environment Agency’s Waste Data Interrogator (WDI), and the Hazardous Waste Data Interrogator (HWDI), have been analysed on an annual basis since 2006 in order to identify the quantities of waste that were exported to facilities within other waste planning authorities.

## **3. THE CONSULTATION EXERCISE**

- 3.1. In December 2013 letters were sent to Waste Planning Authorities (WPAs) in Scotland, England and Wales that received significant amounts of waste from Cumbria between 2006 and 2012, to ask for background information about waste sites in their area. The relevant WPAs were identified on a range of criteria, including the tonnage and trends in exports, but also anomalous changes in exports which could indicate a new site opening, or the closure of an existing site. Table 1 below lists waste exports from Cumbria 2006-2012, and indicates the dates of letter and response.
- 3.2. Each WPA was sent an individually tailored letter explaining Cumbria’s waste exports to the WPA area, and the reason why the letter was being sent. In addition a more detailed query on the WDI or HWDI identified the waste sites which were receiving the waste, and these were listed in the letter to the WPA.

3.3. The questions asked of each WPA were:

- i. are the site(s) listed in the table, still operating within your Local Authority area?
- ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)
- iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?
- iv. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?
- v. are there any known issues regarding future capacity at your existing waste management facilities?
- vi. are there any planning issues that would prevent an increase in capacity, if required?
- vii. are there any other issues that we should be aware of?

3.4. The consultation included four Scottish WPAs, receiving in total 26,651 tonnes of waste from Cumbria in 2012. Correspondence from Dumfries and Galloway, which shares a boundary with Cumbria, noted that:

*“the planning permission for the Council’s only waste disposal / treatment facility Ecodeco prevents waste from outwith the region being processed through the plant. The transfer of waste in the letter from Cumbria to D&G is therefore through merchant facilities which are regulated by SEPA who will be able to advise on the details required. The tonnage is likely to be directly attributed to the biomass plant at Lockerbie via the AW Jenkinson Woodwaste Limited”.*

3.5. No concerns were raised about waste exports from Cumbria to WPAs in England and Wales, or the impact on waste planning in the recipient authorities’ areas. Northumberland which shares a boundary with Cumbria to the North East stated that:

*In reviewing the summary tables of waste exported from Cumbria to Northumberland over the period from 2006 to 2012 that accompanied your letter and the Environment Agency’s Waste Interrogator I agree with your synopsis that the waste tonnages exported from Cumbria to Northumberland are usually small. I therefore consider that the majority of movements from Northumberland to Cumbria are not of strategic importance, particularly when compared to other movements of waste to and from Northumberland.*

*The Environment Agency’s Waste Data Interrogator does, however, indicate that in 2012 the tonnages of waste exported to Northumberland to Cumbria increased significantly in comparison to previous years. I understand this to be principally as a result of materials being imported from Cumbria to the Blackwater (North East)*

*Ltd site at Thurnton Brickworks near Alnwick in Northumberland, which became operational towards the end of 2011. It is understood that this site was collecting waste carpets and underlay, mainly from household waste recovery centres and bulky waste collections, to be processed and recycled. This movement is considered to be of more significance than the other observed movements. At this time there is, however, some uncertainty as to whether similar movements of this waste stream from Cumbria to Northumberland can and will continue in the future. This is as a result of a major fire at this site in September 2013 which means that this site is not currently operational. At this stage there is some uncertainty as to whether the site will re-open, whether an alternative site will be developed in Northumberland to replace this site or whether the operation will cease to exist. This clearly has implications for the movements observed from Cumbria in 2012.*

*The information also indicates that some of the waste exported from Cumbria to Northumberland falls within the hazardous waste category. At this stage I am unable to identify the destination of this waste in Northumberland using the Waste Data Interrogator 2012 and the Hazardous Waste Data Interrogator 2012 but given the nature of the waste I would expect that it is going to specialist sites. These may be industrial in nature rather than purely waste management facilities and these are known to import materials from large areas due to their specialist nature and economies of scale. Examples are known to include the Cooler Recycling Solutions Site at Haltwhistle and the Future Industrial Services site in Berwick-upon-Tweed. Again the tonnages of waste involved are small and are not considered to be significant.*

- 3.6. Lancashire County Council noted a similar situation to that in Cumbria, where landfill facilities have time limited planning permissions, but time extensions are either expected or already being considered.

*Though waste has been exported to facilities in Lancashire and Blackburn in the past there is no certainty that these facilities will continue to accept waste, either from those Cumbria based businesses or elsewhere. Likewise there is no certainty that those Cumbria based businesses will continue to send waste to the same facilities. This uncertainty can be demonstrated by the variation in wastes managed and waste facilities used over time.*

*I do not believe there are any planning reasons why these facilities cannot continue to accept wastes, within the limits of their planning permission.*

*With regards to your questions on future waste management facilities and capacities, the Joint Lancashire Minerals and Waste Core Strategy, and Site Allocations and Development Management Policies Local Plan sets out that:*

*Within the Plan area landfill sites, and facilities co-located on landfill sites, are currently time limited. There is a Local Plan policy in support of time extensions to these landfills but once the void is filled the co-located facilities are likely to be closed and removed as part of the restoration.*

*Whitemoss Hazardous Waste Landfill currently has planning permission to continue to accept waste to the end of 2018, though an application has been submitted to the Planning Inspectorate (under the provisions of the Planning Act 2008) for further landfilling. The release of some long term strategic landfill void at Whinney Hill Landfill site is dependent on void creation through quarrying – this situation is described in the Core Strategy section 6.8.*

- 3.7. Cheshire West and Chester, which received 2,713 tonnes in 2013 acknowledged that they hosted several facilities of regional and even national significance and stated that:

*“The waste volumes are not considered significant enough to require specific attention under the duty to cooperate.”*

- 3.8. The consultation exercise did identify that two landfill sites that receive waste inputs from Cumbria are due to close during the Plan period. One is in Stockton on Tees, and is expected to close in 2020, and the other is in Sunderland. Detailed responses from each Waste Planning Authority are included in this report, and information will be considered as part of the Cumbria Waste Needs Assessment to be undertaken in 2014.

#### 4. WASTE EXPORTS FROM CUMBRIA 2006-2012 BY WASTE PLANNING AUTHORITY: INCLUDING TO SCOTTISH WPAS

Table 1 - Wastes from Cumbria received in WPA area: 2006-2012

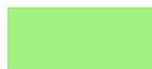
WPA	2006	2007	2008	2009	2010	2011	2012	Letter sent	Response
Barking and Dagenham	0	0	0	0	0	0	0		
Barnsley	232	307	242	1,230	270	1,561	1,331	21.02.14	
Bedford	0	0	0	0	16,439	12,029	0	17.12.13	23.12.13
Bedfordshire	0	1	51	82	0	0	0		
Bexley	0	0	0	0	0	0	0		
Birmingham City	22	8	78	118	35	24	117	17.12.13	
Blackburn with Darwen	0	0	443	912	517	3	108	17.12.13	31.01.14
Blaenau Gwent	0	0	0	15	0	0	0		
Bolton	53	388	1,511	943	1,861	1,031	323	17.12.13	29.01.14
Bradford City	13	9	14	10	11	6	36		
Bridgend	8	74	63	0	0	0	0		
Bristol	0	7	3	31	25	5	38		
Bromley	0	0	0	0	0	0	69		
Buckinghamshire	0	0	0	0	0	0	22		
Bury	26	72	62	27	166	107	240		
Calderdale	275	238	198	60	32	0	61		
Cambridgeshire WPA	169	127	145	17	85	23	11		
Cardiff City	0	144	0	0	0	0	0		
Central Bedfordshire	0	0	0	0	1	0	0		
Cheshire	7,297	6,113	5,229	4,680	4,183	0	0		
Cheshire East	0	0	0	0	39,331	60,469	99	17.12.13	07.02.14
Cheshire West and Chester	0	0	0	0	1	4,221	5,036	11.12.13	19.12.13
City of Derby	0	0	0	0	824	18	1		
Coventry	0	0	0	1	10	0	0		
Darlington	111	0	18	0	63	0	0		
Derbyshire	1,853	2,114	1,830	906	0	349	608	11.12.13	03.04.14
Devon	7	0	0	0	0	31	255	17.12.13	27.01.14
Doncaster	0	10	11	24	0	648	641	11.12.13	
Dorset	0	0	0	0	0	1	0		
Dudley	17	13	41	40	35	118	45		
Dumfries and Galloway							20,093	14.01.14	18.02.14

WPA	2006	2007	2008	2009	2010	2011	2012	Letter sent	Response
Durham	962	1,105	304	2,887	1,467	749	442	17.12.13	30.01.14
East Lothian							1,772	29.01.14	24.02.14
East Riding of Yorkshire	1,139	192	843	275	158	409	3,527	24.12.13	
East Sussex	0	552	47	0	61	92	0		
Essex	11	13	6	26	1	22	2		
Falkirk							1,804	14.01.14	05.02.14
Flintshire	0	77	54	0	0	1	5		
Gateshead	123	92	109	209	187	7,531	7,815	17.12.13	31.01.14
Gloucestershire	2	0	0	0	0	14	0		
Hackney	1	1	0	0	0	0	0		
Halton	1	46	41	72	855	239	188		
Hammersmith and Fulham	51	0	0	11	0	0	0		
Hampshire	0	829	376	0	57	238	422	17.12.13	05.02.14
Haringey	0	9	0	0	0	0	0		
Hartlepool	2,615	2,097	2,056	16,643	52,124	70,830	54,349	24.12.13	22.01.14
Havering	0	66	0	7	13	0	0		
Hertfordshire	77	46	78	17	19	48	63		
Hillingdon	0	0	0	0	0	0	0		
Hounslow	0	0	0	0	0	0	0		
Kent	1	2	15	6	1	1	11		
Kingston Upon Hull City	0	19	0	0	0	917	2,637	24.12.13	13.02.14
Kirklees	226	210	176	385	609	574	520	11.12.13	28.02.14
Knowsley	522	339	262	541	592	818	964	11.12.13	30.01.14
Lancashire	7,993	9,796	21,231	93,815	95,598	49,960	38,061	02.01.14	31.01.14
Leeds	203	610	1,286	1,713	971	1,681	880	11.12.13	13.12.13
Leicestershire	12	1	10	0	3	2	308	17.12.13	20.01.14
Lincolnshire	0	0	0	228	0	0	57	17.12.13	18.12.13
Liverpool	257	441	2,153	1,031	1,151	771	8,587	24.12.13	30.01.14
Manchester	1	1	95	76	27	54	12		
Medway	0	6	0	0	0	0	0		
Middlesbrough	287	7	50	34	259	18	33		
Milton Keynes	0	0	0	0	0	0	0		
Neath Port Talbot	0	0	0	0	0	2	0		
Newcastle Upon Tyne	1,278	1,302	1,482	1,562	1,275	1,006	1,288	11.12.13	01.04.14
Newham	0	0	0	0	0	0	27		

WPA	2006	2007	2008	2009	2010	2011	2012	Letter sent	Response
Newport	271	38	33	59	8	27	162	24.12.13	10.01.14
Norfolk	0	0	0	3	3	1	48		
North East Lincolnshire	0	0	0	0	0	0	0		
North Lincolnshire	0	0	1	41	217	0	341	24.12.13	18.02.14
North Somerset	0	0	0	3	0	0	0		
North Tyneside	54	182	121	54	220	453	11,825	24.12.13	31.01.14
North Yorkshire	125	70	12	63	119	116	345	24.12.13	06.01.14
Northamptonshire	1	30	0	9	7	30	10		
Northumberland	0	24	68	107	29	114	721	24.12.13	22.01.14
Nottingham City	51	17	38	26	351	62	52		
Nottinghamshire	148	199	240	291	464	504	532	11.12.13	12.12.13
Oldham	1	19	198	0	0	0	29		
Oxfordshire	1	3	0	1	0	0	0		
Peterborough	1	0	0	0	0	0	248	24.12.13	09.01.14
Plymouth	0	0	0	0	0	0	0		
Powys	1	0	0	0	1	0	0		
Reading	0	0	0	0	0	0	0		
Redcar and Cleveland	3,142	1,459	1,970	3,084	4,367	4,843	3,797	24.12.13	25.02.14
Rhondda,Cynon,Taff	0	0	0	0	0	9	0		
Richmond Upon Thames	0	0	0	0	0	2	0		
Rochdale	2	1	4	7	5	17	9		
Rotherham	24	17	223	201	1,247	854	1,425	17.12.13	24.01.14
Salford	123	117	365	242	402	393	499	24.12.13	29.01.14
Sandwell	68	4	8	36	21	53	51		
Sefton	249	395	408	274	335	380	188	24.12.13	30.01.14
Sheffield	939	1,170	723	278	129	31	137	11.12.13	20.02.14
Shropshire	0	36	29	53	48	58	1		
Slough	0	0	0	0	0	0	0		
Somerset	0	1	0	0	0	0	0		
South Ayrshire							2,986	14.01.14	18.02.14
South Gloucestershire	0	0	0	0	0	0	0		
South Tyneside	0	0	0	0	0	4	0		
Southampton City	0	0	0	0	0	2	2		
St Helens	769	1,733	2,279	626	3,846	6,030	3,997	24.12.13	30.01.14
Staffordshire	65	8	152	78	88	16	50		

WPA	2006	2007	2008	2009	2010	2011	2012	Letter sent	Response
Stockport	8	0	33	8	13	13	15		
Stockton-on-Tees	4,879	2,441	13,955	3,097	6,308	4,617	2,061	23.12.13	21.02.14
Stoke-on-Trent City	128	159	588	1,019	3,196	1,291	1,678	23.12.13	09.01.14
Suffolk	0	0	6	9	0	19	45		
Sunderland	1,022	3,562	1,332	454	774	13,808	9,624	24.12.13	05.02.14
Surrey	0	0	0	0	0	1,232	189	24.12.13	06.01.14
Swindon	16	14	0	0	0	0	0		
Tameside	185	16	17	7	5	4	1		
Telford and Wrekin	0	0	0	0	0	37	35		
Thurrock	5	1	0	0	0	0	0		
Tower Hamlets	0	0	0	0	0	0	0		
Trafford	648	599	139	120	5,197	5,706	4,784	24.12.13	29.01.14
Wakefield	1,115	876	1,084	1,437	1,203	1,794	2,022	23.12.13	06.01.14
Walsall	284	234	387	514	317	331	339	24.12.13	
Waltham Forest	0	0	59	0	0	0	0		
Warrington	102	62	52	34	12	27	331	24.12.13	24.01.14
Warwickshire	2	0	0	15	20	15	23		
West Berkshire	179	0	0	0	0	0	7		
West Glamorgan	0	0	0	0	0	2	0		
West Sussex	0	0	297	171	550	648	0	24.12.13	06.02.14
Wigan	224	118	37	29	29	44	147		
Wiltshire	18	21	11		1	0	14		
Wirral	0	292	20	91	342	485	0	24.12.13	27.02.14
Wokingham	0	0	0		0	0	0		
Wolverhampton	0	0	0	0	0	0	3		
Worcestershire	0	1	1	4	52	12	5		
York, City of	0	28	19	9	4	12	11		
Unknown	0	0	0	95	0	0	0		
<b>Total</b>	<b>40,696</b>	<b>41,430</b>	<b>65,527</b>	<b>141,279</b>	<b>249,248</b>	<b>260,719</b>	<b>201,697</b>		

 Do not write

 Write

## A. Parameters for query of Environment Agency Waste Data Interrogator

**Waste Data Interrogator**
[Exit Interrogator](#)

2009 Data

DATA OPTIONS

**Choose Facility Location**

Region  
  Sub Regional  
  WPA  
  District

**Waste Planning Authorities**

*Selection*

Include All

**Choose Waste Types**

**Waste Category:**  
  All categories or:  
  Inert  
  HIC  
  Haz

**Select Waste classification system:**  
  SOC  
  EWC

**Substance Oriented Classification (SOC)**

*Selection*

Include All

**Choose Facility Type**

By Site Category  
  By Facility Type

*Selection*

Include All

REPORT LAYOUT OPTIONS

**Report on Waste Facilities by:**

Waste received  
  Waste removed  
  Number of facilities

**Select Data to Display**

**Show Facility Location By**  
 Region  
  Sub Region  
  WPA  
  District

**Show Waste Type By**  

<i>SOC Class:</i>	<i>Waste attributes:</i>
<input type="checkbox"/> SOC Level 1	<input type="checkbox"/> Category
<input type="checkbox"/> SOC Level 2	<input type="checkbox"/> Waste form
<input type="checkbox"/> SOC Level 3	

**Facility**  
 Site Category  
  Facility Type

**Other Selections**  
 Site details  
  Waste Origin  
  Waste Fates (waste removed only)

Dont Show

**Options for Table Layout**

**Select one of these items to display as columns**  
 Facility Area by:   
  Origins by:

Waste by:

Facility by:

Waste output fates - Transfer, Treatment, LF, Recycling, Incineration

**5. CONSULTATION REPLIES FROM WASTE PLANNING AUTHORITIES.**

# Central Bedfordshire

Dear Francesca,

Thank you for contacting Bedford Borough Council. I shall answer each question in turn:

- 1) Is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?*

It is not a trend which could continue. Whilst Stewarby non-hazardous waste landfill site was able to accept waste in 2010 and 2011, it ceased importing non-hazardous waste in December 2011 and is now being restored. This means that there are currently no active non-hazardous waste landfill sites in Bedford Borough or the remainder of the Plan area.

- 2) Is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?*

For the reasons stated in response to question one and question d Bedford Borough Council would strongly encourage Cumbria to provide facilities for the amount of waste it produces.

- 3) Do you have any comments on the movement of waste from Cumbria to the identified site(s)?*

Please be aware that while B&W Waste Management Services Ltd, Monoworld and Goosey Lodge do not have catchment area restrictions, they are limited to the types of waste they can accept.

B&W Waste Management Services accepts mixed non-hazardous, oils, paints and WEEE, while Goosey Lodge accepts non-hazardous waste, agricultural waste, food and animal-by-products. Monoworld waste transfer station is restricted to accepting paper, card and plastics. Monoworld simply bulks up waste and sends it elsewhere for processing. There are currently no planning reasons preventing these three facilities from accepting waste from Cumbria, though of course, where each facility imports waste from is a commercial decision, outside of the control of the Local Planning Authority.

- a) In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*

Neither Bedford Borough or Central Bedfordshire have any ambitions to manage additional waste streams, though the Minerals and Waste Local Plan Strategic Sites and Policies (to be adopted early 2014) contains 4 Strategic Waste sites in the Plan area and there are specific policies against which proposals for Composting, Anaerobic Digestion, EfW, Landfill, Waste Water Treatment, Hazardous, Clinical and Inert Waste treatment facilities can be assessed.

- b) Are there any known issues regarding future capacity at your existing waste management facilities?*

There are no known issues regarding future capacity at Bedford Borough's existing waste management facilities.

Earlier in the year Covanta Energy obtained a development consent order to construct a 600,000 tpa resource recovery facility in Central Bedfordshire. However, Covanta have since pulled out of the UK and it is unlikely that the facility will be developed.

*c) Are there any planning issues that would prevent an increase in capacity, if required?*

The LPA would need to assess any proposal for a variation to an existing planning permission against many different factors and any proposed increase would need to be considered on a case-by-case basis.

*d) Are there any other issues that we should be aware of?*

Minerals and Waste Local Plan Strategic Sites and Policies for Central Bedfordshire, Bedford Borough and Luton Borough Councils has recently been found Sound by the Planning Inspector and is due to be adopted early 2014

<http://www.centralbedfordshire.gov.uk/planning/minerals-and-waste/examination-hearings.aspx> . The Plan seeks to make provision for the tonnage of waste arising from the Plan area, plus an apportionment of residual waste from London for landfill. However, it discourages the importation of waste across large distances through a catchment area restriction policy. For this reason should a new landfill site open in the Bedford Borough/Central Bedfordshire area, it is unlikely that it would accept significant tonnages from Eden or Cumbria.

I hope this helps. If you have any further questions regarding this response please do not hesitate to get in touch.

Kind regards,

Natalie

Natalie Chillcott MRTPI Minerals and Waste Planning Officer

**Minerals and Waste Planning Team: Shared Service for Central Bedfordshire, Bedford Borough and Luton Borough Councils**

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# Cheshire East

**From:** LONGMIRE, Jamie [Jamie.Longmire@cheshireeast.gov.uk]

**Sent:** 07 February 2014 16:58

**To:** Brett, Sue A; McEnaney, Francesca

**Cc:** PENNY, Stuart; JACKSON, Julian

**Subject:** Duty to Cooperate

Dear Sue,

With regards to your letter dated 17th December 2013 concerning waste movements out of Cumbria to Cheshire East (based on EA Data), we can provide the following responses to your questions.

## Question

*Having looked at export trends from 2010 to 2012, we note that usually, very little or no waste is exported to you; however, in 2012 there was an anomaly.*

*i. is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?*

*ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?*

*iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?*

## Response

It is agreed that based on the data presented (2010-2012), waste exports from Cumbria to Cheshire East are not significant in quantity (<100 tonnes per annum). This is with the exception of quantities of 'inert excavation waste' exported from Carlisle and Cumbria to Cheshire East during 2010 and 2011 (39,259.34 tonnes and 60,419.98 tonnes respectively).

It is understood that this waste material would have been transported by rail to Network Rail's Crewe LDC located at Basford Sidings, Crewe, CW2 6FA. This facility is known to process and recycle spent ballast from maintenance work on the rail network. We are unable to comment on the likelihood of future movements from Cumbria taking place although it is considered that given the nature of this facility, any movements would be largely dependent on programmed improvements/maintenance to the rail network. We are not currently aware of any planning issues relating the operation or capacity of this facility.

## Question

*As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.*

*a. In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*

*b. Are there any known issues regarding future capacity at your existing waste management facilities?*

*c. Are there any planning issues that would prevent an increase in capacity, if required?*

*d. Are there any other issues that we should be aware of?*

## Response

Cheshire East is currently preparing its Local Plan. In the Local Plan Strategy (submission version) a commitment has been made to meet the borough's predicted waste management needs through provision of sufficient opportunities for waste management

facilities in appropriate locations. This will be achieved through the preparation of a Waste Development Plan Document (DPD) underpinned by an updated Waste Needs Assessment that will address i) all waste streams arising in Cheshire East; ii) the borough's overall waste management capacity/capacity gaps; and iii) movements of waste to and from the authority area. Therefore, Cheshire East is unable to offer specific or definitive comment on the above at this stage but will be in a better position to do so later this year (2014). We would likewise welcome the opportunity to engage with Cumbria in the preparation of Cheshire East's Waste DPD in due course.

I trust this information is useful in your plan preparation. Please do not hesitate to contact me should you require any further information.

Kind regards,

Jamie

**Jamie Longmire**

Planning Officer - Spatial Planning  
Strategic Planning & Housing  
Cheshire East Council  
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Sandbach, Cheshire CW11 1HZ

Sue Brett  
Minerals and Waste Planning Policy  
Team  
Cumbria County Council  
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our reference	your reference:	please ask for:	date:
CL/	SAB/p334-28	See below	17 December 2014

Dear Sir

## **Consultation under the Duty to Co-Operate – Localism Act Waste/Hazardous movements out of Cumbria**

Thank you for your letter of 11<sup>th</sup> December 2013 and for giving Cheshire West and Chester the opportunity to comment on the existing and future movements of waste, in particular Hazardous Waste from Cumbria into Cheshire West and Chester.

Cheshire West and Chester has a number of Hazardous Waste Treatment Facilities all of which are considered to be regionally significant and some are recognised as having a national significance both in the adopted Cheshire Replacement Waste Local Plan and in the emerging Cheshire West and Chester Local Plan.

Whilst it is the proposed policy of Cheshire West and Chester to safeguard all existing waste management facilities, together with those with planning consent but not yet operational, some of these facilities have time limited Planning Permissions and you should not assume that they will be renewed or available throughout the plan period. From the information supplied we would confirm that the facilities named do not have any planning restrictions that would prevent them from operating throughout your plan period.

However we would state that the waste volumes are not considered significant enough to require specific attention under the duty to cooperate.

Cheshire West and Chester fully accept that we are unable to control these movements of waste across administrative boundary, however we would look to you to ensure that the



# Cheshire West & Chester Council

most sustainable mode of transport is being used and that the facility being used is the nearest appropriate facility.

Whilst existing waste flows are dealt with at existing facilities of more concern to Cheshire West and Chester is future increases in hazardous waste in the form of Furness Bottom Ash (which may be hazardous) and APC residues from proposed new EfW facilities. Whilst capacity exists for such waste within Cheshire West and Chester annual capacity restrictions apply. Should Cumbria CC be proposing any such new facility, we would seek to ensure that due account be taken of the Hazardous waste that could be generated from such a facility, and to this end I would be grateful if you could keep us informed as you progress with the waste policies within the new Local Plan.

Should you require any additional information or wish to discuss please do not hesitate to come back to me.

Yours faithfully

Campbell Latchford  
Principal Planner  
Minerals and Waste Policy  
Spatial Planning  
Cheshire West and Chester Council  
Tel: 01224 976756  
Email: [Campbell.latchford@cheshirewestandchester.gov.uk](mailto:Campbell.latchford@cheshirewestandchester.gov.uk)



Cheshire West  
and Chester

# Derbyshire

Dear Ms McEnaney,

Sorry for the delay in replying to your request for information.

We have, as part of the background work towards the Derby and Derbyshire Waste Plan, contacted site operators to ascertain their intentions and to the best of our knowledge the facilities that have received inputs from Cumbria will remain available for the foreseeable future. We are not aware of any reason for the anomalous figure in the records for 2010.

I note that the movements to Derbyshire you identify are fairly small in nature. As part of our Duty to Cooperate we took a decision not to consider any non-hazardous waste movement of less than 1,000 tonnes as strategic in nature, a protocol we developed jointly with Nottinghamshire and which has been used, tested and found sound at their Waste Plan Examination in Public.

I hope this is of assistance to you.

Neil Leyland

**Neil Leyland | Planning Officer  
Development Plans**

Economy, Transport and Environment | Derbyshire County Council  
Shand House, Dale Road South, Matlock, Derbyshire, DE4 3RY  
01629 533310



# Devon

Dear Francesca,

Further to your letter of 17<sup>th</sup> December 2013, please find below answers to the queries you have raised:

i. – iii. While the tonnage transported from Cumbria to Devon in 2012 was significantly above levels in the preceding years, it is still a small amount in the context of total imports into Devon. None of the facilities identified in your table were new in 2012, so it is difficult to suggest a reason for the increase or to comment on whether it is a one-off or the start of a trend. It may be the case that another facility elsewhere in the country that received waste from Cumbria has closed, leading to the waste being diverted to Devon.

The Bale Environmental and Sims Group facilities both have permanent planning permissions, and I am not aware of any capacity constraints that would prevent their ability to receive similar waste tonnages in the future. We have no information on the Bandvulc Tyres facility as this is an industrial operation rather than a waste one, and Devon County Council therefore has no planning responsibility for it.

a. Devon is broadly self-sufficient in waste management capacity, with exports generally in balance with imports and little waste travelling beyond our neighbouring WPAs. For hazardous waste, though, we are a net exporter, and our emerging Waste Plan includes a policy that allows for additional capacity for hazardous and other special types of waste where it would predominantly serve a need from within Devon and adjoining WPAs.

b. There are capacity issues at our non-hazardous landfill sites, and a need for additional energy recovery capacity. However, any additional capacity for these is intended to manage local waste, rather than waste from other regions.

c. Not aware of any particular issues that would prevent increases in capacity to meet b. other than uncertainty over whether operators bring schemes forward.

d. Not that I can think of. I'm aware that Cumbria manages significant levels of radioactive waste, but data from the Environment Agency shows very low levels of radioactive waste arising within Devon, with no information available on where it is managed/disposed of (although discussion with the EA suggests that some will be very low level waste that is disposed of locally, while some is disposed of through an incinerator in Hampshire).

Please let me know if you need anything further.

Regards

*Andy Hill*

*Principal Planning Officer - Minerals & Waste*

*Planning, Transportation & Environment*

*Devon County Council*

[www.devon.gov.uk](http://www.devon.gov.uk)

*Tel: 01392 383510*

# Doncaster

Dear Francesca,

Thank you for your letter/email dated 18<sup>th</sup> February 2014.

We concur with your view that the amount of waste exported from Cumbria to the borough of Doncaster (during the year 2012) has increased markedly in recent years, albeit from a relatively low base. However, the proportion of waste that is transferred from Cumbria to Doncaster are relatively modest compared with the overall licenced capacity of sites and there is no reason to suggest that these movements will not continue into the future. As far as we are aware, the facilities listed in your table are still in operation.

The Barnsley, Doncaster and Rotherham Joint Waste Plan deals with all types of waste, including waste from industrial and business sources, construction and demolition activities, agricultural processes, as well as waste from households, with the exception of colliery waste.

There are no plans to deal with additional waste streams other than those identified within the plan area. However, low level radioactive waste is addressed at the national level. Most of it arises from the decommissioning and clean-up of nuclear sites, none of which are located in the plan area.

There are no known issues regarding future capacity at our existing waste management facilities (e.g. recycling and treatment facilities, landfill sites, transfer and dredging facilities) which accept waste from other parts of the UK. These sites been safeguarded to help achieve our recycling, recovery and disposal targets and ensure their long term stability/efficiency throughout the life of the plan.

In relation to hazardous waste, forecasts generally show that arisings will remain constant over the course of the plan period and there will be no significant shortfall in waste capacity within the plan area.

The overall strategy of the Joint Waste Plan seeks to maintain, improve and expand the network of waste management facilities throughout Barnsley, Doncaster and Rotherham to achieve sustainable waste management across all waste streams.

As well as safeguarding existing sites, the Joint Waste Plan allocates three new at strategic sites to accommodate large-scale non-hazardous waste facilities to meet the identified capacity shortfall over the period to 2026.

Two of the proposed waste management sites are located within Doncaster at Hatfield Power Park (which has planning permission) and Sandall Stones Road. Hatfield Power Park is earmarked to accommodate a rail freight railhead, allowing waste to be transported over longer distances as an alternative to road transport.

However, it is anticipated that cross boundary movements will decrease over the course of the plan period so long as “neighbouring authorities are successful in their intentions to manage their waste within their own boundaries” (see paragraph 2.26 of the Barnsley, Doncaster and Rotherham Joint Waste Plan) .

While it is preferable to manage waste close as possible to its source in line with European and national legislation, it is recognised that there will continue to be cross-boundary movements of waste between Cumbria and Doncaster during the plan period. However, it is assumed that cross-boundary movements will have no net impact on our future capacity requirements – the overall

tonnages (as set out in your table) are relatively low and have remained relatively static over recent years.

Future waste proposals will be assessed in terms of their ability to achieve sustainable waste management in line with the principles of the waste hierarchy set out in European and national legislation. In Doncaster, waste will be managed in the following order of priority: prevention, re-use, recycling, recovery and disposal. However, waste can be imported or exported where this represents the most sustainable option (in terms of safeguarding jobs, manufacturing new materials and products, minimising the use of raw materials and avoiding landfill disposal etc) in line with aims C and D of the Joint Waste Plan.

I hope this answers your query – please let me know if you require any further information

Philip

**Philip Wadsworth**  
**Principle Planning Officer (Local Plans)**  
**Service Improvement and Planning Policy**  
**Directorate of Regeneration and Environment**

Civic Office  
Waterdale  
Doncaster  
DN1 3BU

Tel: 01302 734933

# Dumfries & Galloway

Shona,

Apologies I had forgotten about this request. I have answered the queries below

Please could you answer the following questions in relation to these four large movements.

- i. are there any planning reasons as to why Dumfries and Galloway cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)
  - a. Yes the planning permission for the Council's only waste disposal / treatment facility Ecodeco prevents waste from outwith the region being processed through the plant. The transfer of waste in the letter from Cumbria to D&G is therefore through merchant facilities which are regulated by SEPA who will be able to advise on the details required. The tonnage is likely to be directly attributed to the biomass plant at Lockerbie via the AW Jenkinson Woodwaste Limited.
- ii. do you have any comments on the movement of waste from Cumbria?
  - a. The Council needs to be mindful of the Waste (Scotland) Regulations 2012 and the related requirements.

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

- a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?
  - a. The Council's Municipal Waste is managed under contract by Shanks and the synergies with the Cumbrian contract would suggest waste will continue to be transferred from D&G to Cumbria by Shanks. This is likely to increase going forward for residual waste considering the less aspirational regulatory and policy approach to waste management in England. However it is the Council's intention to construct a new composting facility in Dumfries which will eliminate the need to transfer garden waste to Cumbria.
- b. are there any known issues regarding future capacity at your existing waste management facilities?
  - a. No
- c. are there any planning issues that would prevent an increase in capacity, if required?
  - a. No other than the matter above in respect of Ecodeco

- d. are there any other issues that we should be aware of?
  - a. Waste (Scotland) Regulations 2012

Regards

**From:** McCoy, Shona

**Sent:** 18 February 2014 09:30

**To:** Blayney, Greig

**Cc:** McEnaney, Francesca ([Francesca.McEnaney@cumbria.gov.uk](mailto:Francesca.McEnaney@cumbria.gov.uk))

**Subject:** FW: Duty to Cooperate

Greig,

I forwarded the original e-mail from Cumbria County Council onto you in January, CCC are now chasing for a reply – see e-mail below. Are you able to reply to them?

Shona McCoy - Team Leader  
Development Planning  
Militia House  
Dumfries  
DG1 2HR

Telephone 01387 260170 Internal 64170  
Fax 01387260149  
Drop Point: 207

Mail to: [shona.mccoy@dumgal.gov.uk](mailto:shona.mccoy@dumgal.gov.uk)

Contact: Leo Oliver  
Direct Tel: 03000 263 402  
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email: [Leo.Oliver@durham.gov.uk](mailto:Leo.Oliver@durham.gov.uk)  
Our Ref: LO/DTC/Cumbria  
Your Ref: SAB/p334-28



Ms Sue Brett  
Environment,  
Minerals and Waste Planning Policy Team,  
Cumbria County Council,  
County Offices,  
Kendal,  
Cumbria  
LA9 4RQ

30 January 2014

Dear Ms Brett

## Waste Plan for Cumbria – the Duty to Co-operate

Thank you for your letter of consultation in relation to the above matter and information to help in the review of the Local Waste Plan which is being undertaken both by Cumbria County Council and the Lake District National Park Authority.

We have examined the enclosed information and note the anomalies in the trends data from 2006 to 2012.

In relation to your questions, we reply as follows:

- i. **is this a trend that is set to continue, perhaps a new waste management facility has opened in your local authority area?**

We note the anomalies in the EA data and can comment only that these are all established companies and that waste movements are market driven. We would also comment that the period includes the recession and also includes movements for which there are no site details. The tonnages vary considerably through the period, and appear to be mainly non-hazardous, with the exception of 2008 where there was a large amount of hazardous waste imported to County Durham from Cumbria.

### **Regeneration and Economic Development**

Durham County Council, County Hall, Durham, DH1 5UQ  
Main Telephone 0300 1237070

County Durham is a net exporter of Hazardous waste (see Environment Agency website trends data). The largest producer and manager (a net importer) of Hazardous waste in the North East region is the Tees Valley, as also shown on the Environment Agency website (<http://www.environment-agency.gov.uk/research/library/data/150326.aspx> in the North East section on the 'Movements' tab).

**ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?**

We do not have any more information on these movements beside the information you have provided; however the trends would suggest that movements – in some form or another – will continue between Cumbria and County Durham. As you are aware, it is always advisable to strive to be self-sufficient in line with PPS10's aim of communities taking more responsibility for their own waste. This is not always possible however due to market forces, economies of scale and commercial contracts or decisions. We also acknowledge that there may be instances where specialist management is needed and this may be available in neighbouring authority areas.

**iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?**

We do not have any more information on the specific waste or sites involved beside the information available from EA's Waste Data Interrogator 2012 and Hazardous Waste Interrogator 2012. The nature of some of the waste, however, would suggest that it may be managed at one of the clinical waste transfer stations in the County. There are 4 of these sites in the County, at Annfield Plain; Bracken Hill; Sharpsmart, Spennymoor (Daniels Corporation International Ltd); and Harmire Road, Barnard Castle. Harmire Road, Barnard Castle is for Glaxo's own use only.

The Durham Waste Management Centre is run by Veolia/Cleanaway and is otherwise known as Garmondsway. This is a Special Waste Transfer Station in EA's classifications.

As you may be aware, the only Non-hazardous landfill with a SNRHW cell in County Durham is at Aycliffe East landfill. As detailed in the Pre-Submission Draft County Durham Plan, Joint Stocks has been mothballed, and therefore there is no longer this resource for MSW in the County.

County Durham has a total Hazardous treatment capacity of 10,000 tonnes annually (2010 figures) and some 34,000 tonnes of transfer capacity (Urban Mines 'Model of Waste Arisings and Waste Management Capacity For the North East of England Waste Planning Authorities' July 2012).

In relation to future waste management facilities and capacities, we have the following comments to make:

**a. In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?**

As you are aware, the management of waste is driven by market forces and commercial decisions on the part of operators. This is a question which is perhaps more for operators to answer than for the County Council.

You may be interested to know that the North East's first commercial food waste anaerobic digestion facility has recently opened in County Durham.

**b. Are there any known issues regarding future capacity at your existing waste management facilities?**

We are not aware of any planning reasons why these movements could not continue.

**c. Are there any other issues that we should be aware of?**

You may find it useful to look at the Urban Mines study mentioned above. I have attached a PDF version of this for your convenience.

I also attach a copy of the report "Production and Disposal of Low Level Radioactive Waste (LLW & VLLW) in the North East of England" (August 2013) for information. A separate Duty to Co-operate consultation has been conducted on this document, as we are aware that there are movements of Low Level Radioactive Waste between the North East region and Cumbria. At the time of writing I'm aware that we have not yet received a response on this yet. The deadline is the 31<sup>st</sup> January 2014.

We hope that you find this information useful.

Yours sincerely,

Leo E. Oliver

Our Ref: WD/1 – POL51302  
Your Ref: SAB/p334-28

Date: 24<sup>th</sup> February 2014

Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council  
County Offices  
Kendal  
LA9 4RQ

Monica Patterson  
DEPUTE CHIEF EXECUTIVE  
(PARTNERSHIPS AND  
SERVICES FOR COMMUNITIES)

John Muir House  
Haddington  
East Lothian  
EH41 3HA  
Tel 01620 827827  
Fax 01620 824295

Sent by email to [mwlp@cumbria.gov.uk](mailto:mwlp@cumbria.gov.uk)

Dear Ms Brett,

### **Waste Plan for Cumbria - the Duty to Co-operate**

I refer to your letter dated 29<sup>th</sup> January regarding the review of your Local Waste Plan, which you are undertaking jointly with the Lake District National Park Authority. I note that Cumbria currently exports waste to East Lothian (based on data from 2012).

Your letter asks a number of questions and these are addressed below.

- i. are there any planning reasons as to why East Lothian cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)*

We presume that the waste being exported from Cumbria is being taken to the inert landfill facility at West Fortune Transfer Station & Landfill (J Haig Hamilton & Sons) and/or the non-hazardous landfill facility at Dunbar Landfill (Viridor Waste Management Ltd). Site operators may be able to confirm this. The 'Landfill sites and capacity report for Scotland 2011' published by SEPA (the Scottish Environment Protection Agency) indicates that both facilities have significant capacity remaining. This report is available on SEPA's website. We are not aware of any planned facility closure or any other planning reasons why East Lothian cannot continue to receive waste from Cumbria. Also available on SEPA's website is the 'Waste sites and capacity report for Scotland 2011', which contains data on other types of waste management sites within East Lothian.

- ii. do you have any comments on the movement of waste from Cumbria?*

We do not have any comments on this except that we would expect waste being transported within East Lothian to be adequately controlled (enclosed/covered vehicles, etc.) to prevent spillage or contamination from the waste material to the environment. We would also wish existing restrictions to be retained and complied with (vehicle movements, hours of operation, etc.).

- a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*
- b. are there any known issues regarding future capacity at your existing waste management facilities?*
- c. are there any planning issues that would prevent an increase in capacity, if required?*
- d. are there any other issues that we should be aware of?*

The Council itself does not have specific ambitions to manage additional waste streams, however it is likely that a range of new waste management proposals will come forward under Scotland's Zero Waste Plan, and we will seek to support such developments in appropriate locations through policies within our Local Development Plan. An Energy from Waste (EfW) plant has been consented at Dunbar, although this is restricted to receiving waste from within Scotland. We do not know of any other issues that you should be aware of, including any relating to future capacity or capacity increases.

I trust this response is helpful. Should you wish to discuss this in more detail please contact Phil McLean in the first instance on 01620 827017 or at [pmclean@eastlothian.gov.uk](mailto:pmclean@eastlothian.gov.uk).

Yours sincerely,

A handwritten signature in black ink, appearing to read 'P. McLean', followed by a horizontal line extending to the right.

**p.p. Ian Glen**  
**Policy & Projects Manager**

# Falkirk

**From:** devlin, catherine [catherine.devlin@falkirk.gov.uk]

**Sent:** 05 February 2014 13:17

**To:** MWLP

**Subject:** Waste Plan

Dear Sue,

The most up to date data available is 2011 until a new waste interrogator for all waste is released in summer 2014, currently there is only one for household waste. This can be accessed on the [sepa.org.uk](http://sepa.org.uk) website. We have a number of waste management sites in the Falkirk area so the waste identified in your table may be either going into landfill or to one of 10 metal recyclers in the area.

Falkirk Council are has 3 landfill sites. Only one at Avondale is registered to take hazardous waste and this takes waste from a wider area than their normal landfill operation. In addition land is safeguarded should an extension be required. The Scottish Government policy on waste planning (Zero Waste Plan) identifies a required 10 yr rolling capacity for landfill which is split into geographical areas. The ambitious ZWP aims to have only 5% of waste going to landfill by 2025 however landfill will inevitably remain part of the mix for dealing with waste. The ZWP also identifies a requirement for a working operational capacity of facilities for both source segregated recyclables and unsorted wastes.

Avondale Landfill Site is identified as having a remaining capacity for hazardous waste at Dec 2011 of 342971 tonnes with an annual rate of infill of 50000 tonnes and a date for ceasing infill of Dec 2019. For household waste remaining capacity was 2.4 million tonnes with a rate of infill of 245000 tonnes and a closure date of Dec 2021. In association with the landfill the operator built a dirty materials recycling facility (MRF) which due to market conditions operated for only a short time.

Planning policies are proactive in support of waste management facilities and it is seen as a potential growth area for Falkirk. The proposed Local Development Plan indicates that the preferred location for waste management facilities will be within or adjacent to existing facilities or on industrial land. Mineral sites may also be acceptable locations for such uses. The capacity for waste management facilities is therefore expected to grow in the future and while applications are often controversial planning policy is clearly geared towards supporting this type of development.

1. Policy supports the development of waste management facilities. The status of individual operators is unknown.
2. It is inevitable that there will be movement of waste around the country although it is not known if there is anything unique about the metal recyclers in this area which would justify waste coming from Cumbria. If it is hazardous waste this may come as there are only a limited number of landfill facilities available for such waste. While there is an operational capacity requirement identified there is no control over where the waste going into these facilities comes from.
3. As stated policy supports such facilities and they are required to encourage the growth in such facilities through the ZWP.
4. Unknown
5. Applications can have issues associated with bad neighbour development and there are potential issues with the post planning consent licensing regime (operated by SEPA in Scotland through a pollution prevention and control licence) and planning enforcement.

Catherine.

Catherine Devlin  
Senior Planner  
Development Plan Team - Planning and Environment  
Development Services  
Falkirk Council  
Tel. 01324 504719

Work Hours:

Mon-Tues, 9am - 1.30pm, Wed-Thurs 9am - 1.15pm.

# Gateshead

**From:** Chris Carr [ChrisCarr@Gateshead.Gov.Uk]

**Sent:** 31 January 2014 10:28

**To:** MWLP

**Subject:** FW: Duty to Cooperate

**Attachments:** Duty to Cooperate letter - Gateshead.doc

Dear **Francesca** McEnaney

I am contacting you in response to your letter regarding the movement of waste from Cumbria to Gateshead.

I agree that there will always need to be movement and treatment of waste across administrative boundaries due to economies of scale on certain types of waste management and due to commercial contracts etc..

In response to your questions:

1. }Whilst there is a notable increase over the last two periods, they remain relatively small in the grand scheme of things. The increase is accounted for by material going to the Blaydon
2. } Landfill site formally operated by Premier Waste and now by Niramax – this is an established site so the change is not associated with the opening of a new facility. It is difficult to say
3. } whether it is a one off given the commercial nature of such movements – not something we can predict. It is presumed that these type of movements are within the normal rates of intake at this and other facilities, and would not therefore lead to a faster utilisation of capacity within the area or lead to an earlier shortfall than that which is predicted from our assessments.
4. Not at present – for our Local Plan we have commissioned Urban Mines to assess arisings, capacity and capacity gap for most streams – where there are gaps (anaerobic digestion capacity to process and treat food waste & LLRW) it is the same issue of economies of scale and commercial realities, although for the former there is capacity in neighbouring Durham. In addition there have been no proposals for facilities to manage such streams
5. There may well be a capacity issue with regard to landfill towards the end of our plan period (2030) although we do have a non-operational landfill which might come back on stream at some point.
6. With regard to landfill the current sites are established – however, if new sites or proposals came forward there could be an issue in terms of opposition from residents, and cumulative impacts given that , for landfills, they are focused in the west of Gateshead.
7. Gateshead is working collaboratively with the other authorities in Tyne and Wear, and with Durham and Northumberland Councils, to address planning for waste issues.

Let me know if you require any further information.

Regards

Chris

**Chris Carr**

Senior Planning Officer

Spatial Development

Gateshead Council

0191 4333415

[chriscarr@gateshead.gov.uk](mailto:chriscarr@gateshead.gov.uk)

Planning and Housing  
New Economy  
Churchgate House,  
56 Oxford Street  
Manchester  
M1 6EU  
29.01.14

**Sue Brett  
Environment  
Minerals and Waste Planning Policy Team  
Cumbria County Council County Offices  
Kendal  
Cumbria  
LA9 4RQ**

Dear Sue,

**RE: Waste Plan for Cumbria - the Duty to Co-operate**

I am writing to you in response to the letters you recently sent to three of the ten Greater Manchester Authorities: Bolton, Salford and Trafford. This response covers all three letters.

You may be aware that in April 2012 the Greater Manchester Authorities adopted the Greater Manchester Joint Waste Development Plan Document. This document was prepared by the Minerals and Waste Planning Unit on behalf of AGMA and we represent the authorities on minerals and waste planning issues, as such I am preparing this response on their behalf. Please visit [www.gmwastedpd.co.uk](http://www.gmwastedpd.co.uk) for access to the Greater Manchester Waste Plan.

I have answered your questions as a whole response from AGMA not as individual WPAs in line with how waste is planned for across Greater Manchester.

*(i) are the site(s) listed in the table, still operating within your Local Authority area?*

The Biffa facility in Trafford Park closed on the 14<sup>th</sup> June 2013 and therefore is no longer available to manage the waste from Barrow.

18.3 tonnes of waste was taken to Whitehead Landfill in Salford during 2012. Please note that Whitehead Landfill was mothballed by the operator (Viridor) during 2012 and it is not currently accepting waste. Planning permission expired at this site in 2013 but we anticipate a planning application for an extension of time (to 2024) will be submitted early in 2014.

*(ii) are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)*

See above for information on sites known to have closed. As these movements are likely to be of a commercial nature, they occur outside of the control of the Waste planning Authority. As such we have no specific concerns with them continuing and have no information from operators of facilities which treat such waste to indicate these operations are likely to cease over the period of the Greater Manchester Waste Plan.

There was a contract in place to move LACW from Barrow to a Biffa site in Trafford for management. However this site has now closed so it is assumed that this movement will no longer take place as we are not aware of any other contracts.

*(iii) do you have any comments on the movement of waste from Cumbria to the identified site(s)?*

Total imports of non-hazardous waste to Greater Manchester from Cumbria were 5,321 tonnes in 2012. This includes waste taken to facilities in the districts of: Bolton, Bury, Manchester, Oldham, Rochdale, Salford, Trafford and Wigan. Of this total, 4564.54 tonnes was taken to a MRF owned by Biffa on Trafford Park, which is now closed.

As these movements are likely to be of a commercial nature, they occur outside of the control of the Waste planning Authority and it is hard to influence where such waste is managed. As such we have no specific concerns with them continuing and have no information from operators of facilities which treat such waste to indicate these operations are likely to cease over the period of the Greater Manchester Waste Plan. See above for information on sites known to have closed.

With the exception of waste taken from Barrow to the (now closed) Biffa site on Trafford Park, the level of waste movements from Cumbria to Greater Manchester is relatively low in quantity and it is considered that it is unlikely to have a significant effect on how waste is managed locally and the available capacity going forward. The closure of the Biffa site is likely to lead to a reduction in the amount of waste transported from Cumbria to Greater Manchester in the future.

Total imports of hazardous waste to Greater Manchester from Cumbria were 736 tonnes in 2012. This includes waste taken to facilities in the districts of: Bolton, Bury, Manchester, Oldham, Rochdale, Salford, Stockport, Tameside, Trafford and Wigan. A sizeable amount of this hazardous waste (240 tonnes) was taken to a site in Salford which deals with oil-related wastes. Unfortunately, as you will be aware, the HWDI does not identify the facility to which waste is treated therefore it is not possible to provide this information.

Imports into Cumbria from Greater Manchester in 2012 were 2,175.32 tonnes from Manchester and Tameside districts (Source: EA WDI 1012). The waste movements are all from the private sector as contracts are in place for the management of LACW, therefore they are outside the control of the ten Greater Manchester Authorities. The majority of this waste, 2,074 tonnes, was taken to a single physical treatment facility operated by Kimberly-Clarke Ltd at Barrow Mill.

*(a) in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*

The Greater Manchester Waste Plan sets out a waste planning strategy to 2027 which enables the adequate provision of waste management facilities in appropriate locations for LACW, commercial and industrial, construction and demolition and hazardous wastes.

*(b) are there any known issues regarding future capacity at your existing waste management facilities?*

Please see Greater Manchester Waste Plan Policy 11 for information on safeguarding sites allocated for waste management in the Waste Plan and safeguarding of sites required for the delivery of the Municipal Waste Management Strategies.

(c) are there any planning issues that would prevent an increase in capacity, if required?

I am not aware of particular issues but these would be dealt with at the planning application stage should an application come forward.

(d) are there any other issues that we should be aware of?

No

The following questions are specific to the letter you sent to Bolton Council:

- i. is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?

The WDI 2012 shows that 270.935 tonnes of waste was imported to Bolton in 2012. This compares with 965.233 tonnes in 2011. This difference can be attributed to the lapse of planning permission for landfill at Harwood Quarry on 11<sup>th</sup> May 2011. Permission was granted on 18<sup>th</sup> August 2013 for an extension of the existing quarry until 2027, with landfill ceasing no later than 31<sup>st</sup> December 2028.

- ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?

Please see above comment which explains that this difference relates to lapse in planning permission and Harwood Quarry has since been granted planning permission.

- iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?

No. See answer (iii) above.

I hope our comments are of use to you and if you wish to discuss these further, please contact Philippa Lane, Senior Planner Minerals and Waste on 0161 604 7652, or email [Philippa.lane@urbanvision.org.uk](mailto:Philippa.lane@urbanvision.org.uk) .

Yours sincerely

Anne Morgan (Planning Strategy Manager)





Sue Brett (via email)  
Cumbria County Council County Offices  
Minerals and Waste Planning Policy Team  
Cumbria County Council,  
Kendal,  
LA9 4RQ

Enquiries to	P. Prowting	My reference	DtC/waste2014/Cumbria
Direct Line	01962 846591	Your reference	SAB/p334-28
Date	5 February 2014	Email	Planning.policy@hants.gov.uk

Dear Ms Brett,

## Waste movements

Thank you for your letter on 17 December 2013 regarding waste movements between the Cumbria and Hampshire.

Hampshire County Council produces minerals and waste planning policy with Portsmouth and Southampton City Councils and the New Forest National Park and South Downs National Park Authorities. Any reference to Hampshire should be taken to mean the plan area for all the authorities.

We have undertaken a review of the Environment Agency 2012 waste data held in both the Waste Data Interrogator (WDI) and the Hazardous Waste Data Interrogator (HWDI) in respect of waste from Cumbria.

We have completed the answer to your questions below to the best of our ability based upon the Environment Agency data and our planning information.

*In relation to potential export trends from 2006 to 2012, and that in 2006, 2009 and 2010, very little or no waste was exported from Cumbria to Hampshire, your questions were:*

**i. is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?**

Looking at the type of treatment that occurred to the majority of the hazardous waste received in Hampshire in 2011 and 2012 from Cumbria, we suspect that a new commercial contract (facilitating increased waste movements) may have been set up to facilitate these movements. No new facilities with the recorded treatment of 'incineration without energy recovery' have opened that in this district of Hampshire. Hence, we believe the movement was simply due to the existing operator of the only relevant site in this district of Hampshire arranging a new contract for waste disposal with an operator in Cumbria.

In 2007 and 2008, the tonnage of hazardous waste were higher than in 2011 and 2012 and we are not clear why this was the case but it could have been an alternative facility that could treat the hazardous waste (not in Hampshire) was not operational for a period of time leading to higher volumes of waste being temporarily dealt with in Hampshire. Similarly, in 2009, we were aware that the operational status of the hazardous waste incinerator in Fawley, Hampshire was lower in this year compared with that in recent years.

There is only one operational facility currently operating in the New Forest district of Hampshire which could process hazardous waste via incineration at this point in time – this is the Tradebe high temperature hazardous waste incinerator, located at Fawley.

**ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?**

It is possible that the waste movements that occurred in 2011 and 2012 may cease due to the end of any existing (short term) waste management contract. However, there are very few alternative treatment facilities available at this point in time so hazardous waste may continue to be exported from Cumbria for treatment via incineration in Hampshire.

**iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?**

From information we have been supplied from the HWDI, in 2012 there was 310 tonnes of hazardous waste exported from Cumbria which was received at the Fawley high temperature incinerator. Most of this hazardous waste was exported from Allerdale district. It is unclear how much, if any, low level radioactive waste was dealt with by the Fawley facility as this information is not available from the HWDI.

We are not aware of any reason that similar hazardous waste movements tonnages cannot continue in future to the Fawley incinerator which has a permanent planning permission.

In terms of non-hazardous waste, mostly metals, there was 114 tonnes delivered to the Bryan Hirst Ltd metal recycling site at Bullington Cross in Hampshire.

It is assumed the tonnages exported to Hampshire from Cumbria may continue to vary in line with waste arisings and/or changes in commercial contracts.

*In regard to future waste management facilities and capacities, your questions were:*

**a. In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?**

Hampshire already deals with a wide range of wastes and there are no plans that we as the WPA are aware of at present to manage additional waste streams that do not already arise in Hampshire.

**b. Are there any known issues regarding future capacity at your existing waste management facilities?**

We are aware of a plan to modernise and increase capacity at one of the two waste incinerators at the Fawley site but as the proposal is not to increase capacity in the high temperature facility, it may not have any bearing on the disposal of increased quantities of hazardous waste. A planning application has not been submitted at this point in time. For further information, see the scoping opinion: <http://www3.hants.gov.uk/mineralsandwaste/application-details.htm?id=15231>

**c. Are there any planning issues that would prevent an increase in capacity, if required?**

None that we are aware of at this point in time.

**d. Are there any other issues that we should be aware of?**

None that we are aware of at this point in time.

We would appreciate notification if you become aware of any significant planned changes in waste movements from Cumbria to Hampshire and in particular, any significant planned increase in the volumes of waste exported to Hampshire.

I hope our response is adequate for your needs but do get in touch if you require any further information.

Kind regards,  
Paul Prowting

**Paul Prowting**

Project Officer

**County Planning group**

Economy, Transport & Environment Department,  
Hampshire County Council, 1st Floor, Ell Court West,  
The Castle, Winchester, Hampshire SO23 8UD

**Tel:** 01962 846591 **Fax:** 01962 847055

**Email:** [paul.prowting@hants.gov.uk](mailto:paul.prowting@hants.gov.uk)

**Web:** [www.hants.gov.uk/county-planning](http://www.hants.gov.uk/county-planning)

# Hartlepool

**From:** Tom Britcliffe [Tom.Britcliffe@hartlepool.gov.uk]

**Sent:** 22 January 2014 15:22

**To:** MWLP

**Subject:** RE: Cross boundary movements of waste

Dear Sue,

Please find the following answers to the questions on behalf of HBC Local Planning Authority.

- i. are the site(s) listed in the table, still operating within your Local Authority area?

Yes -

- ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure) - No

- iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)? Not at this stage.

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

- a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?

There is no council policy on this.

- b. are there any known issues regarding future capacity at your existing waste management facilities?

Just the permitted landfill capacity at the existing sites.

- c. are there any planning issues that would prevent an increase in capacity, if required?

See above.

- d. are there any other issues that we should be aware of?

Not at this time.

I hope you find this information useful.

**Tom Britcliffe**

Planning Policy Team Leader

Hartlepool Borough Council

Department of Regeneration & Neighbourhoods

Bryan Hanson House

Hanson Square

Hartlepool

TS24 7BT

Tel: 01429 523532

Fax: 01429 523285

Your Ref: SAB/p334-28  
My Ref: PP/LP/JD/DTC  
Tel: 01482 612508  
Fax: 01482 612382  
Email: [Jennifer.Downs@hullcc.gov.uk](mailto:Jennifer.Downs@hullcc.gov.uk)  
Textphone: 01482 300 349  
Date: 17 December 2014

Sent by email

Sue Brett,  
Planning Officer,  
Cumbria County Council

Dear Ms Brett,

### **Waste Plan for Cumbria – the Duty to Co-operate**

I refer to your email dated 24<sup>th</sup> December 2013 and apologise for the delay in responding.

The three exports to the site operated by Transwaste is located within the East Riding of Yorkshire. The contact at the East Riding for waste is Shirley Ross ([Shirley.Ross@eastriding.gov.uk](mailto:Shirley.Ross@eastriding.gov.uk)). This issue has come up before for other authorities.

In response to your questions regarding the remaining site within Hull :

- i. The site is still operational to the best of my knowledge.
- ii. We are not aware of any planning reasons why similar waste movements could not continue to this site.
- iii. I have no further comments.

Currently I am not able to comment on any of your questions regarding future waste management facilities and capabilities. Should any issues arise which would require action under the duty to co-operate, I will get back in touch with you.

I trust this information is of use and please contact me if you require any further information.

Yours faithfully

**Jennifer Downs**  
Senior Planning Policy Officer

Environment • Minerals and Waste Planning Policy Team • Cumbria County Council County Offices  
Kendal • Cumbria • LA9 4RQ  
T: 01539-713409 • F: 01539-713439 • E: [mwlp@cumbria.gov.uk](mailto:mwlp@cumbria.gov.uk)

Planning Policy Team  
Kirklees Council  
Market Street  
PO Box B93  
Civic Centre 3  
Huddersfield  
HD1 2JR

[dpi@kirklees.gov.uk](mailto:dpi@kirklees.gov.uk)

11 December 2013

Your reference: • Our reference: SAB/p334-28

Dear Sirs

### **Waste Plan for Cumbria - the Duty to Co-operate**

We are currently reviewing our Local Waste Plan. This task is being undertaken jointly by Cumbria County Council and the Lake District National Park Authority. As part of this review, and in line with the Duty to Co-operate, we are collecting data on a range of issues such as types of waste to be managed, waste management capacity and waste management facilities.

Whilst Cumbria strives to be self-sufficient in its waste management, it is acknowledged that there will always be a need for the movement and treatment of waste across administrative boundaries, due to economies of scale on certain types of waste management and also due to commercial contracts. One of our tasks is to fully understand and plan for any capacity issues arising from these movements.

The Environment Agency's Waste Data Interrogator 2012 and the Hazardous Waste Data Interrogator 2012, indicate that your authority currently, or in the recent past, receives waste from Cumbria. Whilst these datasets provide the statistics, what is important for us to appreciate, is the background information that supports them.

The attached table shows the amount of waste exported from Cumbria to your Local Authority area in 2012, under Environment Agency permits. We consider that this is a significant amount of waste that we export to you and note that annually, the amount has been fairly consistent over the period 2006 to 2012.

- i. are the site(s) listed in the table, still operating within your Local Authority area?

A. Yes

- ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)

A. No

iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?

A. Kirklees have no reason to believe that the waste flows stated could not continue. The treatment capacity for each of the identified sites will be sufficient for the duration of the emerging Local Plan period.

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?

A. As work progresses on the Local Plan it is unlikely that Kirklees will be proposing treatment facilities to manage additional waste streams.

b. are there any known issues regarding future capacity at your existing waste management facilities?

A. Although work is still ongoing, initial indications are that there will be need for additional capacity required for re-use, recycling and recovery of municipal waste; inert landfill, especially where this facilitates quarry restoration; and treatment of commercial and industrial and construction, demolition and excavation waste.

c. are there any planning issues that would prevent an increase in capacity, if required?

A. None that we are currently aware of.

d. are there any other issues that we should be aware of?

A. No.

If you have any questions relating to the content of this letter, please do not hesitate to contact the Minerals and Waste Planning Policy Team (contact details at the top of this letter).

We would be grateful if you could respond to this letter by 31 January 2014, either via letter or email.

Yours sincerely

Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council

Table of non-hazardous waste exports from Cumbria to Kirklees – 2012

Source	EW Chapter	Permit site type	EA permit	Site Name	Tonnes
Carlisle	C&D Waste and Asbestos	L01: Hazardous Merchant LF	LP3434HA	Bradley Park Waste Management Limited	25.760
Carlisle					5.940
Cumbria					24.060
Cumbria					8.780
Carlisle	C&D Waste and Asbestos	L02: Non Haz (SNRHW) LF	LP3330XP	Demex Limited	1.380
Cumbria	C&D Waste and Asbestos	A9: Haz Waste Transfer Station	HP3631TP	Foxhall Environmental Services Ltd	0.070
Barrow-in-Furness	wastes not otherwise specified in the list	A21: Chemical Treatment Facility	LP3137SU	Chemwaste Limited	3.520
Cumbria	agriculture and food processing wastes				1.050
	organic chemical process waste				0.025
	paints, adhesives, sealants and ink manufacturing waste				0.218
	oil wastes and wastes of liquid fuels				0.005
	waste packaging; absorbents, wiping cloths, etc., not otherwise specified				0.892
	wastes not otherwise specified in the list				6.619
	construction and demolition wastes				0.600
	municipal wastes				0.568
Cumbria	waste packaging; absorbents, wiping cloths, etc., not otherwise specified	A15: Material Recycling Treatment Facility	TP3095ZD (61030)	R Spivey & Son Ltd	18.370
Cumbria	waste and water treatment wastes	S0823: WEEE treatment facility	XP3792ZK (65286)	Sita (Kirklees) Ltd	252.020
Allerdale	municipal wastes		TP3593VJ (102433)	Wiser Recycling Ltd	1.8730
Cumbria	wastes not otherwise specified in the list	NP3796ET (102051)	Sunersol Ltd		9.188
Cumbria	municipal wastes				1.414
Cumbria	municipal wastes				24.585
<b>TOTAL</b>					<b>386.937</b>

Table of hazardous waste exports from Cumbria to Kirklees – 2012

Source	EW Chapter	SOC description	Tonnes
Cumbria	paints, adhesives, sealants and ink manufacturing waste	MFSU Paints, Varnish, Adhesive and Inks	0.200
	shaping and physical treatment of metals and plastics	Shaping/Treatment of Metals and Plastics	15.500
	oil wastes and wastes of liquid fuels	Oil and Oil/Water Mixtures	0.005
	waste packaging; absorbents, wiping cloths, etc., not otherwise specified	Packaging, Cloths, Filter Materials	29.943
	wastes not otherwise specified in the list	Not Otherwise Specified	1.164
	construction and demolition wastes	C&D Waste and Asbestos	41.860
	municipal wastes	Municipal and Similar Commercial Wastes	44.767
<b>TOTAL</b>			<b>133.439</b>

Non-hazardous total	386.937
hazardous total	133.439
<b>TOTAL</b>	<b>520.760</b>

Sue Brett  
Minerals and Waste Policy Planning Team  
Cumbria County Council  
County Offices  
KENDAL  
Cumbria  
LA9 4RQ

Phone: (01772) 534294  
Email: richard.sharples@lancashire.gov.uk  
Your ref: SAB/p.334-28  
Our ref: LN/RS/KM  
Date: 31 January 2014

Dear Sue

### **MINERALS AND WASTE PLAN PREPARATION: DUTY TO CO-OPERATE**

The information below is provided in response to your emails of 17 December (addressed to Blackburn with Darwen Borough Council) and 2 January (addressed to Lancashire County Council).

You were enquiring about current and past trends of waste exports and future waste management facilities and capacities.

With regards to your questions on **trends**, Cumbria should be planning to provide for sufficient waste management facilities as could be brought forwards to manage the waste generated within its administrative boundaries, and that this should recognise that imports to facilities of a specialist nature are necessary to ensure those facilities are economic through economies of scale. Waste exports should not be discounted from the future waste needs assessment, as implied by Question ii) addressed to Blackburn with Darwen Borough Council.

Though waste has been exported to facilities in Lancashire and Blackburn in the past there is no certainty that these facilities will continue to accept waste, either from those Cumbria based businesses or elsewhere. Likewise there is no certainty that those Cumbria based businesses will continue to send waste to the same facilities. This uncertainty can be demonstrated by the variation in wastes managed and waste facilities used over time.

I do not believe there are any planning reasons why these facilities cannot continue to accept wastes, within the limits of their planning permission.

With regards to your questions on **future waste management facilities and capacities**, the Joint Lancashire Minerals and Waste Core Strategy, and Site Allocations and Development Management Policies Local Plan sets out that:

- Within the Plan area landfill sites, and facilities collocated on landfill sites, are currently time limited. There is a Local Plan policy in support of time extensions to these landfills but once the void is filled the co-located facilities are likely to be closed and removed as part of the restoration.

Whitemoss Hazardous Waste Landfill currently has planning permission to continue to accept waste to the end of 2018, though an application has been submitted to the Planning Inspectorate (under the provisions of the Planning Act 2008) for further landfilling. The release of some long term strategic landfill void at Whinney Hill Landfill site is dependent on void creation through quarrying – this situation is described in the Core Strategy section 6.8.

I hope that this answers your questions and thank you for the opportunity to work closely together to satisfy the objectives of the Duty to Co-operate.

If you have any further queries please contact Richard Sharples who will be only too happy to help.

Yours sincerely



Louise Nurser  
Planning & Development Manager

# Leeds

**From:** Rathmell, Maxwell [Max.Rathmell@leeds.gov.uk]

**Sent:** 13 December 2013 10:36

**To:** Brett, Sue A

**Subject:** RE: Cross boundary movements of waste

OK Here we go.

Non Haz

Nutramulch is no more. EA finally ran out of patience with their modus operandi and the measures they took made them go bust. It is possible it may be revived but it will have to operate differently. Site now owned by Associated Waste Management. I would say that Cumbria cannot rely on this facility.

FCC appears to be linked to the Knostrop effluent treatment plant. This is a long life facility, the site of which is safeguarded in our adopted waste plan \*

Packcare – we know them as Wastecare. Ditto site safeguarded.

Haz

Our only facilities accepting haz waste are the aforementioned liquid effluent treatment plant and the adjacent clinical waste incinerator. Both safeguarded.

- Natural Resources and Waste Local Plan adopted 16<sup>th</sup> January 2013

Although you say the tonnages are significant they are not in relation to the facilities identified.

Regarding your fishing questions on page two there continues to be a lot of interest in building new waste facilities in Leeds. We have this year approved a municipal waste incinerator (under construction) and commercial waste incinerator and currently have applications for some 300,000 tonnes of other facilities including anaerobic digestion.

Hope all this helps

Max Rathmell  
Minerals, Waste & Contaminated Land Manager  
Leeds City Council

Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council  
County Offices  
Kendal  
LA9 4RQ

**Date:** 20<sup>th</sup> January 2014  
**My Ref:**  
**Your Ref:** SAB/p334-28  
**Contact:** Phil Larter  
**Phone:** 0116 305 7292  
**Fax:** 0116 305 7353  
**Email:** Phil.Larter@leics.gov.uk

Dear Sue,

**RE: Waste Plan for Cumbria – the Duty to Co-operate**

The waste management facility which you have identified as taking the majority of the waste to Leicestershire from Carlisle and Cumbria is not a new facility. The site is located in the town of Loughborough and is a bit of an anomaly in that it did not gain permission from the County Council; Charnwood Borough Council approved the facility and it is to them I direct you if further information is required.

In regard to your more general questions: there are no plans to manage additional waste streams; an issue highlighted in the review of the Waste Core Strategy is a need for further hazardous waste facilities; and there are no known issues preventing a capacity increase.

Should you have any questions or queries please don't hesitate to contact me.

Yours sincerely



Phil Larter (Planning Officer)

Chief Executive's Department  
Leicestershire County Council, County Hall, Glenfield, Leicestershire LE3 8RA  
Telephone: 0116 232 3232 Fax: 0116 305 6260 Minicom: 0116 305 6160

John Sinnott, MA, Dipl. PA, Chief Executive  
David Morgan, BA. LL.M., County Solicitor

# Lincolnshire

Dear Francesca,

Apologies, the 2009 hazardous waste site was Bulldog Remoulds which as stated below is still functioning, so please ignore my response to question i, originally sent.

Regards

Ken

**From:** Minerals and Waste

**Sent:** 18 December 2013 09:41

**To:** 'MWLP'

**Subject:** RE: Duty to Cooperate

Dear Francesca,

Thank you for your enquiry regarding waste movements re:DTC.

Answers to the questions raised.

i unfortunately we cannot assist with the hazardous waste query of 2009 as no specific details of which site in Lincolnshire received this waste?

ii considering the time lapse it does look like it was a one-off export of waste

iii see C below

- a) Not aware of any
- b) No known issues regarding future capacity at existing waste sites in Lincolnshire
- c) Environcom, Grantham & Bulldog Remoulds, Bourne, Lincolnshire. Information provided by Cumbria Council on these two sites in Lincolnshire is accurate.  
No planning reasons why the above sites will not be able to function in the future.
- d) No other issues.

Regards

Ken Bolland

Merseyside Environmental Advisory Service  
1<sup>st</sup> Floor Merton House, Stanley Road  
Bootle, Merseyside, L20 3DL  
Director: Alan Jemmett, PhD, MBA

Enquiries: 0151 934 4951  
Fax: 0151 934 4955

Contact: Andrew Clark  
Direct Dial: 0151 934 4764  
Email: Andrew.clark@eas.sefton.gov.uk



Merseyside  
Environmental  
Advisory Service

Minerals Planning and Waste Planning Policy  
Team  
Cumbria County Council  
County Offices  
Kendal  
Cumbria  
LA9 4RQ

Your Ref:  
File Ref: 30/21/6  
W/P Ref: G:\MerseysideEAS\WasteDPD\Other  
DPDs\Plans & D2C  
Requests\Cumbria  
Date: 30<sup>th</sup> January 2014

Dear Sue,

### **Waste Plan for Cumbria - the Duty to Co-operate**

1. I am responding to your letters sent during December 2013 to Knowsley, Liverpool and St.Helens Councils regarding the Waste Plan for Cumbria and Duty to Co-operate.
2. These three Councils alongside Halton, Sefton and Wirral Councils have jointly prepared a Waste Local Plan: <http://www.wasteplanningmerseyside.gov.uk/adopted-waste-local-plan.aspx>.
3. The Joint Merseyside and Halton Waste Local Plan (WLP) was adopted on July 18<sup>th</sup> 2013 having been found sound by the Planning Inspector. Merseyside Environmental Advisory Service (Merseyside EAS) co-ordinated the preparation of the WLP for Merseyside and Halton, and has been asked to respond to your Duty to Co-operate request.
4. This response is informed by the Environment Agency (EA) Hazardous Waste Data Interrogator 2012, Waste Data Interrogator 2012 and Environmental Permitting Regulations data 2013. This is considered to be the best available data for waste site and movement analysis. Other referenced sources and local knowledge are also applied.
5. In relation to our telephone conversation on 27<sup>th</sup> January 2014 regarding waste sent from Cumbria to Halton and Sefton Councils, we accept that quantities of waste (<200 tonnes per annum) sent to these districts (in 2012) are small and have remained at a low level over recent years. Therefore we do not anticipate any capacity issues in these districts as a result of waste movements from Cumbria.

*Merseyside Environmental Advisory Service – delivering high quality environmental advice and sustainable solutions to the Districts of Halton, Knowsley, Liverpool, St.Helens, Sefton and Wirral*



6. In your letter to St.Helens Council (24<sup>th</sup> December 2013) we note that you have attached two tables which appear to be incorrectly labelled "...from Cumbria to East Riding Council – 2012". However, we have checked the tonnage figures in the tables against the EA Interrogators, and they are correct for St.Helens.
7. In relation to the questions (i to iii and a to d) set out in your letters to Knowsley, Liverpool and St.Helens Councils; please find responses below.
  - i. are the site(s) listed in the table, still operating within your Local Authority area?**
8. **Knowsley** – to the best of our knowledge, yes. In 2012 Avanti Environmental Group Ltd received a waste throughput of 22,126 tonnes. In April 2012 the operator obtained a consolidated Environmental Permit (EPR/XP3038HX) and their website<sup>1</sup> was updated in January 2014. This suggests the site is still operating.
9. Future Industrial Services Limited received 49,246 tonnes of waste during 2012 and their website<sup>2</sup> was updated this year which suggests the site is still operational.
10. **Liverpool** – to the best of our knowledge, yes. Veolia ES (UK) Limited Materials Recycling Facility (MRF) at Gillmoss (permit: GP3590LW) received 49,324 tonnes of waste in 2012. Veolia has the Merseyside and Halton LACW recycling contract and this facility was opened in 2012 by Merseyside Recycling and Waste Authority (MRWA) and Veolia to help process household recyclates. The facility also takes commercial waste and is known to be operational.
11. In 2012 Veolia ES (UK) Limited Physico-Chemical Treatment Facility at Lower Bank View (permit: QP3637SD) received a waste throughput of 58,905 tonnes and their website<sup>3</sup> which was updating this year suggests the site is still operating.
12. Greenway Environmental Ltd at Redfern Street received 2,944 tonnes of waste in 2012, and their website<sup>4</sup> suggests the site is still operational.
13. S Norton & Co Ltd received 959,222 tonnes of waste in 2012 and is known locally to still be operational.
14. **St.Helens** – to the best of our knowledge, yes. Cory Environmental (Central) Ltd Lyme and Wood Pits Landfill at Haydock received 203,287 tonnes of non-hazardous waste during 2012. Also in 2012, the site was granted planning permission (P/2012/0156) for a time extension to allow a further four years of operation and will continue to accept non-hazardous waste until 12<sup>th</sup> June 2016. See paragraph 19.
15. In 2012, LIS (North Western) Limited received 2,579 tonnes of waste and their website<sup>5</sup> suggests the site is still operational.

<sup>1</sup> <http://www.avantienvironmental.co.uk/>

<sup>2</sup> <http://www.futureindustrial.com/>

<sup>3</sup> <http://www.veoliaenvironmentalservices.co.uk/Main/Facilities/Hazardous-Waste-Facilities/Liverpool-Lower-Bank-View/>

<sup>4</sup> <http://www.greenwayenvironmental.co.uk/index.php/hazardous-chemical-waste>



16. In addition, Environmental Permitting Regulations data 2013 indicates that all of the above sites are still operational.

***ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)***

17. **Knowsley** – to the best of our knowledge, no.

18. **Liverpool** – to the best of our knowledge, no.

19. **St.Helens** – yes. Capacity at Lyme and Wood Pits Landfill at Haydock is time limited to 12<sup>th</sup> June 2016 after which only restoration soils can be brought to the site (P/2012/0156 (condition 1)).

***iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?***

20. **Knowsley** – yes. Waste received from Cumbria amounts to <1,000 tonnes per annum in 2012 and has remained at a similarly low level over recent years. Therefore we do not foresee any reasons why waste movements similar to those received in 2012 cannot continue to happen in the future at the identified sites.

21. **Liverpool** – yes. We note that between 2011 and 2012 waste exported from Cumbria to Liverpool has increased significantly from 315 tonnes to 8,587 tonnes per annum. The majority of this waste (6,177 tonnes) in 2012 was sent to S Norton & Co Ltd as well as a small amount sent to the newly opened MRF at Gillmoss.

22. The Metal Recycling Site at S Norton & Co Ltd has a permitted capacity in excess of 2 million tonnes per annum therefore an increase of 8,272 tonnes in 2012 is not a significant issue provided this figure does not increase exponentially in the future.

23. **St.Helens** – yes. As stated in your letter, the amount of waste exported from Cumbria has varied over recent years and peaked at 5,350 tonnes in 2011. In 2012 this decreased to 3,997 tonnes which resulted from approximately 2,000 tonnes less waste being sent to Lyme and Wood Pits Landfill. As stated previously (paragraph 19) this landfill is due to close in June 2016 at which point waste from Cumbria (or anywhere else) can no longer be received.

***a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?***

24. The WLP is based on a net self-sufficiency strategy that recognises management of waste is a commercial operation and as such is not confined by administrative boundaries. Hazardous waste and large scale Energy from Waste facilities in particular are of regional and national importance, and their capacity may not

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<sup>5</sup> <http://www.lisgroup.co.uk/1-home/index.htm>



therefore be entirely for Merseyside and Halton's needs. See also paragraph 26 and 27.

***b. are there any known issues regarding future capacity at your existing waste management facilities?***

25. With the exception of Lyme and Wood Pits Landfill, there are no known issues regarding future capacity at the existing waste facilities discussed at question i.

***c. are there any planning issues that would prevent an increase in capacity, if required?***

26. Yes. Existing waste management capacity is safeguarded under Policy WM7 of the WLP to help meet the identified needs of the Plan Area. In addition, site allocations made in the WLP make provision for a modest increase in waste management capacity to cater for needs of the Plan Area, offset exports to landfill outside of the sub-region, and improve performance with respect to the waste hierarchy.
27. It is acknowledged that waste is imported from outside of the sub-region which is determined by commercial contracts and outside the influence of planning. Therefore we cannot guarantee that any future increases in waste exported from Cumbria could necessarily be accommodated at these locations, and in particular Lyme and Wood Pits Landfill.

***d. are there any other issues that we should be aware of?***

28. We are not aware of any other issues at this time.
29. I trust that our response is of assistance, but if you need any further information please do not hesitate to contact me.

Yours sincerely,



Andrew Clark  
Environmental Data Technical Officer

Encs: None

Copies: Rachel Apter, Mike Eccles, Gerard Woods, Lucy Atkinson, Bogumil Zaba

Environment • Minerals and Waste Planning Policy Team • Cumbria County Council County Offices  
Kendal • Cumbria • LA9 4RQ  
T: 01539-713409 • F: 01539-713439 • E: [mwlp@cumbria.gov.uk](mailto:mwlp@cumbria.gov.uk)

Planning Strategy  
Newcastle City Council  
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NE1 8PH

[planningpolicy@newcastle.gov.uk](mailto:planningpolicy@newcastle.gov.uk)

11 December 2013

Your reference: • Our reference: SAB/p334-28

Dear Sirs

### Waste Plan for Cumbria - the Duty to Co-operate

We are currently reviewing our Local Waste Plan. This task is being undertaken jointly by Cumbria County Council and the Lake District National Park Authority. As part of this review, and in line with the Duty to Co-operate, we are collecting data on a range of issues such as types of waste to be managed, waste management capacity and waste management facilities.

Whilst Cumbria strives to be self-sufficient in its waste management, it is acknowledged that there will always be a need for the movement and treatment of waste across administrative boundaries, due to economies of scale on certain types of waste management and also due to commercial contracts. One of our tasks is to fully understand and plan for any capacity issues arising from these movements.

The Environment Agency's Waste Data Interrogator 2012 and the Hazardous Waste Data Interrogator 2012, indicate that your authority currently, or in the recent past, receives waste from Cumbria. Whilst these datasets provide the statistics, what is important for us to appreciate, is the background information that supports them.

The attached table shows the amount of waste exported from Cumbria to your Local Authority area in 2012, under Environment Agency permits. We consider that this is a significant amount of waste that we export to you and note that annually, since 2006, the amount has been fairly consistent.

i. are the site(s) listed in the table, still operating within your Local Authority area?

**The facilities listed as receiving non-hazardous material are still operating and were issued permits by the environment agency in 2013. SRCL Ltd seems to only have an A16 permit on the list we have been provided with.**

ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)

**No**

iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?

No

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?

Not that I am aware of

b. are there any known issues regarding future capacity at your existing waste management facilities?

Not that I am aware of

c. are there any planning issues that would prevent an increase in capacity, if required?

Would be determined during pre-application discussions or when an application was submitted

d. are there any other issues that we should be aware of?

No

If you have any questions relating to the content of this letter, please do not hesitate to contact the Minerals and Waste Planning Policy Team (contact details at the top of this letter).

We would be grateful if you could respond to this letter by 31 January 2014, either via letter or email.

Yours sincerely

Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council

Table of non-hazardous waste exports from Cumbria to Newcastle City Council – 2012

Source	EW Chapter	Permit site type	EA permit	Site Name	Tonnes
Cumbria	wastes not otherwise specified in the list	A9: Haz Waste Transfer Station	KP3894ZB (64176)	Rentokil Initial Services Ltd	0.048
	human and animal health care waste				165.663
	municipal wastes				8.888
	human and animal health care waste	S0825: Clinical Waste Transfer Station + treatment	AP3137MC	SRCL Ltd	303.000
		A16: Physical Treatment Facility	AP3137MC (67606)		42.400
<b>TOTAL</b>					<b>519.999</b>

Table of hazardous waste exports from Cumbria to Newcastle City Council – 2012

Source	EW Chapter	SOC description	Tonnes
Cumbria	photographic industry wastes	Photographic Industry	1.040
	organic solvent, refrigerant and propellant waste	Solvents	0.040
	human and animal health care waste	Healthcare	766.574
<b>TOTAL</b>			<b>767.654</b>

Non-hazardous total	519.999
hazardous total	767.654
<b>TOTAL</b>	<b>1287.653</b>

# Newport

FAO: Sue Brett

Dear Sue

Thank you for your letter regarding waste movements between Cumbria and Newport.

The facilities listed as receiving Cumbria's waste, (Eco-Oil and Celtic Recycling) are established facilities that have been operating in Newport for some years. The Council do not monitor waste movements of non-municipal waste, but rely on the information provided by Natural Resources Wales. I'm not sure why the anomalies occurred during 2006 and 2012, there is no obvious reason from the Newport side. Could they reflect new industries or developments taking place in Cumbria generating more waste or a change in the waste regulations on how certain wastes are to be treated?

The Council do not have any specific ambitions to increase waste streams into Newport. The Adopted Unitary Development Plan and the emerging Local Development Plan sets out policies to assess new or extensions to existing facilities on a case by case basis. B2 industrial sites are accepted in principle for waste use, however, no site specific waste sites are allocated. In terms of capacity restrictions, Natural Resources Wales monitor waste capacity and licences/permits and may therefore be able to provide information relating to any waste permits/licences that may be under review at existing facilities.

The Welsh Government recently consulted on draft Technical Advice Note 21: Waste, which if adopted will set in place monitoring procedures for waste planning applications and capacity availability in each local planning authority in Wales. Once established, this may help provide additional information and clarification on waste movements and capacity levels within different authorities.

If you require any additional information, please contact me on the number given below.

Regards,

Sue

Susan Hall  
Senior Planning Officer - Policy  
01633 210080

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# North Lincolnshire

**From:** Iain Cunningham [Iain.Cunningham@northlincs.gov.uk]

**Sent:** 18 February 2014 14:47

**To:** MWLP

**Subject:** Duty to Cooperate

Sue,

Many thanks for your e-mail regarding waste movements for Cumbria to North Lincolnshire. My apologies for not responding to your earlier message. Please find below my answers to the questions set out in your letter.

## **Recent Waste Movements**

Having examined the Non-Hazardous and Hazardous Waste Data Interrogators it is clear that the level of waste exported to North Lincolnshire from Cumbria has been broadly limited with the exception of 2010 and 2012.

### **i. is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?**

I think that this too early to tell if this will become a trend going forward, much will depend on 2013 data once that is received and published. The 2010 data could potentially be explained by the need for the waste to be disposed of at a hazardous landfill facility. North Lincolnshire is one of the area's of the country that has such a facility.

For 2012, I can only assume that a contract has been awarded by a business or company in Cumbria to a North Lincolnshire composting facility to dispose of their waste instead of sending it to a landfill. The facility in question (Biowaste Solutions at Bonby, near Brigg) takes all types of organic waste from food waste to green waste and liquids. It has licensed capacity for up to nearly 205,000 tonnes of waste per year.

It is assumed that the level of hazardous waste will continue at similar levels. The North Lincolnshire facility would have sufficient capacity to meet this.

### **ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?**

See above.

### **iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?**

No further comments

## **Future Waste Management**

### **a. In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?**

Not at this time.

### **b. Are there any known issues regarding future capacity at your existing waste management facilities?**

To the best of my knowledge there are no planning reasons as to why the existing waste and hazardous waste movements from Cumbria to North Lincolnshire could not continue for the foreseeable future. The only things that may possibly influence this relate to the operation of the waste market and any changes to government policy or tax regimes.

### **c. Are there any planning issues that would prevent an increase in capacity, if required?**

See above.

### **d. Are there any other issues that we should be aware of?**

No.

I hope this assists you. If you have any queries, please do not hesitate to get in touch

Kind regards

Iain Cunningham  
Senior Planning Officer (Spatial Planning)  
Planning & Regeneration  
Places Directorate  
North Lincolnshire Council  
Civic Centre  
Ashby Road  
Scunthorpe  
DN16 1AB

Tel: (01724) 297577

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# North Tyneside



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## Planning

First Floor Left  
North Tyneside Council  
Quadrant  
The Silverlink North  
Cobalt Business Park  
North Tyneside  
NE27 0BY

Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council County Offices  
Kendal  
Cumbria  
LA9 4RQ

Our Ref:  
Your Ref: SAB/p334-28

Date: 31<sup>st</sup> January 2014

This matter is being dealt with by:  
**Peter Slegg**  
**Tel: (0191) 643 6308**  
[Peter.slegg@northtyneside.gov.uk](mailto:Peter.slegg@northtyneside.gov.uk)

Dear Ms Brett

### **Waste Plan for Cumbria - the Duty to Co-operate**

Thank you for letter regarding the preparation of your Local Waste Plan.

Having checked the data from the Environment Agency's Waste Data Interrogator 2012 and the Hazardous Waste Data Interrogator (2012), along with own understanding of waste issues in North Tyneside, I have answered your questions below.

I hope this helps to maintain progress on the preparation of your Local Plan,

Yours sincerely

Peter Slegg  
Planning Policy

i. are the site(s) listed in the table, still operating within your Local Authority area? **Yes**

ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure) - **No**

iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)? **No**

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams? **North Tyneside Waste Management Strategy 2013-2030 outlines the approach to ensure that up to 55,000 tonnes of rubbish a year goes to an Energy from Waste Plant until the end of the current contract in 2022. The aim is to procure a technology solution which recovers value from our rubbish and delivers the best landfill diversion rate to commence in 2022.**

b. are there any known issues regarding future capacity at your existing waste management facilities? **Not that we are currently aware of.**

**No sites have been identified for waste in the forthcoming Local Plan but we are planning to protect existing sites. This is identified in Policy DM/10.12 of North Tyneside Local Plan Consultation draft (November 2013), which states:**

**DM/10.12 Protection of Waste Facilities**

**Existing waste management facilities and land surrounding these facilities, as identified on Policies Map, will be protected unless it can be demonstrated that there is no longer a need for the facility or where capacity can be elsewhere in North Tyneside.**

**Where an existing facility has had an adverse effect on its neighbourhood by virtue of visual impact or other nuisance, extension or intensification of that use will only be permitted where proposals can be shown to result in a significant reduction in that nuisance.**

**I must emphasise the policy along with the rest of the Local Plan is still being drafted**

c. are there any planning issues that would prevent an increase in capacity, if required? **Not that we are currently aware of**

d. are there any other issues that we should be aware of? **No**

# North Yorkshire

Sue Brett,

Thank you for your email below and letter dated 24<sup>th</sup> December 2013 regarding the exportation of waste from Cumbria WPA to North Yorkshire WPA.

Please find responses to you specific questions below:

- i) From the information you have provided it appears that the increase in waste exported from Cumbria WPA to North Yorkshire WPA, increasing from a total of 116 tonnes in 2011 to 345 tonnes in 2012, is largely explained by waste deposited at a Composting Facility operated by 'The Maltings Organic Treatment Ltd'. This site does not have a time limited permission, therefore, it would be reasonable to assume that this movement may continue.
  - ii) It is not possible to state whether this is or isn't likely to be a one off. However, as stated above the site in question continues to operate which provides for the possibility that it may continue.
  - iii) No Comments
- 
- a) There are no current plans to manage additional waste streams within the North Yorkshire WPA and it is unlikely that any future policies would encourage more waste to be imported. However, as we are currently in the process of preparing a Minerals and Waste Joint Plan at this time we cannot pre-empt the policies within the strategy.
  - b) We have recently undertaken work regarding the current and projected future waste management capacity of the Minerals and Waste Joint Plan area. This information will be fed into the Issues and Options Consultation document that we are currently preparing and is due for publication in February 2014.
  - c) Although there are a wide range of environmental and other constraints in the area it is not expected that these would prevent some increase in waste management capacity in the Joint Plan area in principal. However, as stated above, we cannot pre-empt the policies within the emerging Joint Plan.
  - d) No further issues

If you have any further queries please do not hesitate to get in touch.

Best Regards

James Whiteley

Minerals and Waste Local Plan Team  
Planning Services  
North Yorkshire County Council

# Northumberland

**From:** Tipple, Kevin [Kevin.Tipple@northumberland.gov.uk]

**Sent:** 22 January 2014 08:56

**To:** MWLP

**Subject:** Waste Plan for Cumbria – Duty to Co-operate

*To:*

*Sue Brett*

*Minerals and Waste Planning Policy Team*

*Cumbria County Council*

Dear Sue

## **Waste Plan for Cumbria – Duty to Co-operate**

Thank you for your letter, dated 24 December 2013, regarding the Waste Local Plan for Cumbria and waste movements from Cumbria to Northumberland.

In reviewing the summary tables of waste exported from Cumbria to Northumberland over the period from 2006 to 2012 that accompanied your letter and the Environment Agency's Waste Interrogator I agree with your synopsis that the waste tonnages exported from Cumbria to Northumberland are usually small. I therefore consider that the majority of movements from Northumberland to Cumbria are not of strategic importance, particularly when compared to other movements of waste to and from Northumberland.

The Environment Agency's Waste Data Interrogator does, however, indicate that in 2012 the tonnages of waste exported to Northumberland to Cumbria increased significantly in comparison to previous years. I understand this to be principally as a result of materials being imported from Cumbria to the Blackwater (North East) Ltd site at Thurnton Brickworks near Alnwick in Northumberland, which became operational towards the end of 2011. It is understood that this site was collecting waste carpets and underlay, mainly from household waste recovery centres and bulky waste collections, to be processed and recycled. This movement is considered to be of more significance than the other observed movements. At this time there is, however, some uncertainty as to whether similar movements of this waste stream from Cumbria to Northumberland can and will continue in the future. This is as a result of a major fire at this site in September 2013 which means that this the site is not currently operational. At this stage there is some uncertainty as to whether the site will re-open, whether an alternative site will be developed in Northumberland to replace this site or whether the operation will cease to exist. This clearly has implications for the movements observed from Cumbria in 2012.

The information also indicates that some of the waste exported from Cumbria to Northumberland falls within the hazardous waste category. At this stage I am unable to identify the destination of this waste in Northumberland using the Waste Data Interrogator 2012 and the Hazardous Waste Data Interrogator 2012 but given the nature of the waste I would expect that it is going to specialist sites. These may be industrial in nature rather than purely waste management facilities and these are known to import materials from large areas due to their specialist nature and economies of scale. Examples are known to include the Cooler Recycling Solutions

Site at Haltwhistle and the Future Industrial Services site in Berwick-upon-Tweed. Again the tonnages of waste involved are small and are not considered to be significant.

I hope this is of some assistance to you in preparing the Waste Local Plan for Cumbria. If you have any further queries regarding this matter or wish to discuss the issues further, please do not hesitate to contact me.

Yours sincerely

**Kevin Tipple**  
**Planning Officer**

Spatial Policy and Delivery Team  
Local Services Group  
Northumberland County Council  
County Hall  
Morpeth  
Northumberland  
NE61 2EF

**Telephone:** 01670 623631

**Email:** [Kevin.Tipple@northumberland.gov.uk](mailto:Kevin.Tipple@northumberland.gov.uk)

# Nottinghamshire

**From:** Suzanne Osborne-James [Suzanne.Osborne-James@nottscc.gov.uk]

**Sent:** 12 December 2013 15:09

**To:** Brett, Sue A

**Subject:** Duty to Cooperate

**Attachments:** NCC Response 12-12-13.pdf

Dear Sue,

Please find attached letter of response from Nottinghamshire County Council.

Just by way of info – when using the WDI information from EA, we have found a difference in the totals for waste ‘removed’ from the source WPA compared to the result if you query the waste ‘received’ by the destination WPA.

Given the very small quantities of waste involved from Cumbria there is only a difference of something like 35 tonnes between the two totals so I have not raised this in my response but it is something you may wish to be aware of as we have noticed that many WPAs are relying on the easier WDI query of all waste ‘removed’ from their area.

We did exactly the same but then, just out of interest, ran a few test queries for some areas to check to see what result we got if we ran the query the other way round and realised that in some cases the results were significantly higher. As an example we looked to see how much waste Derbyshire (a neighbouring WPA) received from us as imports and got a much higher figure than if we had just run the query based on the waste ‘removed’ (i.e. exported) from Notts. We spoke to EA about this discrepancy and they advised us locally to rely on the waste ‘received’ query although this is more laborious to run. Just something you might want to be aware of – especially if there are any areas which take large quantities of waste from your area!

One of my colleagues here spent quite a bit of time on this and would be happy to help explain it if you want to contact us – I can give you her email address /telephone if this would be useful.

Kind regards

Suzanne

Suzanne Osborne-James  
Planning Policy Team  
Nottinghamshire County Council  
01159 772108

This matter is being dealt with by:

**Suzanne Osborne-James**

Reference:

**T** 0115 9772108

**E** Suzanne.Osborne-James@nottscc.gov.uk

**W** nottinghamshire.gov.uk



Sue Brett  
Minerals and Waste Planning  
Cumbria County Council  
County Offices  
Kendall  
Cumbria  
LA9 4RQ

12 December 2013

Dear Ms Brett

**Re: Waste Plan for Cumbria – the Duty to Cooperate**

Thank you for your request for information concerning waste movements from Cumbria. To the best of our knowledge all of the sites referred to have a current EA permit and are currently active. However you may wish to confirm this directly with the Environment Agency or via their website.

We are not aware of any operational or planning constraints that would limit a similar pattern and quantity of waste movements in the future.

Nottinghamshire's own Waste Core Strategy, prepared jointly with Nottingham City Council, adopted on 10 December 2013 and seeks to ensure net self-sufficiency in waste management capacity whilst allowing for a reasonable level of waste movements between Waste Planning Authority areas where appropriate.

I hope that this information is useful to you but please do not hesitate to contact me if you have any further queries.

Yours faithfully,

A handwritten signature in black ink that reads "S. James".

Suzanne Osborne-James  
Principal Planning Officer  
Planning Policy Team  
Nottinghamshire County Council

# Peterborough

Dear Sue,

In response to your Duty to Co-operate letter dated 24 December 2013 (SAB/p334-28) please note the following:-

Re: Cumbria Export trends to Peterborough from 2006 to 2012 – the 2012 anomaly

**i. is this a trend that is set to continue, perhaps a new waste management facility has opened in your Local Authority area?**

Most unlikely.

The cited company is a relatively small company which recycles inert construction and demolition wastes, and re-uses such materials on construction sites.

The quantity is small, approx. 10 truckloads and doesn't immediately make a great deal of economic sense. It is quite likely that this is a coding error. The only other explanation is that as a London Olympics contractor it is possible that there was a one off /unusual demand.

**ii. is this more likely to be a one off and, therefore, Cumbria still needs to provide facilities to manage this amount of waste?**

Yes

**iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?**

The other identified movements whilst small are consistent in scale and type to other distant authorities, but this is due to the nature of the waste management facilities concerned. Both the SNRHW landfill site and the metals recycling site are identified in the Cambridgeshire and Peterborough Minerals and Waste Site Specific Proposals DPD (adopted Feb 2012) and benefit from Waste Consultation Area designations which seek to safeguard such operations.

The lifespan and operational capacity of both are capable of continuing to accept the identified quantities of wastes through to 2030.

Re: Future Waste Management Facilities and capacities

**a. In addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?**

The Cambridgeshire & Peterborough Core Strategy DPD (Adopted July 2011) and Site Specific Proposals DPD (Adopted Feb 2012) make provision for a wide range of waste management facilities and sufficient capacity for the plan period to 2026 with an emphasis on waste minimisation, re-use and resource recovery. The most significant proposal with permission is for an energy park (Peterborough Renewable Energy Ltd) with a capacity of 650,000 tonnes per annum. The large electricity generating (energy from waste proposal) would significantly increase waste management capacity and be reliant on the importation of non-hazardous waste materials as feedstock.

Despite a site allocation and planning permission there has no development related activity on-site.

**b. Are there any known issues regarding future capacity at your existing waste management facilities?**

There are no significant short –term issues to report.

**c. Are there any planning issues that would prevent an increase in capacity, if required?**

The recent adoption of the above DPDs makes sufficient provision for the Plan period.

**d. Are there any other issues that we should be aware of?**

None.

I hope the response is of help.

Thanks

Steve Winstanley  
Team Leader - Planning Research & Information

Strategic Planning, Housing & Environment  
Peterborough City Council  
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F.A.O. Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council  
County Offices  
Kendal  
LA9 4RQ

Our Ref: DtC/Cumbria  
Your Ref: SAB/p334-28  
Contact: Fiona McGloin  
Direct line: (01287) 612 356

25 February 2015

Dear Ms Brett

### **Waste Plan for Cumbria – the Duty to Cooperate**

Thank you for your consultation under the Duty to Cooperate.

While we would welcome an aim of self-sufficiency, we recognise the need for some export of waste due to market forces and the need for specialist waste management, including to Redcar & Cleveland.

We have adopted our Tees Valley Joint Minerals and Waste Core Strategy DPD (2011) and Minerals and Waste Policies and Sites DPD (2011). Further information on specific sites and policies for waste management can be found in these DPDs.

We have no further information on waste movements to Redcar & Cleveland which would suggest that information contained within the Environment Agency's Waste Interrogator is incorrect.

We are unaware of any reasons why the future export of waste to Redcar & Cleveland would be unable to continue.

I trust you find these comments helpful, should you have any further queries, please do not hesitate to contact me on (01287) 612 356 or at [strategic.planning@redcar-cleveland.gov.uk](mailto:strategic.planning@redcar-cleveland.gov.uk)

Yours Sincerely

Fiona McGloin

Planning Strategy Officer  
Redcar & Cleveland Borough Council

# Rotherham

## Environment & Development Services

Development Control | PO Box 652 | Rotherham | S60 9DE.

Tel: 01709 382121

E:mail: development.management@rotherham.gov.uk

My Reference  
5103

Your Reference

Please ask for  
Anthony Lowe

FAO Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council  
LA9 4RQ

24 January 2014

Dear Sue Brett

### **Enquiry regarding Minerals and Waste Joint Plan - Duty to Cooperate, Cumbria County Council**

I refer to your letter and table dated 17 December 2013 regarding the above.

I would answer your queries as follows:

*i. are the site(s) listed in the table, still operating within your Local Authority area?*

All of the sites listed within the annex appear to be operating at the time of writing.

*ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)*

I am not aware of any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria. However, I have listed some issues in parts (b, and c) below.

*iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?*

The Council does not have any additional records on waste movements on any of the above sites. As such there are no planning or waste management records to confirm or contradict the information supplied by the Environment Agency. The Council would concur that the information supplied by the Environment Agency's Waste Interrogator is likely to be the most accurate record of waste movements for all of the sites listed.

*a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*

A new waste management facility (265 000 tonnes p.a.) at Bolton Road, Manvers, Rotherham has been approved and is under construction. However, this is for municipal waste originating from within the Barnsley, Doncaster and Rotherham Council areas. In the early years of operation there may some 'headroom' for limited private waste from other sources, though this is anticipated to be a very small element of the overall scheme.

<http://roam.rotherham.gov.uk/PlanNet/search.asp?authentication=210907SMWJ&id=RB2011/1539>

In 2010 a Change of Use was approved (75 000 tonnes p.a.) from storage and distribution (use class B8) to household, commercial and industrial waste storage, treatment and transfer facility (use class sui generis) was approved under application RB2010/0025. This related to the Ron Hull Site, Mangham Road, Parkgate, Rotherham. In 2013 a further application was approved to regularise/amend parts of this application under RB2013/0442.

<http://roam.rotherham.gov.uk/PlanNet/search.asp?authentication=210907SWJ&id=RB2013/0442>

*b. are there any known issues regarding future capacity at your existing waste management facilities?*

London Wiper Company Limited (site known as Universal Recycling Company) had an initial planning application approved in 1994 under RB1994/1336. No limitations on volumes of waste received were imposed. However, hours of use were conditioned to 0800-1900. In July 2012 a Lawful Development Certificate was issued (RB2012/0122) which extended the hours to Monday – Friday 08:00-22:00 hours, Saturday 08:00-12:00 hours; and prevented working on Sundays or bank holidays. The Council understands that these hours may be being breached and this is currently the subject of investigation.

*c. are there any planning issues that would prevent an increase in capacity, if required?*

Of the sites listed within the annex, Woodland Oils is sited close to residential properties and has a limited site area. Sims Group (Hillbrook Works) lies within the Green Belt. These factors may restrict potential future expansion.

*d. are there any other issues that we should be aware of?*

#### General commentary

The Barnsley Doncaster and Rotherham Joint Waste Plan DPD was adopted in March 2012 and does not place any policy restrictions on the listed sites. The more general sites and policies DPD is not likely to be adopted in the near future and there are no policy constraints from this aspect at the moment.

This document can be downloaded on the following link:

[http://www.rotherham.gov.uk/info/1004/planning\\_policy/647/joint\\_waste\\_plan](http://www.rotherham.gov.uk/info/1004/planning_policy/647/joint_waste_plan)

There are no specific planning constraints in terms of capacity or on any of the other sites that I am aware of.

I hope this information provides some assistance to you.

Yours sincerely

**Anthony Lowe**

Development Control Officer

Planning and Transportation Service

## Economy, Neighbourhood and Environment

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Burns House, Burns Statue Square, Ayr KA7 1UT

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Email: stratton.macdonald@south-ayrshire.gov.uk

Our Ref: JSM/04/13 Your Ref:

Date: 18th February 2014

If phoning or calling ask for Mr. Stratton Macdonald



Sue Brett  
Minerals and Waste Planning Policy Team  
Cumbria County Council  
Council Offices  
Kendal  
Cumbria  
LA9 4RQ

Dear Ms. Brett

### Waste Plan for Cumbria - the Duty to Co-operate

I refer to your recent letter sent to my planning service in connection with the above subject and would answer your questions as follows:-

- i. are there any planning reasons as to why South Ayrshire cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)*

No, there are no current planning reasons which would restrict waste coming from Cumbria to South Ayrshire, provided the waste is being taken to a suitably licensed waste management facility within South Ayrshire for treatment and/or disposal and is being transferred by a registered waste carrier. We rely on the Scottish Environment Protection Agency (SEPA) as the waste regulation authority to control the movement and disposal of waste within our boundaries and any movements of waste from Cumbria must comply with SEPA guidelines and instructions.

- ii. do you have any comments on the movement of waste from Cumbria?*

The 2,985 tonnes of 'mixed waste' which came from North West Recycling Ltd., in 2012 was not deposited at any of our Council owned or operated waste management treatment facilities. It was most likely 'mixed household and commercial' wastes which would have been sent to a recycling or waste treatment private contractor within South Ayrshire. The movement of municipal wastes within the UK is common, and has the potential to create employment and business opportunities. As indicated at question i above, I would have no objections to municipal waste from Cumbria being recycled, treated or disposed of in South Ayrshire provided it was done so at a licensed waste management facility and complies with all of SEPA's instructions.

I would think that the transport costs of moving wastes from Cumbria to South Ayrshire may be prohibitive in most instances and therefore the 2012 consignment of waste may have been a 'one-off' movement of waste to overcome some short-term difficulties or contract issues. I am not aware of any regular consignments of waste coming from Cumbria to South Ayrshire although SEPA would be better placed to inform on that item.

a. *in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?*

No, we deal with household and commercial wastes arising in our area, and we have no plans to manage additional waste streams. We operate a three-bin system of household recycling as well as a recently introduced weekly food waste recycling service. We operate a fully co-mingled dry recyclable collection service, which includes glass. We contract out our residual waste treatment, garden waste, food waste and dry recyclable waste to waste management companies on various short to medium term contracts.

b. *are there any known issues regarding future capacity at your existing waste management facilities?*

No significant issues, there are two privately owned and operated landfill sites in South Ayrshire, but landfill is being gradually phased out as you will be aware, and there are no concerns over the capacity of these particular sites. We are contracted to a landfill site/MBT site in neighbouring East Ayrshire Council for treatment of our residual (non recyclable) wastes and we have the security of a possible nine year contract there which includes for increased landfill diversion and recycling rates to be achieved. In the later years of this contract, which only commenced in May 2013, a Solid Recovered Fuel (SRF) facility will be incorporated to achieve nil waste to landfill performance for our Council wastes.

I am not aware of any capacity issues with other licensed waste transfer or recycling facilities within South Ayrshire and would suggest that there is sufficient capacity with Ayrshire and the west of Scotland to enable Councils to achieve their future waste targets.

c. *are there any planning issues that would prevent an increase in capacity, if required?*

None that I am aware of but as indicated above, landfill disposal is being incrementally reduced and the two current licensed landfill sites in South Ayrshire will require to implement alternative waste treatment technology, rather than apply for an increase in landfill capacity. Any increase in capacity at any waste management site would require an amendment to their waste management licence as prescribed by SEPA.

d. *are there any other issues that we should be aware of?*

We are keen to source an MRF (Materials Recovery Facility) which can deal with our co-mingled dry recyclable wastes (CDR) which is a fully co-mingled mix including glass. We collect approximately 12,000 tonnes per year of this CDR and recently considered transporting the CDR to Chester but the cost was prohibitive. A publicly owned and operated MRF in the north of England, capable of accepting our CDR at an affordable rate may be of interest to us at some point in the future.

I trust the above comments are helpful.

Yours sincerely



**STRATTON MACDONALD**  
**Service Co-ordinator – Strategy and Technical Support**

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Your Ref:

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Tel: 01642 526056  
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Date: 21/02/2014

### **Duty to Co-operate – Waste Movements from Cumbria**

Dear Sue Brett

I refer to your recent enquiry relating to waste movements to Stockton on Tees.

The Sims Group WEEE Recycling Facility was granted planning approval on 20/09/2002. This was on a permanent basis with no time limiting conditions. Walsh Glenn Norman operates SIS Plastics Recycling, which is still operational within the Borough. I am not aware of any planning reasons that would prevent the continued movement of waste to these sites or to affect their capacity to continue to accept waste movements over the plan period. However, we have not been in any recent contact with the operators.

Billingham Treatment Plant, operated by Rapier Energy Ltd, was granted permission as a liquid waste treatment centre in 1993 and this was on a permanent basis with no time limiting conditions. We have no information that would indicate that Billingham Treatment Plant is expected to cease operation and are not aware of any planning reasons why movements to the plant cannot continue in the future.

I can confirm that the Port Clarence Landfill site, operated by Augean North Limited, has permission to handle hazardous waste for disposal in landfill. In 2011 28,712.2 tonnes of hazardous waste and 42,109.57 tonnes of non hazardous waste were accepted at the site.

The site was originally granted planning permission to accept 3.75 million cubic metres of waste plus soil and stone etc, in 1996. This permission was modified in 2003 and the site now has permission for the landfill of 8.5 million cubic metres (6.8 million tonnes) of waste in total. Conditions placed on the approval for the development, restricted the period of operation to 16

Minerals and Waste Planning Policy  
Team  
Cumbria County Council  
County Offices  
Kendal LA9 4RQ

years from the date of commencement of the depositing of waste on the site, which was in 2000. Therefore, under the current permission, the acceptance of waste for landfill at the site is expected to cease in 2016. However, the operators of the Port Clarence landfill site submitted a request for an EIA scoping opinion to the Council in November 2013 (13/2775/SOR), in relation to a future application to extend the life of the facility. The supporting information stated that the facility currently has 6million cubic metres of void space and will not be completed by 2016. Despite this information, it should be noted that a full planning application to extend the life of the facility has not yet been submitted to the Council.

The Terramundo Port Clarence Treatment Facility, operated by Auegan, was granted planning permission in 2008 and had a predicted capacity of up to 542,000 tonnes per annum. The facility was granted permission without any time limiting conditions and we are not aware of any planning reasons why waste from Cumbria cannot continue to be received in the future.

We are aware of one site within the Borough which will not have the capacity to accept waste in the future. The Cowpen Bewley Landfill site is currently operated by the Impetus Group and was granted permission to accept 15,500,000 tonnes of waste in 1962. In 2002 it was estimated that the remaining capacity at the site was 1,500,000. It is considered that the site is nearing the end of its operational life and it has been calculated that the acceptance of waste for landfill could cease at the site by 2020. However, this loss of capacity has been accounted for within The Tees Valley Joint Minerals and Waste Development Documents (September 2011) and the Policies and Sites DPD allocates land for additional waste management facilities within Stockton on Tees.

Kind regards,



Rebecca Wren  
Planning Officer

# Stoke-on-Trent

Dear Sue,

I write with reference to your email dated 23<sup>rd</sup> December 2013 with relation to the Waste Plan for Cumbria. Please find a brief response to your queries below.

- i) Yes
  - ii) We have no knowledge of any current reason as to why the sites would not continue to operate. However I would note that they are not considered strategic sites in the Staffordshire and Stoke-On-Trent Joint Waste Local Plan adopted in March 2013.
  - iii) The movement of waste across boundaries whilst not always the most sustainable solution is a by-product of market forces, and is often related to the need for treatment at specialist facilities. That said the Cumbria Waste Local Plan should consider whether a facility should be identified within the County to process these waste needs closer to where the waste arises.
- 
- A) The Waste Local Plan identified the current capacities being planned for in Stoke-on-Trent, and the future facilities identified as needed in the plan period. The document can be found at <http://www.stoke.gov.uk/ccm/content/planning/planning-general/local-development-framework/joint-waste-core-strategy.en>
  - B) See above
  - C) Unknown

We would note that the authority has had a number of similar requests to the ones made by Cumbria. We are not planning the provision of additional Hazardous Waste facilities, other than a potential contaminated soil facility and have a recently adopted Waste Local Plan (March 2013). Given the number of similar requests being made and the potential for levels of waste to increase in future years we cannot guarantee that cumulative capacity from all sources will be able to met within facilities in Stoke-on-Trent and would therefore strongly urge all authorities making such requests to consider the need to provide a facility within their plans.

Regards

**Mathieu Evans** | Senior Planning Officer  
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# Sunderland

**From:** Gary Clasper [Gary.Clasper@sunderland.gov.uk]

**Sent:** 05 February 2014 08:56

**To:** MWLP

**Cc:** Colin Curtis

**Subject:** RE: Cross boundary movements of waste - response of Sunderland City Council

Dear Sue

Sorry it has taken a while to get this to you, but I would answer the questions in your letter as follows:-

**i. are the site(s) listed in the table, still operating within your Local Authority area?**

Yes

**ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)**

Not aware of any issues

**iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?**

No

As well as looking at current and past trends of waste exports, we are also interested in future waste management facilities and capacities.

**a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?**

No

**b. are there any known issues regarding future capacity at your existing waste management facilities?**

Yes: the owners of Houghton Quarry are considering closing the existing landfill at Houghton-le-Spring in Sunderland and a planning application for alternative uses (B2/B8) is being considered. The loss of this facility will result in a shortfall in available local landfill capacity of some 80,000 tonnes. None of Sunderland's municipal solid waste goes to this quarry – the closure is more likely to have a sub-regional and regional impact than a local one.

**c. are there any planning issues that would prevent an increase in capacity, if required?**

Proposals or new waste facilities will be subject to Development management policy DM9.1 as set out in the Core Strategy draft Revised Preferred Options document

**d. are there any other issues that we should be aware of?**

Sunderland currently exports the vast majority of its municipal waste (circa 65,000 tonnes per annum) to landfill sites in Tees Valley which are taken there by road via local waste transfer stations located in Sunderland. From April 2014 the Council will commence a 25 year residual waste treatment contract which will see similar amounts of the Council's municipal waste transferred from a locally operated waste transfer station by road to a brand new Energy From Waste (EFW) facility in Tees Valley.

Hope this helps

Regards

Gary Clasper

Principal Policy Officer for Planning

(0191) 561 1537

# Surrey

Francesca

Thank you for your email regarding the implications of waste movements from Cumbria to Surrey to inform the review of the Cumbria Local Waste Plan.

I note from your attached letter that most of the waste exported to Surrey was sent to Patteson Court, Redhill which is operated by Biffa. This comprises both a non-hazardous landfill facility and a temporary soil recycling facility. Patteson Court is the only non-hazardous landfill remaining in Surrey and has planning permission to continue receiving waste until 2027 with final restoration due by 2030. Remaining voidspace was 6.54 million cu m in 2012. The site can also accept some stable non-reactive hazardous waste into a dedicated cell. The landfill receives around 550-600,000 tpa of non-hazardous waste, around 300,000 tpa or more of which is imported from London. As landfill capacity in neighbouring counties reduces, Patteson Court is likely to become more of a sub-regional facility, particularly given that neighbouring counties are not planning to make provision for new non-haz landfill capacity in their emerging waste local plans. However, the capacity of the site to import waste is expected to reduce by about a third to 400,000 tpa from 2015 when a more restrictive HGV movement limit comes into force due to capacity limits at a nearby junction which are incapable of being resolved.

Patteson Court also contains a contaminated soil recycling facility. This has planning permission to recycle contaminated soils through bio-remediation including some soils now defined as hazardous waste. In May 2012, planning permission was granted to increase the capacity of the soil recycling facility from 50,000 to 79,000 tpa. The recycled soils are used on site for the purposes of daily landfill covering material and for the supply of restoration soils. The facility is required to be removed upon the cessation of landfilling engineering and filling of the Patteson Court Landfill site, or by 31 December 2030 whichever is the sooner.

In relation to questions (i) to (iii), although Surrey has some reservations about the volume of waste material being imported into Patteson Court from outside the county, this is primarily in connection with the vast volumes of waste being imported from London. In this context, the volumes being imported from Cumbria are considered negligible. We have no information to indicate whether these movements in 2011 and 2012 were a one off or are set to continue. Please see below for our response in relation to questions (a) to (d):

(a). We have recently permitted (i) three Anaerobic Digestion (AD) Facilities for the treatment of 40,000 tpa of municipal food waste arising in Surrey, 48,000 tpa of C&I food waste arising primarily in north west Surrey and 25,000 tpa of C&I food waste arising in the south of the county, (ii) a gasification facility for the treatment of 60,000 tpa of MSW arising in Surrey, and (iii) an IVC facility for the treatment of 30,000 tpa of C&I waste comprising green, kitchen and animal waste. However, neither of these facilities are operational and only one is under construction (i.e. the 48,000 tpa capacity AD facility). We are also considering a major application to treat C&I waste on an allocated site involving autoclaving and AD (195,000 tpa), a materials recycling facility (100,000 tpa), and a C&D waste recycling facility (140,000 tpa).

(b). See above in relation to lower HGV movement limit at Patteson Court landfill from 2015. This will also impact on the soil recycling facility as this is served from the same access.

(c). There is not considered to be any potential to increase the capacity of Patteson Court landfill.

(d). No.

I wish you well with the review of your Local Plan and I trust that you find these comments helpful.

Regards

David Maxwell  
Minerals and Waste Planning Policy Team  
Surrey County Council

# Wakefield

I refer to your email dated 23.1.213.

I have the following response to your questions:

- i. the site(s) listed in the table, are still operating.
- ii. there are no planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria.
- iii. I do not have any comments on the movement of waste from Cumbria to the identified sites.
  - a. we do not have any ambitions to manage additional waste streams.
  - b. there are no known issues regarding future capacity at our existing waste management facilities.
  - c. are there any planning issues that would prevent an increase in capacity, if required? – This is not an easy question to answer. On some of the sites there may be no restrictions on capacity. On any that do have a specified capacity, it is not appropriate to pre-judge any request to increase capacity.
  - d. there are no other issues that you should be aware of.

Regards  
Martyn

Martyn Clay  
Team Leader  
Wakefield Council  
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# Warrington

**From:** Usher, Kevin [kusher@warrington.gov.uk]

**Sent:** 24 January 2014 09:42

**To:** MWLP

**Subject:** Cumbria CC - Waste Plan for Cumbria: Review of Local Waste Plan Consultation (Your Ref: SAB/p334-28) (WBC Comments)

Dear Sir,

Thank you for your letter dated 24<sup>th</sup> December 2013 regarding the above consultation.

In respect of the anomaly highlighted for 2012. It would appear that the abnormally high level of waste exported out of Cumbria into Warrington (over 330 tonnes as compared to approximately 50 tonnes in the previous five years) is largely attributed to C&D Waste and Asbestos (276.06 tonnes). Without knowing the site where the waste was exported to it is difficult to provide any useful comments on this matter. However, I am not aware of any new waste facilities that have opened in the Borough and therefore can only assume that it is an isolated occurrence.

Based on the limited information provided I can also not comment further on the data which relates to solvents. Warrington have yet to commence work on their Waste Local Plan but I can advise that no issues with regards to hazardous waste and specifically solvent storage/treatment/disposal have thus far arisen through the consultation process with regards to the Local Plan Core Strategy which is now at an advanced stage of preparation.

In response to the operator Computer Disposals Ltd, it should be noted that despite the postal address this operator's site is close to but not within the administrative boundary of Warrington Borough Council. Instead the site is within the administrative area of Cheshire West and Chester, who are a separate Waste Planning Authority. Consequently, I cannot comment any further on this operator/site. In terms of a specific contact at Cheshire West and Chester, I would suggest contacting Louise Hilder or Campbell Latchford who are responsible for Local Plan waste matters (Tel: 01244 976756).

In respect of future waste management facilities and capacities, it should be noted that the future of Arpley Landfill Site is **uncertain** at the current time. The original planning permission for the site was time limited and allowed waste disposal operations to continue for 25 years from the date to which they were commenced. Waste disposal operations commenced on the 13th October 1988 and without a subsequent grant of planning permission all waste disposal operations should have ceased on the 13th October 2013. However, there have been two applications to extend the life of the site, which are currently unresolved. The first (2011/19244) was to extend the life of the site until 2025 and was refused in January 2013 and is now the subject of an appeal scheduled to be held between 18<sup>th</sup> Feb and 17<sup>th</sup> March 2014. Whilst, the second (2013/22598) is to extend the life of the site until 2018 has just been refused by the Council's Development Management Committee on 23<sup>rd</sup> Jan 2014.

In any event, the amount of waste that the is received from Cumbria appears to be relatively small and therefore it is considered that the impact on either the Cumbria or Warrington M&W Local Plans would be minimal provided that these levels do not increase significantly.

Regards

Kevin Usher  
Senior Policy and Strategy Officer  
Economic Regeneration, Growth and Environment  
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**Rupy Sandhu**

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Sue Brett  
Cumbria County Council  
Minerals and Waste Planning Policy Team  
County Offices, Kendal  
LA9 4RQ

06 February 2014

Dear Sue,

**Waste Plan for Cumbria – the Duty to Co-Operate**

Thank you for your letter dated 24 December 2013 regarding waste movements from Cumbria to West Sussex.

West Sussex County Council, in partnership with the South Downs National Park Authority, has prepared a Waste Local Plan which was subject to an examination in public during July 2013. We are currently waiting for the final Report from the Planning Inspector. A key objective of the Plan is the achievement of net-self-sufficiency and the Authorities recognise that waste crosses administrative boundaries; therefore we are keen to engage with authorities on a regular basis and welcome your communication.

Please find answers to your questions below:

- i. It is a trend that may continue, however it is dictated by market forces and contracts between private waste producers and waste management companies.
- ii. The waste movements may well have been one off movements, however without detailed knowledge of the private contracts in place it is hard to ascertain whether or not this trend will continue. It is for Cumbria County Council to produce waste forecasts based on baseline arisings data to inform any decision to plan for such wastes.
- iii. Given the small tonnages of waste indicated, there are no planning reasons why these levels of waste cannot continue to move to West Sussex. The sites in question can continue to receive the waste, however the movement of such waste are beyond the control of the County Council as it is likely to be commercial or industrial waste.
  - a. As set out above, the West Sussex Waste Local Plan seeks to deliver net self-sufficiency. In practical terms, this equates to the provision of waste management capacity in the Plan area, commensurate with the level of arisings as modelled over the Plan period. This approach recognises limited cross border movements but does not provide for significant importation of wastes from outside West Sussex. None of the site allocations have been

identified as suitable for the management of hazardous or low level radioactive waste due to the limited arisings of such waste in the Plan area. It is generally accepted that these types of facilities tend to accept waste from far and wide and would be best sited at a regional level, in line with economies of scale. Policy W7 of the Plan does however state that any proposals for facilities accepting this kind of waste should seek to make a substantial contribution to the needs of West Sussex.

- b. There are no known issues regarding future capacity at West Sussex.
- c. As indicated throughout this response, one of the key objectives of the West Sussex Waste Local Plan is the delivery of net self-sufficiency. The Plan does not make provision for significant levels of waste arising in other Plan areas, beyond limited cross border movements. Any proposal for waste facilities which aimed to meet the needs of planning authorities outside West Sussex would be tested against the policies of the Plan. Such proposals would be unlikely to be in conformity with the objective of the Plan and may be subject to refusal on this basis.
- d. The planning inspector, Mr Brian Cook, who conducted the examination of the West Sussex Waste Local Plan stated, through document ID/001 (available online on our examination library pages), *'the targeted engagement (CD/EB/041 section 3.4) appears to have been limited to those areas receiving waste from West Sussex. The views of those exporting waste to West Sussex do not appear to have been canvassed. Since the plan's approach has potentially significant implications for them, how have they been actively engaged in the preparation of the plan?'* If you have not already considered canvassing the views of authorities sending all types of waste to Cumbria, we would strongly advise you to consider such an exercise.

I hope you find these comments useful. If you have any other further questions please don't hesitate in contacting me.

Yours sincerely,



Rupy Sandhu

# Wirral

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Your Ref:  
File Ref: 30/21/6  
W/P Ref: G:\MerseysideEAS\WasteDPD\Other  
DPDs\Plans & D2C  
Requests\Cumbria  
Date: 27<sup>th</sup> February 2014

Dear Francesca,

## Waste Plan for Cumbria - the Duty to Co-operate

1. I am responding to your letter to Wirral Council sent 24<sup>th</sup> December 2013 regarding the Waste Plan for Cumbria and Duty to Co-operate.
2. Wirral alongside the rest of the Merseyside and Halton Councils have jointly prepared a Waste Local Plan which was adopted July 18<sup>th</sup> 2013 having been found sound by the Planning Inspector. For more details see:  
<http://www.wasteplanningmerseyside.gov.uk/adopted-waste-local-plan>.
3. Merseyside Environmental Advisory Service (Merseyside EAS) co-ordinated the preparation of the Merseyside and Halton Joint Waste Local Plan (WLP) and have been asked to respond to your Duty to Co-operate request. This response is on behalf of Wirral Council. We responded separately on behalf of the other Councils of Merseyside and Halton in a letter sent 30<sup>th</sup> January 2014.
4. This response is informed by the Environment Agency (EA) Waste Data Interrogators 2012 (hazardous and non-hazardous), Environmental Permitting Regulations – Waste Sites GIS data 2013<sup>1</sup> and local knowledge.
5. In relation to the questions posed in your letter (i to iii and a to d) please find responses over the page.

<sup>1</sup> [http://www.geostore.com/environment-agency/WebStore?xml=environment-agency/xml/dataLayers\\_EPRWS.xml](http://www.geostore.com/environment-agency/WebStore?xml=environment-agency/xml/dataLayers_EPRWS.xml)

*Merseyside Environmental Advisory Service – delivering high quality environmental advice and sustainable solutions to the Districts of Halton, Knowsley, Liverpool, St.Helens, Sefton and Wirral*



***i. are the site(s) listed in the table, still operating within your Local Authority area?***

6. No. According to the Environmental Permitting data 2013 Blagden Staniford Packaging Ltd surrendered their license in 2010 which is reflected in your tabulated figures showing the last waste movement to this site in 2009.
7. Regarding Global Environmental Recycling Company Limited, whilst the Environmental Permitting data 2013 suggests the facility is still licensed, the site is known to have been recently cleared. This operator is a subsidiary of a waste company based in Ellesmere Port (SIMs Group UK Ltd) so potentially Cumbria waste previously contracted to the Wirral site may now be sent to Cheshire West and Chester.

***ii. are there any planning reasons as to why the identified site(s) cannot continue to receive waste from Cumbria? (e.g. facility capacity issues or facility closure)***

8. Yes. As stated in paragraph 6 above, Blagden Staniford Packaging Ltd surrendered their license in 2010 therefore waste previously sent to this site will need to be diverted elsewhere. We consider this to be a matter for the waste industry and producer(s) to resolve since Waste Planning Authorities (WPA) cannot directly influence commercial contracts.

***iii. do you have any comments on the movement of waste from Cumbria to the identified site(s)?***

9. Yes. See response to question i. The 485.2 tonnes of waste sent to Wirral reported in 2011 is likely to be half that amount since this figure appears to be double counted in the waste interrogators. We also note that in 2012, after a steady increase in small hazardous waste movements through 2008 to 2011; no waste was sent from Cumbria to Wirral.

***a. in addition to the existing waste management facilities in your area, do you have any ambitions to manage additional waste streams?***

10. The WLP is based on a net self-sufficiency strategy and promotes waste minimisation. See chapter 3 Vision and Spatial Strategy of the WLP.

***b. are there any known issues regarding future capacity at your existing waste management facilities?***

11. See paragraph 6 and 7 regarding those sites in Wirral known to have previously received waste from Cumbria. From a sub-regional perspective, and as stated in our joint response dated 30<sup>th</sup> January 2014; Lyme and Wood Pits Landfill is set to close in 2016. Opportunities for new landfill operations are very restricted due to highly urbanised and underlying geology and hydrogeology of the sub-region therefore landfill disposal capacity is increasingly limited.



***c. are there any planning issues that would prevent an increase in capacity, if required?***

12. Yes. We acknowledge that cross boundary movements occur which are determined by commercial contracts and therefore outside the direct influence of WPAs. However you should be made aware that existing waste management capacity is safeguarded under Policy WM7 of the WLP to help meet the identified needs of the Plan Area. Site allocations made in the WLP (Policies WM2, WM3 and WM4) make provision for a modest increase in waste management capacity to cater for needs of the Plan Area, offset exports to landfill outside of the sub-region, and improve performance with respect to the waste hierarchy. For these reasons we do not envisage that significant waste movements in the future from Cumbria to Wirral could be accommodated.

***d. are there any other issues that we should be aware of?***

13. We are not aware of any other issues at this time.
14. I trust that our response is of assistance, but if you need any further information please do not hesitate to contact me.

Yours sincerely,



Andrew Clark  
Environmental Data Technical Officer  
Encs: None

Copies: Robert Oates, Eddie Fleming, Andrew Fraser, Lucy Atkinson, Bogumil Zaba.