Dear Mr Gallagher,

Planning and Compulsory Purchase Act 2004 Section 24(2)(a)

The Town and Country Planning
(Local Development)(England) Regulations 2004

CUMBRIA MINERALS AND WASTE DEVELOPMENT FRAMEWORK

Regulation 30 Request re general conformity with the North West Regional Spatial Strategy for the Submission Draft Core Strategy and Generic Development Control Policies.

I refer to my letter dated 19 March 2008 and the copies of the above Development Plan Documents and supporting documents.

As I explained in the letter, we are having an extended consultation period and the statutory six-week period starts today when the documents are being formally submitted to the Secretary of State.

In accordance with Regulation 30, I am now formally requesting the Regional Planning Body’s opinion with regard to the general conformity of the Development Plan Documents with the Regional Spatial Strategy.

In connection with this request, I would like to make the following points relating to Paul Entwistle’s letter (reference DP6) dated 13 December 2007 commenting on the Changes to the Preferred Options:-

- Account has been taken of the RSS Panel report eg Core Strategy paragraphs 3.20, 3.50 to 3.52, 7.3, 7.13 and 7.14.
- Changes to Preferred Options Policy 10 has been moved to the text para 7.9. With regard to the comments about intermediate treatment and refuse derived fuel, paragraphs 7.25 to 7.29 refer to these.
- Policy 11 has also been moved into the text, para 7.21. I regret that due to an oversight by me “re-use” has not been deleted from the household waste target.
• We are still using a slightly lower residual landfill figure than that given in the draft RSS, please see paragraph 7.32 and Policy 9. This is because we anticipate changes in the way commercial and industrial wastes are managed, a point that we made at the EIP. I note that the proposed changes to the RSS now put forward a lower residual landfill figure for these wastes – 224,000 tonnes/year instead of 350,000 tonnes. This implies a lower landfill requirement than the one that we are proposing to use.

I would also point out the only substantial policy change since the Changes to the Preferred Options Core Strategy is that a national role for the Low level Radioactive Waste Repository near Drigg has been accepted. This is CS Policy 12 (previously Policy 16) and brings it in line with Defra and Nuclear Decommissioning Authority policies.

Yours sincerely

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