

### Proposed Modifications Summary Table

This table sets a summary of all the modifications proposed to the Plan. It includes all the matters which impinge upon the soundness of the Plan, as set out in pages 6 and 7 of the Inspectors letter of February 7<sup>th</sup> 2013. Where the wording of policy was discussed at a specific Hearing the revised wording is set out in full, otherwise it is necessary to refer to the other tables for details of changes to policy wording, modifications as a result of legislative changes and all other modifications proposed to the Plan.

This table should be read in conjunction with the Minerals and Waste Core Strategy Plan for Submission with Main Modifications and Additional Modifications (May 2012), in particular the paragraph/policy column refers back to this document.

<b>Number of Modification</b>	<b>Paragraph/Policy</b>	<b>Modification Proposed</b>	<b>Main or Additional Modification</b>	<b>Justification</b>
O1 – O58	Throughout Plan.	Numerous small editorial revisions to text of Plan	Additional	To aid clarity.
N1 – N49	Throughout Plan.	Nomenclature used throughout the Plan (including its title) to be revised.	Additional	To accord with Local Plan Regulations 2012.
P1 – P40	Throughout Plan.	Policies in the Plan to be renamed ‘Strategic Policies’ and worded more positively	Main	To accord with the National Planning Policy Framework.
P1	Page 17, after paragraph 3.8	Insertion of new chapter: ‘ <i>Sustainable Development and Overarching Strategic Policy</i> ’	Main	To accord with the National Planning Policy Framework and to improve clarity.
P1	Page 17, after paragraph 3.8	Insert new overarching sustainable development policy (MWSP1).  Policy to read:  <u><i>Minerals and Waste Strategic Policy MWSP1: Presumption in Favour of Sustainable Development</i></u>	Main	To accord with the National Planning Policy Framework.

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		<p><i>'When considering development proposals the MPA/WPA' will take a positive approach that reflects the presumption in favour of sustainable development contained in the National Planning Policy Framework. The MPA/WPA will always work proactively with applicants jointly to find solutions which mean that proposals can be approved wherever possible, and to secure development that improves the economic, social and environmental conditions in the Plan area.</i></p> <p><i>Planning applications that accord with the policies in this Plan and subsequent Local Development Documents will be approved without delay, unless material considerations indicate otherwise.</i></p> <p><i>Where there are no policies relevant to the application or relevant policies are out of date at the time of making the decision then the Local Planning Authority will grant permission unless material considerations indicate otherwise taking into account:</i></p> <p><i>a. Any adverse impacts of granting permission which would significantly and demonstrably outweigh the benefits when assessed against the policies in the National Planning Policy Framework taken as a whole; or</i></p>		

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		<p><i>b. Specific policies in that Framework indicate that the development should be restricted'</i></p>		
P2	Page 17, after paragraph 3.8	<p>Insert new overarching climate change policy (MWSP2).</p> <p>Policy to read:</p> <p><u><i>Minerals and Waste Strategic Policy MWSP2: Climate Change</i></u></p> <p><i>'Waste management, mineral extraction and all related development, including restoration proposals, will take account of climate change for the lifetime of the development through measures to reduce greenhouse gas emissions and to adapt to future climate changes. The proposed measures and the means of monitoring shall be identified'.</i></p>	Main	To improve clarity and to relate to overarching sustainable development Policy.
P3	Page 17, after paragraph 3.8	<p>Insert new overarching policy on the determination of planning applications (MWSP3).</p> <p>Policy to read:</p> <p><u><i>Minerals and Waste Strategic Policy MWSP3: The Determination of Planning Applications</i></u></p>	Main	To improve clarity and to relate to overarching development management Policy.

Number of Modification	Paragraph/Policy	Modification Proposed	Main or Additional Modification	Justification
		<p><i>'All applications for waste management development or mineral extraction and related development will be determined with regard to:</i></p> <ul style="list-style-type: none"> <li><i>• The Strategic Policies in this LDD which are appropriate to the application</i></li> <li><i>• The Strategic Sites identified in this LDD which are appropriate to the type of development proposed</i></li> <li><i>• The Saved and Environmental Policies in the Bedfordshire and Luton Minerals and Waste Local Plan (or such other Policies as may replace them).'</i></li> </ul>		
P5	Page 24, Waste Core Policy WCP 2: Strategic Waste Management Sites	<p>Delete Elstow South as a landfill allocation.                      Policy to read:  <u>Waste Strategic Policy WSP2: Strategic Waste Management Sites</u>  <i>' Four sites have been identified for waste recovery uses:</i></p> <ul style="list-style-type: none"> <li><i>• Elstow North</i></li> <li><i>• Land at Former Brogborough landfill</i></li> <li><i>• Rookery Pit South</i></li> <li><i>• Land at Thorn Turn</i></li> </ul>	Main	

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		<p><i>The following site is identified for the landfilling of non-hazardous waste:</i></p> <ul style="list-style-type: none"> <li>• <i>Rookery Pit South</i></li> </ul>		
P9	Page 27, Waste Core Policy WCP 6: Catchment Area restrictions.	<p>Revision of Waste Core Policy WCP6 (<i>Catchment Area restrictions</i>), to provide an explanation of how any restrictions will be assessed with regard to the nature and value of the recovery operation, the degree of flexibility which will be applied, how any restrictions are to be enforced, and giving an indication of what are to be regarded as the origins of wastes going through a recovery facility.</p> <p>Policy to read:</p> <p><u><i>Waste Strategic Policy WSP4: Catchment Area restrictions.</i></u></p> <p><i>'Recovery and disposal capacity will be provided for the volume of waste that will arise from within the Plan area, as well as an apportionment of pre-treated residual waste from London. In order that the majority of waste that is managed is to be received from Plan area, developers of new waste recovery or disposal facilities on the strategic sites allocated in policy WSP 2, will be</i></p>	Main	To provide clearer justification for the policy and greater clarity.

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		<p><i>subject to planning conditions concerning the origin of waste that they receive, so as to ensure that any facility permitted will meet the needs of the Plan area.</i></p> <p><i>In considering any proposals for new recovery facilities on strategic sites allocated in policy WSP 2, the Waste Planning Authority will consider the need for a catchment area restriction in relation to:</i></p> <ul style="list-style-type: none"> <li><i>a) whether the any waste to be managed at the facility is specialised such that it can only be managed at a limited number of facilities for appropriate recovery or final disposal, or whether wastes that it will manage are more generalised wastes;</i></li> <li><i>b) whether the wastes to be managed by the facility originate from either a waste transfer facility or other waste recovery facility, a household, or a business premises within the Plan area;</i></li> <li><i>c) the proportion of waste which will originate from within the Plan area to be managed at the facility, taking into account a) and b) above, and any other considerations, such as the location of the facility.</i></li> </ul>		
P11	Page 28, Waste Core Policy 8: Non-	Revision of Waste Core Policy WCP8 (Non-hazardous waste transfer and materials recovery)	Main	To clarify that the production of refuse derived fuel (RDF) or

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	hazardous waste transfer and materials recovery	<p>to remove the reference to the 'proximity principle', and addition of refuse derived fuel (RDF) and solid recovered fuel (SRF) production within the second paragraph.</p> <p>Policy to read:</p> <p><u>Waste Strategic Policy WSP6:Non-hazardous waste transfer and materials recovery</u></p> <p><i>Non-hazardous waste transfer and materials recovery</i></p> <p><i>Proposals for waste transfer and materials recovery operations will be permitted on either:</i></p> <ul style="list-style-type: none"> <li>• <i>A Strategic site set out in WSP 2; or</i></li> <li>• <i>An existing employment area of similar uses; or</i></li> <li>• <i>Within the area of and for the duration of an existing planning permission for a waste related use; or</i></li> <li>• <i>Within the area of, and for the duration of an existing planning permission for minerals extraction; or</i></li> <li>• <i>Within areas of despoiled, contaminated or derelict land.</i></li> </ul> <p><i>Proposals for waste transfer/materials recovery/ the production of refuse derived fuel (RDF) and</i></p>		solid recovered fuel (SRF) would be an acceptable waste recovery operation under Policy WCP8.

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		<p><i>solid recovered fuel (SRF) operations in locations other than those listed above, will be permitted where it can be demonstrated that:</i></p> <ul style="list-style-type: none"> <li>• <i>They serve an identified need which cannot be met by existing facilities, and;</i></li> <li>• <i>No land in the above categories is available</i></li> </ul>		
P16	Page 31, WCP 13: Waste water treatment facilities	<p>Revision of Waste Core Policy WCP13 (Waste Water Treatment Facilities) to require all proposals for sensitive development within 400 metres of an existing waste water treatment works to be subject to a risk assessment.</p> <p>Policy to read:</p> <p><u><i>Waste Strategic Policy WSP11: Waste Water Treatment Facilities</i></u></p> <p><i>Proposals for new waste water treatment works will be permitted where it can be demonstrated that the need for the development cannot be accommodated at an existing site, and where they are at least 400 metres from sensitive development.</i></p> <p><i>Proposals for sensitive development within 400 metres of an existing waste water treatment</i></p>	Main	To ensure that the policy is effective in managing the risks associated with locating sensitive development close to waste water treatment works.



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		<p><i>works will be subject to a risk assessment.</i></p> <p><i>The risk assessment will inform the decision as to whether the sensitive development will be permitted, and whether mitigation is required to address environmental and amenity issues raised by the proposal.</i></p>		
P26	Page 38. Minerals Core Policy MCP5: Provision of Silica Sand	<p>Revision of Minerals Core Policy MCP5 (Provision of Silica Sand) to make it more positively worded.</p> <p>Policy to read:</p> <p><u><i>Mineral Strategic Policy MSP5: Provision of Silica Sand</i></u></p> <p><i>'Silica sand sites will be released where there is a demonstrable need for the product to supply individual processing plants in the Plan area and this need cannot be met from existing extraction sites in the Plan Area or from alternative materials, in order to maintain continuity of production for at least 10 years'.</i></p>	Main	To make it more positive in its support for silica sand extraction sites to come forward in order to maintain continuity of production for at least 10 years.
P28	Page 39. Mineral Core Policy 6: Mineral Extraction outside Allocated Sites	<p>Revision of Minerals Core Policy MCP 6 (Mineral Extraction outside Allocated Sites) to make it more positively worded.</p> <p>Policy to read:</p>	Main	To accommodate additional or replacement processing plant as well as mineral extraction.

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		<p><u>Mineral Strategic Policy MSP6: Mineral Extraction outside Allocated Sites</u></p> <p><i>'Mineral extraction or the development of new or replacement concrete batching, asphalt and stone coating plants outside of the identified Strategic sites will be permitted where it can be demonstrated that there is an overriding need and/or benefit.'</i></p>		
O26 and O59		<p>Redrafting of Minerals Safeguarding Areas plan to show deposits of Cornbrash Limestone (building stone) more clearly and to delete a small area of land near Whitsundoles Quarry, and amend the list of minerals safeguarded, so as to accord with the names used on the policies map:</p> <ul style="list-style-type: none"> <li>• Woburn Sands</li> <li>• River valley sands and gravels</li> <li>• Oxford Clay</li> <li>• Gault Clay</li> <li>• Chalk</li> <li>• Fuller's Earth</li> <li>• Cornbrash limestone.</li> </ul>	Main	To ensure that the Mineral Safeguarding Areas are as up to date and accurate as possible, to aid clarity, and to provide consistency in the terms used in the Plan and the Policies Map.
O31	Page 51: Waste Objective 3.	<p>Revision to Waste Objective 3. 2<sup>nd</sup> Action to be rewritten as follows:</p> <p><i>'Provide for a limited amount of non-hazardous</i></p>	Main	<i>To provide clarification with respect to the degree of treatment of waste required before disposal of the residue,</i>

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		<p><i>landfill capacity. Such landfill capacity will be provided on the assumption that 100% of waste sent to landfill must be pre-treated. Wastes which have been pre-treated may also have been subject to intensive residual treatment processes which fundamentally change their chemical, physical, or biological nature, and have achieved maximum practicable recovery.</i></p>		<p><i>and consistency with WCP11.</i></p>
O10	Page 17, Mineral Objective 3	<p>Modify Objective 3 (Minerals) to include 'and infrastructure' to read:</p> <p><i>'To conserve mineral resources and infrastructure, by protecting them from sterilisation, encouraging their prudent use, and specifying appropriate phasing mechanisms for their release and increasing use of secondary aggregates'.</i></p>	Main	To include the safeguarding of minerals infrastructure within the objective and to improve clarity.

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