

1 Minor Modifications

Table of Proposed Minor Modifications

| Ref | Part of Submission Plan Changed | | Change | Reason for Change |
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| | Page | Para | | |
| | | <i>Other</i> | (Note: new inserted wording is shown as highlighted and underlined, deleted wording is struck through.) | |
| M0.1 | | Throughout Plan | Update page, table, paragraph numbers and policy numbers as required & correction of any typographical errors in addition to those listed below. | Factual corrections |
| M0.2 | | Throughout Plan | Replace all references to 'Waste Sites DPD' and 'Minerals Sites DPD' with 'Waste and Minerals Sites Plan' | Update to reflect revised Minerals and Waste Development Scheme that was brought into effect in September 2012 |
| M0.3 | | Throughout Plan | Replace all references to 'Municipal Solid Waste' or 'MSW' to 'Local Authority Collected Waste' or 'LACW' | Updated and delete old terminology |
| M0.4 | 4 | Paragraph 1 (unnumbered) | Once adopted This Plan will form part of the 'Development Plan' covering East Sussex, part of the South Downs and Brighton & Hove. The Plan will constitute the Authorities' 'Waste and Minerals Core Strategy'. | Updated and delete old terminology |
| M0.5 | 4 | Paragraph 2 (unnumbered) | Existing This Plan replaces the majority of waste and minerals planning policy is contained in the adopted East Sussex and Brighton & Hove Waste Local Plan (2006), and Minerals Local Plan (1999). The policies from both have been saved which means they will remain in force until replaced by policies in the total new development plan document. You can see the list of which policies have been will be replaced by in each document in Section 9. | Update for final adoption |
| M0.6 | 4 | Paragraph 3 (unnumbered) | The total new development plan document (known as the Waste and Minerals Local Plan) will be made up of: <ul style="list-style-type: none"> • The Plan (this document); and • A waste and minerals sites document; and • A minerals sites document. | Update to reflect fact that a single waste and minerals sites document is to be produced |

Minor Modifications 1

1 Minor Modifications

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|--|---|--|----------------------------------|------|---------------------------------|------------------------------------|-------------------------|------------------------------------|--|------------------------------|--------------------------------------|-------------|-----------------------------------|-------------|-----------------------------------|-------------------------------|----------|--------------|----------------------------------|
| M0.7 | 5 Paragraph 4 (unnumbered) | <p>The sites documents will use the policies set out in the this Plan to identify the most suitable areas for waste and minerals development.</p> <p>The table below provides the dates of previous consultations and summarises the current timetable for future key stages of the Plan's preparation. Preparation of the sites documents will take place in accordance with the timetables in Authorities' Development Schemes, be prepared once the Plan has been adopted.</p> <table border="1"> <thead> <tr> <th>Stage</th> <th>Date</th> </tr> </thead> <tbody> <tr> <td>Preferred Strategy consultation</td> <td>21 October 2009 to 25 January 2010</td> </tr> <tr> <td>Draft Plan consultation</td> <td>27 October 2011 to 8 December 2011</td> </tr> <tr> <td>Formal (Regulation 27) consultation on the soundness of the Plan</td> <td>24 February to 24 April 2012</td> </tr> <tr> <td>Submission of the Plan to Government</td> <td>Summer 2012</td> </tr> <tr> <td>Examination in Public Examination</td> <td>Autumn 2012</td> </tr> <tr> <td>Consultation on Main Modification</td> <td>12 October to 9 November 2012</td> </tr> <tr> <td>Adoption</td> <td>January 2013</td> </tr> </tbody> </table> <p>Key dates for the Waste & Minerals Plan</p> | Stage | Date | Preferred Strategy consultation | 21 October 2009 to 25 January 2010 | Draft Plan consultation | 27 October 2011 to 8 December 2011 | Formal (Regulation 27) consultation on the soundness of the Plan | 24 February to 24 April 2012 | Submission of the Plan to Government | Summer 2012 | Examination in Public Examination | Autumn 2012 | Consultation on Main Modification | 12 October to 9 November 2012 | Adoption | January 2013 | Updated to reflect current stage |
| Stage | Date | | | | | | | | | | | | | | | | | | |
| Preferred Strategy consultation | 21 October 2009 to 25 January 2010 | | | | | | | | | | | | | | | | | | |
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| Submission of the Plan to Government | Summer 2012 | | | | | | | | | | | | | | | | | | |
| Examination in Public Examination | Autumn 2012 | | | | | | | | | | | | | | | | | | |
| Consultation on Main Modification | 12 October to 9 November 2012 | | | | | | | | | | | | | | | | | | |
| Adoption | January 2013 | | | | | | | | | | | | | | | | | | |
| M0.8 | 5 Table entitled 'Key dates for the Waste & Minerals Plan' | | Updated to reflect current stage | | | | | | | | | | | | | | | | |
| M0.9 | 5 Paragraph 5 (unnumbered) | <p>This is the authorities' Submission document which has been submitted to Government for public examination. When examining the Plan, an independent planning inspector will consider the comments that were received during the consultation in early Spring 2012 on the Plan's soundness and compliance with legislative requirements. The examination is an independent assessment to ensure that the Plan satisfies the requirements of regulations and legislation, and is sound.</p> | Updated to reflect current stage | | | | | | | | | | | | | | | | |

Minor Modifications 1

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| | | | This Plan and associated documentation including the Information Papers listed below is available on the following website: http://consult.eastsussex.gov.uk. | |
| M0.10 | 8 | Index of Policies | Add WMP 1 Presumption in favour of sustainable development. | Reflect addition of Policy |
| M1.1 | 10 | 1.1 | In preparing the Plan, takes account must be taken of international, national, regional and local policies relevant to waste and minerals. A list of all the plans and policies that were are being considered during the preparation of the Plan is included in the Sustainability Appraisal | Update for final adoption |
| M1.2 | 10 | Footnote 1 | Sustainability Appraisal Scoping Report - Submission Waste and Minerals Plan, June 2012 | Update |
| M1.3 | 10 | 1.1 | Other relevant directives, national and regional policies and strategies are explained in more detail in our background Information Papers and in the Preferred Strategy consultation document (2009) which can be found on the Authorities Councils websites | Update |
| M1.4 | 11 | 1.9 | The Plan has must take into account local policies and strategies. In the Plan Area those of most direct relevance were are: | Update for final adoption |
| M1.5 | 11 | 1.10 | The East Sussex and Brighton & Hove Waste Local Plan (2006) provides a relatively up-to-date background to many of the issues that are considered in this Plan, and the Plan must take look account of its content because it was part of the statutory development plan. It provides the detailed policy framework for waste management including site allocations. The site allocation policies for built waste facilities have been 'saved' until they are replaced by relevant policies in the Waste and Minerals Sites Plan Development Framework (See Section 8) . | Update for final adoption |
| M1.6 | 11 | 1.11 | The East Sussex and Brighton & Hove Minerals Local Plan (1999) was also part of the statutory development plan, and setting out the detailed policy framework for minerals extraction and production including site allocations. The Certain policies have been 'saved' until they are replaced by relevant policies in the Waste and Minerals Sites Development Framework including those in this Plan (See Section 8) | Update for final adoption |
| M1.7 | 11 | 1.12 | The strategies do not consider specific sites for new waste management facilities because that is dealt with through the planning process and the Waste and Minerals Plans Development Framework | Update to reflect new terminology |

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| M1.8 | 12 | 1.13 | The contract, which runs until 2033, involves the operation, development, and construction of a network of strategically placed facilities to increase recycling, composting, and recovery and to reduce the amount of municipal local authority collected waste going to landfill. | Update to reflect new terminology |
| M1.9 | 12 | 1.14 | The National Park Local Plan Local Development Framework will set out the planning policies for the area. | Update to reflect new title |
| M1.10 | 12 | 1.14 | There is also a One Planet Living Framework being prepared for Brighton & Hove. In addition, the Waste and Minerals Plan will also help achieve the local target for 'zero waste' set by Brighton & Hove under the One Planet approach. Footnote: The One Planet approach defines 'zero waste' as reducing waste, reusing where possible, and ultimately sending zero waste to landfill | Update |
| M1.11 | 12 | 1.15 | Local Transport Plans are in place for East Sussex and for Brighton & Hove which both include the areas covered by the National Park, and cover the period 2006-2011-2026. | Update |
| M1.12 | 12 | 1.17 | The district and borough councils in East Sussex, Brighton & Hove City Council, and the South Downs National Park Authority are preparing their own Local Plans Core Strategies as part of their Local Development Frameworks (LDFs) . To date none have reached adoption. Care is being taken to avoid any material conflict between the Waste and Minerals Plan and district and borough local plans LDFs. | Remove old terminology |
| M1.13 | 12 | 1.18 | The minerals and waste planning authorities which border the Plan Area are also preparing their own waste and minerals plans development frameworks , which the Plan needs to take into account. | Update to reflect new terminology |

Minor Modifications 1

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|--|---|------------|--|-----------------------------------|-----------------------------------|--|---------|---|----------------------------|----------------|---------|----------------|---------|------------------------|---|---------------------------|--------|------------------------|---|----------------|
| M1.14 | 13 | 1.21 | Municipal Solid Waste (MSW) Local Authority Collected Waste (LACW) is taken in this Plan to mean waste that is collected by local authorities. Generally it is from households (from doorstep collections and Household Waste Recycling Sites), from street cleansing, and from public parks and gardens. ⁽¹⁾ The current production of over 365,000 tonnes per annum makes up about 21% of all wastes in the Plan Area. | Update to reflect new terminology | | | | | | | | | | | | | | | | |
| M1.15 | 14 | Table 1 | Amend MSW line to delete figures showing MSW management prior to commissioning of Newhaven ERF | Update | | | | | | | | | | | | | | | | |
| M1.16 | 14 | Footnote 4 | Figures in brackets represent the situation once the Newhaven ERF is fully operational | Update | | | | | | | | | | | | | | | | |
| M1.17 | 15 | Table 2 | <table border="1"> <thead> <tr> <th>Type of activity</th> <th>Total Capacity (tonnes per annum)</th> </tr> </thead> <tbody> <tr> <td>Recycling and Composting (excluding bulk metals)</td> <td>490,000</td> </tr> <tr> <td>Bulk Metals Recycling (e.g. Scrapyards)</td> <td>397,000441,000</td> </tr> <tr> <td>CDEW Recycling</td> <td>630,000</td> </tr> <tr> <td>Other Recovery</td> <td>210,000</td> </tr> <tr> <td>ERF Residues Treatment</td> <td>0</td> </tr> <tr> <td>Total Hazardous Treatment</td> <td>61,000</td> </tr> <tr> <td>Non-hazardous Landfill</td> <td>344,000150,000 (total void space in cubic metres)⁽¹¹⁾</td> </tr> </tbody> </table> | Type of activity | Total Capacity (tonnes per annum) | Recycling and Composting (excluding bulk metals) | 490,000 | Bulk Metals Recycling (e.g. Scrapyards) | 397,000 441,000 | CDEW Recycling | 630,000 | Other Recovery | 210,000 | ERF Residues Treatment | 0 | Total Hazardous Treatment | 61,000 | Non-hazardous Landfill | 344,000 150,000 (total void space in cubic metres) ⁽¹¹⁾ | Factual update |
| Type of activity | Total Capacity (tonnes per annum) | | | | | | | | | | | | | | | | | | | |
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| Other Recovery | 210,000 | | | | | | | | | | | | | | | | | | | |
| ERF Residues Treatment | 0 | | | | | | | | | | | | | | | | | | | |
| Total Hazardous Treatment | 61,000 | | | | | | | | | | | | | | | | | | | |
| Non-hazardous Landfill | 344,000 150,000 (total void space in cubic metres) ⁽¹¹⁾ | | | | | | | | | | | | | | | | | | | |

- 1 ~~Due to the wider EU Waste Framework Directive definition of MSW, a new definition has been brought into use in England which relates to the waste previously recorded as Municipal Solid Waste and this is 'Local Authority Collected Waste'. However for reasons of comparability and consistency with previous documents the term Municipal Solid Waste will continue to be used in this Plan.~~
- 2 Utilisation of capacity out of the Plan Area not included
- 3 See Information Paper 1 for further details
- 4 Other Recovery includes Newhaven ERF
- 5 Unused capacity at existing sites included

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| | | <table border="1"> <thead> <tr> <th>Type of activity</th> <th>Total Capacity (tonnes per annum)</th> </tr> </thead> <tbody> <tr> <td>Hazardous Landfill</td> <td>0 (cubic metres)</td> </tr> <tr> <td>Inert Landfill</td> <td>15,000 (total void space in cubic metres) (not including sites exempt from EA permit)</td> </tr> </tbody> </table> <p>Table 2 Waste Management Capacity in the Plan area 2010/11</p> <p>Footnote 11: Reported in January 2012</p> <p>Updated Bulk Metal line to reflect figures found in CD/23 Table 54, (Page 74)</p> | Type of activity | Total Capacity (tonnes per annum) | Hazardous Landfill | 0 (cubic metres) | Inert Landfill | 15,000 (total void space in cubic metres) (not including sites exempt from EA permit) | |
| Type of activity | Total Capacity (tonnes per annum) | | | | | | | | |
| Hazardous Landfill | 0 (cubic metres) | | | | | | | | |
| Inert Landfill | 15,000 (total void space in cubic metres) (not including sites exempt from EA permit) | | | | | | | | |
| M1.18 | Footnote 12 | See Information Paper 2, and Waste and Minerals Monitoring Reports Aggregates Resource Study | Factual Update | | | | | | |
| M1.19 | Between paragraphs 1.36 and 1.37 | Insert new paragraph: Scrap metal is exported by sea from a dedicated facility within Newhaven Port | Provide additional contextual information | | | | | | |
| M1.20 | 1.60 | Approximately 750,000 and 200,000 tonnes of aggregates per annum are imported through Shoreham and Newhaven ports respectively. In 2009 approximately 1.14 million tonnes of aggregates per annum were imported through Shoreham Port. (covering Brighton & Hove and West Sussex), and 249,000 tonnes were imported through Newhaven and Rye ports together. | Factual Update | | | | | | |
| M2.1 | 2.8 | There is is to be an | Factual Update | | | | | | |

- 2 Utilisation of capacity out of the Plan Area not included
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| M2.2 | 25 | 2.10 | Previous Governments have always been aware of these 'larger than local' interactions and have agreed National and regional policy to provide a framework which ensures that these 'larger than local' matters are taken into account in local planning policy. The new Localism Act 2011 includes a 'Duty to Cooperate' which is intended to facilitate this process. | Update |
| M2.3 | 25 | Footnote 14 | Para 4.33, PPS12: For a DPD to be sound it must be consistent with national policy and be in general conformity with regional policy. See National Planning Policy Framework, paragraph 182. | Update |
| M2.4 | 25 | 2.12 | Regulations provided by the Localism Act 2011 will revoke Regional Spatial Strategies and it is expected that although its is uncertain exactly when these will come into force in 2012. | Factual Update |
| M2.5 | 26 | After 2.13 | LSS The NPPF states that mineral planning authorities should plan for a steady and adequate supply of aggregates by preparing a Local Aggregates Assessment (LAA) based on a rolling average of 10 years sales data and other relevant local information, and an assessment of all supply options including marine dredged, secondary and recycled sources. The advice of the relevant Aggregate Working Party should be taken into account when preparing the LAA. | LAA requirement from NPPF |
| M2.6 | 26 | 2.17 | The Authorities consider that the requirement to produce a Local Aggregates Assessment set out within the NPPF is difficult to achieve in the Plan Area as there are limited sites producing material and therefore a lot of data is covered by confidentiality agreements. Relevant data has been used as evidence in support of the Plan and the majority of this information is summarised in IP2 and set out in the Authorities Monitoring Report. | Update for final adoption |
| M2.7 | 27 | 2.23 | Approach: Minimum targets for MSW recycling are set proposed in the Plan which are considered achievable. In any event the Plan seeks management of waste in ... | Update for final adoption |
| M2.8 | 36 | 2.61 | adequately catered for." | Punctuation error |
| M2.9 | 37 | 2.63 | This Plan proposes that implements the waste hierarchy is implemented in a number of key ways which are set out below and summarised as follows | Update for final adoption |

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| M2.10 | 38 | 2.63 | <p>Bullet point 7:</p> <p>"keeping the requirements for the disposal of waste to a minimum and placing strict constraints on the development of new land disposal capacity (Policies WMP 23b, WMP 68a and WMP 68b)."</p> | Corrected reference |
| M2.11 | 38 | 2.66 | <p>The Plan has limited influence in preventing waste being produced as the planning system can only intervene once a planning application has been submitted. However, the amount of waste management capacity that needs to be planned for will be affected by the success of waste prevention initiatives.</p> | Update for final adoption |
| M2.12 | 39 | 2.69 | <p>This Plan proposes more includes challenging targets for recycling and other recovery of waste. Some of these targets are higher than those proposed in the 2009 Preferred Strategy. These targets are considered to be achievable and are based on the following:</p> | Update for final adoption |
| M2.13 | 40 | 2.71 | <p>The recycling and recovery targets for CDEW proposed in the Preferred Strategy were based on those in the South East Plan but evidence suggests that our Plan targets could in fact be set higher:</p> | Update for final adoption |
| M2.14 | 40 | 2.74 | <p>Add to paragraph 2.74:</p> <p>Recovery targets are set out in Tables 3, 4 and 5 below for LACW, C&I waste and CDEW respectively. It is anticipated that these targets will be achieved as a result of a combination of the following factors:</p> <ul style="list-style-type: none"> • Government policy and legislation intended to reduce reliance on landfill. • Government incentives intended to divert waste from landfill and increase recovery e.g. landfill tax and incentives related to the production of energy from waste e.g. Renewable Heat Incentive. • The lack of availability of landfill locally and the subsequent need to develop alternatives. • The make-up of waste arisings and their ability to be recovered. | To provide further information on how recovery targets in the Plan will be achieved |
| M2.15 | 41 | Policy WMP2b | <p>... waste to be managed cannot be reasonably managed by a process...</p> | Grammatical correction |

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| M2.16 | 44 | Purpose of policy 2d | It is envisaged that t This policy will can be implemented by all planning authorities in the Plan Area. | Update for final adoption |
| M2.17 | 45 | 2.96 | Defra is undertaking a review of the Site Waste Management Plan Regulations and following this and the adoption of the Plan , we will update the SPD, taking account of the outcome of the review to support the reduction of construction waste in the Plan Area. | Update for final adoption |
| M3.1 | 53 | Policy WMP4 | Applications for additional recovery capacity, above that shown in the table above, would need to demonstrate that the proposal reduced disposal to land requirements of waste arising in the Plan Area . | Clarification |
| M3.2 | 54 | 3.15 | it is proposed to continue to save the allocations for strategic non-land disposal facilities that are identified in the Waste Local Plan will not be replaced . This approach will provide some certainty in the interim period regarding land which could be developed in order that the proposed high waste recycling and recovery targets early on in the Plan period can be achieved. | Update for final adoption |
| M3.3 | 54 | Overarching strategy for built waste facilities | The proposed overarching strategy for provision of built waste facilities in the Plan Area is as follows: | Update for final adoption |
| M3.4 | 55 | Box entitled 'Overarching Strategy for Built Waste Facilities' | <p>Bullet point 4: At this stage not replace continue to save the following Waste Local Plan policies (and the issues and constraints included on the associated inset plans):</p> <p>Add footnote *: Current Waste Local Plan 2006 allocations set out in Policies WLP7 and WLP8 and WLP9 are saved until such time as replaced by an adopted Waste and Minerals Sites Plan. (timetable set out in the Authorities' Development Schemes).</p> <p>Add new bullet point:</p> | Clarification. In response to comments by Rother DC. |

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| M3.5 | 56 | 3.21 | <p>5. In the subsequent Waste and Minerals Sites Plan, sufficient sites will be identified to meet the capacity gap identified in Policy WMP4. This will be undertaken following adoption of the Plan. It will involve a call for sites and a review of the saved site allocations identified in paragraph 4 above. The assessment of sites will consider constraints and there will be public consultation on the Waste and Minerals Sites Document.</p> <p>The policy needs to take into account the following circumstances where protection might be needed for sites for waste uses</p> | Update for final adoption |
| M3.6 | 57 | Policy WMP5 | <p>c. Sites allocated for waste uses in any extant development plan document except as indicated in section 9*.</p> <p>Add footnote: *Currently saved allocations specified in Policies WLP7, WLP8 and WLP9 from the Waste Local Plan 2006 will continue to be saved pending review and assessment as part of the preparation of Waste and Minerals Sites Plan.</p> | Clarification. In response to comments by Rother DC. |
| M3.7 | 56 | 3.24 | such as that which takes place | clarification |
| M3.8 | 58 | 3.27 | Consideration of locations within the Areas of Focus also needs to be balanced with ensuring the Plan is deliverable, and as such the Plan needs to consider economic viability which is often influenced by economies of scale. | Update for final adoption |
| M3.9 | 59 | 3.29 | <p>The Areas of Focus are those where the greatest sustainability benefits are likely to be achieved regarding new waste development or extensions to operations on existing sites as they are more likely to be close to:</p> <ul style="list-style-type: none"> • waste arisings • better transport network • complementary industries and waste development, for potential co-location benefits (for more detail about co-location see Policy WMP 48 19) • existing facilities where there is scope for physical site expansion extension (for more detail about expansion alterations within the site boundary of existing facilities see Policy WMP 24 22) | Clarification |

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| M3.10 | 59 | New Footnote | The Areas also reflect the road, rail and water transport connections within the Plan Area [New Footnote] See Information Paper 8 - Transportation of Waste and Minerals | Clarification |
| M3.11 | 59 | 3.32 | It is considered that there is a range of potential sites that could be deliverable within the Areas of Focus over the Plan period. At this stage no specific sites for strategic waste facilities have been identified in this Plan but the Areas of Focus and the locational criteria are sufficiently precise to enable developers to assess where they would be likely to receive permission if other relevant considerations are satisfied. Specific sites will be identified later in the Waste and Minerals Sites Plan DPB, | Update for final adoption |
| M3.12 | 60 | Policy WMP 6a | <p>Sustainable Locations for Waste Development (excluding land disposal)</p> <p>Sites for additional waste recycling and recovery facilities and physical extensions to existing, whether new developments or extensions to operations on existing sites, should be sought within the broad Areas of Focus indicated on the Key Diagram inset plan. The sites identified in the Waste Sites DPD will also conform to the strategy set out here.</p> <p>Proposals should demonstrate how they will balance the need to be located close to waste arisings, moving waste management up the waste hierarchy, and minimising adverse impacts on communities and the environment.</p> <p>Proposals for development will only be considered outside of the Areas of Focus if it can be demonstrated that:</p> <ol style="list-style-type: none"> There are no suitable sites available within the Areas of Focus to meet identified needs, or they are small-scale facilities / extensions to existing facilities predominantly to meet smaller, more localised needs only (6); and The development will contribute to moving waste management up the waste hierarchy and minimising greenhouse gas emissions; and They are well related to the relevant main treatment facilities within the Plan Area. | Clarification |

- 6 Smaller, localised facilities can be essential in helping to provide local solutions for collecting, sorting, bulking, and transferring and treating wastes in complementing the waste treatment provided at more strategic larger-scale facilities.

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| M3.13 | 61 | 3.39 | The policy aims to be is flexible enough to facilitate development to make use of the best sites that may become available during the Plan period. | Update for final adoption |
| M3.14 | 61 | Policy WMP 6b | Waste B uilt waste development at mineral workings or landfill sites may also be acceptable but will usually be restricted to temporary permissions reflecting the lifespan of the minerals operation or landfill site. [New Footnote] The lifespan of a site may, but does not necessarily, include restoration phases | Grammatical correction |
| M3.15 | 62 | 3.45 | This is £2.00 for inert waste and currently £5664 .00 for non-inert waste. | Factual correction |
| M3.16 | 64 | 3.48 | Therefore no Areas of Search are will be put forward in the Plan. | Factual correction |
| M3.17 | 64 | 3.51 | The additional information has led to a recategorisation of all the initial Areas of Search which indicates that the potential for development of a landraise site in any of the areas is at best limited, with constraints that appear difficult to overcome | Update |
| M3.18 | 65 | N/A | Funding of the BHLR was confirmed in principle by in March 2012 | Grammatical correction |
| M3.19 | 66 | 3.58 | Additional sentence be added: This is limited to the spare capacity permitted under RR/525/CM. | Clarification. In response to comments by Rother DC. |
| M3.20 | 67 | N/A | and at an appropriate distance beyond the Plan Area <i>(space inserted between words 'an' and 'appropriate')</i> | Grammatical correction |
| M3.21 | 68 | Policy WMP 7b | Proposals for the deposit of only inert waste on land will be permitted, subject to other policies of the Development Plan for the area, where relevant, where it is demonstrated that the proposal: | Clarification within policy WMP7b that inert waste may be used in engineering operations |

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| M3.22 | 71 | 3.75 | Factual correction |
| M3.23 | 71 | WMP 8a Existing capacity for the management of hazardous waste will be safeguarded, where this capacity makes a local, regional or nationally significant contribution to the management of specific hazardous waste streams. Permission will be granted for proposals for the development of additional hazardous waste management capacity where it can be demonstrated that: <ul style="list-style-type: none"> a. any proposal for the development of capacity for managing imported hazardous waste will not result in the overall hazardous waste management capacity utilised for imports, exceeding the quantity of hazardous waste exported from the Plan Area; and b. subject to any reassessment of the need for certain types of management capacity which has been undertaken and published, or in some other way approved, by the Authorities, the proposal provides additional capacity for the management of hazardous waste in the following ways: <ul style="list-style-type: none"> ● Treatment or incineration capacity (including thermal treatment technologies) for healthcare wastes. The need for this additional capacity in future is dependent on the implementation of a planning permission granted for such a facility in Eastbourne ● Expansion of existing treatment facilities or the introduction of novel treatment technologies for oil wastes; ● Treatment capacity for contaminated soils arising from construction, demolition and excavation where this is delivered via mobile treatment plant which can be moved close to the source of production. | To overcome representor concerns of WMP8a being too restrictive. |
| M3.24 | 73 | 3.85 | Update |
| M3.25 | 75 | 3.93 | Clarification |

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| M3.26 | 76 | 3.94 | This is particularly true in the Eastbourne and Hailsham catchment . | Clarification |
| M3.27 | 76 | 3.96 | Some of this the additional need for waste water treatment | Clarification |
| M4.1 | 80 | 4.18 | Landings directly reflect demand | Additional clarification |
| M4.2 | 80 | WMP10 | <p>Provision of Aggregates</p> <p>The Authorities will maintain provision for the production of land won aggregates at a rate of 0.10mtpa throughout the Plan period. ¹¹</p> <p>The Mineral Planning Authorities will maintain a landbank of at least 7 years of planning permission for the extraction of sand and gravel.</p> <p>Footnote 1: If it appears that the provision for the production of land-won aggregates was not being maintained, a specific review of Policy WMP11 will be carried out. This would cover the possibility of identifying further feasible reserves. If this is not possible the the Authorities will consider other options with adjoining Minerals Planning Authorities and the Marine Management Organisation.</p> | Footnote added to clarify situation that would trigger a review of WMP10, as set out in footnote 3 of Table 11 and paragraph 4.20. |
| M4.3 | 84 | WMP 12 | <p>...</p> <p>Proposals for extensions to clay workings will be supported, subject to other policies of the plan, where it can be shown that the levels of permitted reserve at that site is insufficient to maintain brick and tile production for up to at least 25 years.</p> <p>...</p> | Factual correction to reflect National Policy (NPPF) |
| M4.4 | 85 | 4.36 | ...However, it is also important to find a balance between protecting mineral reserves- resources for the future and allowing for necessary development of some of those areas. | Factual correction |
| M4.5 | 85 | 4.38 | There is no need to safeguard sites that already have planning permission, but they are identified where their continued operation is key to the Plan. As such, the permitted sites in the Plan Area are intended to be identified as Mineral Consultation Areas in the Mineral Sites DPD. | Conflict with proposed changed wording of WMP 13 |

Minor Modifications 1

| Ref | Part of Submission Plan Changed | Change | Reason for Change |
|------|---------------------------------|--|--|
| M4.6 | 87 WMP13 | <p>Replace with:</p> <p>Minerals Consultation Areas need to be identified where the District and Borough Councils will notify the Authorities of any alternative development proposals. The Mineral Safeguarding Areas and Mineral Consultation Areas will be set out in the Waste and Minerals Sites Plan and be informed by the available information on geological resource and the current permitted sites within the Plan Area.</p> <p>The Authorities will safeguard areas for land-won resource to ensure viable resources are not sterilised. As mineral resources in the Plan Area are particularly constrained, the Authorities will identify Mineral Safeguarding Areas and Mineral Consultation Areas in the Mineral Sites DPP, Waste and Minerals Sites Plan, and expect to be consulted on any proposal for major development that would have a significant impact on current or future operations.</p> <p>In addition, other non-strategic mineral resources that might need protection will be identified through the Plan review process and in the Mineral Sites DPP, Waste and Minerals Sites Plan. This will allow a viability assessment to be made around additional resource need over the plan period.</p> | <p>Clarification on timing and designation of Mineral Safeguarding Areas and Mineral Consultation Areas stated within the background text.</p> |
| M4.7 | 89 N/A Policy WMP14 | <p>Existing, planned and potential railhead and minerals wharf facilities (including rail sidings) and their consequential capacity will be safeguarded in order to contribute towards meeting local and regional supply for aggregates and other minerals as well as supporting modal shift in the transport of minerals. The need for railheads and minerals wharves will be monitored.</p> <p>Capacity for landing, processing and handling and associated storage of minerals at wharves in Shoreham, Newhaven and Rye Ports will be safeguarded. Alternative use proposals would need to demonstrate that there is no net loss of capacity for handling minerals within a port.</p> | <p>Clarification made in response to comments made by Days Aggregates and the requirements of the NPPF</p> |

1 Minor Modifications

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|-------|---------------------------------|---------------|---|--|
| M4.8 | 90 | 4.52 | There is no detailed planning policy governing on-shore oil and gas reserves; although Government policy for Energy Infrastructure is set out in a series of National Policy Statements published in 2011. The 14th round of licensing will begin following the completion of the Strategic Environmental Assessment, has been carried out on the licensing regime in 2010 | To clarify Government policy |
| M4.9 | 90 | 4.57 | Shale gas exploration has started in other areas of the UK, although the initial results of this will be confidential until 2014 | Clarification |
| M4.10 | 91 | 4.61 | Each phase of development (Exploration, | correction |
| M5.1 | 93 | 5.5 | Therefore, the Plan needs to consider a system of review to be initiated for inactive or dormant sites | Update for final adoption |
| M5.2 | 93 | Policy WMP16 | ...Restoration, after-use and aftercare arrangements should maximise the potential benefits, enhancements and opportunities, particularly for agriculture, landscape and biodiversity. | Clarification made in response to comments made by Dudmans (DK Symes) and requirements of the NPPF |
| M5.3 | 95 | 5.8 | the Plan will seek to minimise its environmental and amenity impacts | Update for final adoption |
| M5.4 | 100 | 5.25 | 5.25 The suggested thresholds for development where this policy would apply are taken from the thresholds for major development set out in Regulation (6) and the definition within form PS2 for reporting performance of planning authorities to Government. Footnote 76: 2006 No. 1062 The Town and Country Planning (General Development Procedure) (Amendment) (England) Order 2006 Statutory Instruments 2010 No. 2184 The Town and Country Planning (Development Management Procedure) Order 2010 (as amended) | Factual correction and update |
| M5.5 | 100 | 5.26 | 5.26 Larger-scale major development is currently defined in Regulation by government as including: <ul style="list-style-type: none"> the development of 10 or more dwellings or sites of more than 0.5 ha if the number is not given; for all other uses, where the floor space will be 1,000 square metres or more or the site is 1ha or more. | Factual correction and update |
| M5.6 | 102 | Section Title | Expansion and Alterations within the Site Boundary of Existing to Waste Facilities (WMP2122) | Clarification |

Minor Modifications 1

| Ref | Part of Submission Plan Changed | | Change | Reason for Change |
|------|---------------------------------|-------------------------|---|---|
| M5.7 | 102 | Policy WMP 21 | <p>Expansions and Alterations to Existing Waste Facilities Increased Operational Capacity within the Site Boundary of</p> <p>Proposals for increased operational capacity expansions or alterations within the site boundary of existing waste management facilities will be supported in principle where it is demonstrated that:</p> | Clarification |
| M6.1 | 105 | N/A | All buildings associated with waste and minerals developments should be of a scale, form and character appropriate to its location and incorporate innovative design, where appropriate, and allow sufficient space for the effective sorting, recycling, and recovery and storage of waste. | Clarification |
| M6.2 | 107 | Purpose of Policy WMP24 | It supplements the guidance about climate change set out in the National Planning Policy Framework national policy (PP54) | Update |
| M6.3 | 107 | Footnote 78 | Planning Policy Statement: Planning and Climate Change (2007) National Planning Policy Framework, Section 10 | Update |
| M6.4 | 108 | N/A | a. energy (including heat) will be obtained from decentralised renewable or low carbon sources where possible (although on-site generation of energy should not prejudice the movement of waste up the waste hierarchy); and | To ensure consistency with the NPPF (para 97) |
| M6.5 | 109 | Footnote 80 | It is expected that such guidance will be published later in 2012 ³ . | Update |
| M6.6 | 114 | Footnote 81 | (Volume 11 , Section 3, Part 1) | Typographical error |
| M6.7 | 116 | 6.33 | Revision to first sentence of paragraph 6.33 as follows: The strategy for locating waste management developments has been informed by Environment Agency Flood Risk Areas the Strategic Flood-Risk Assessment and relevant national policy, as set out in Policy WMP 6 (Sustainable Locations for Waste Development). | Correction |

7 Policy WMP 22 does not relate to extension to the physical boundaries of existing sites (site extensions). Such proposals will be assessed under Policy WMP 7a (Sustainable Locations for Waste Development). The use of the word in policy WMP 22 relates to, for example, increasing the amount of waste managed at a site without extending the site boundary.

1 Minor Modifications

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|---|---------------------------------|--|---|--|--------------------------|-----------------------|---|--------------------|---|-------------------|------------------------------------|---|---|----------------------------|
| M6.8 | 117 | N/A Policy WMP27b | <p>To protect the quality and quantity of water resources in the natural environment of the Plan Area, including groundwater abstraction areas within the chalk of the South Downs, the Authorities will not grant permission for proposals which:</p> <ul style="list-style-type: none"> a. cause unacceptable risk to the quality and quantity of surface and groundwater (including reservoirs); b. cause changes to groundwater and surface water levels which would result in unacceptable adverse impacts on... | Clarification made in response to comment by Ticehurst Parish Council and to reflect paragraph 99 of the NPPF. | | | | | | | | | | |
| M7.1 | 119 | Implementation and Monitoring Table | <p>Insert new row 1. Text:</p> <table border="1" style="width: 100%; border-collapse: collapse;"> <thead> <tr> <th>Policy</th> <th>Delivery Body/ Mechanism</th> <th>Key Delivery Partners</th> <th>Delivery Target (how much, when, where)</th> <th>Delivery Indicator</th> </tr> </thead> <tbody> <tr> <td>WMP1 - Presumption in favour of sustainable development</td> <td>ESCC, BHCC, SDNPA</td> <td>Applicants Statutory consultees</td> <td>Maintain existing or improve performance of policies listed below (where possible).</td> <td>Monitored through the overall performance of the indicators listed below.</td> </tr> </tbody> </table> <p>Table 3</p> | Policy | Delivery Body/ Mechanism | Key Delivery Partners | Delivery Target (how much, when, where) | Delivery Indicator | WMP1 - Presumption in favour of sustainable development | ESCC, BHCC, SDNPA | Applicants Statutory consultees | Maintain existing or improve performance of policies listed below (where possible). | Monitored through the overall performance of the indicators listed below. | Reflect addition of Policy |
| Policy | Delivery Body/ Mechanism | Key Delivery Partners | Delivery Target (how much, when, where) | Delivery Indicator | | | | | | | | | | |
| WMP1 - Presumption in favour of sustainable development | ESCC, BHCC, SDNPA | Applicants Statutory consultees | Maintain existing or improve performance of policies listed below (where possible). | Monitored through the overall performance of the indicators listed below. | | | | | | | | | | |
| M7.2 | 120 | Implementation and Monitoring Table Row WMP 2b Column: Delivery Target | <p>100% development proposals to contribute to movement up the waste hierarchy for waste arising, and waste being managed, within the Plan Area.</p> <p>Meet or exceed the recycling and recovery targets for MSW, C&I, and CDEW waste identified in policy WMP 2b, resulting in increased percentages of waste being recycled, and generally diverted away from land disposal.</p> <p>The targets set out in WMP 2b are:</p> | Clarification | | | | | | | | | | |

Minor Modifications 1

| Ref | Part of Submission Plan Changed | Change | Reason for Change | | | | | | | | | | | | |
|---------|---------------------------------|--|-------------------|--------------------------|---------------------------------|---------|-----|-----|---------|-----|-----|---------|-----|-----|--|
| | | <table border="1"> <thead> <tr> <th data-bbox="245 1249 392 1576">Year</th> <th data-bbox="245 972 392 1249">Recycling⁽²⁾</th> <th data-bbox="245 658 392 972">Overall Recovery⁽³⁾</th> </tr> </thead> <tbody> <tr> <td data-bbox="392 1249 448 1576">2015/16</td> <td data-bbox="392 972 448 1249">45%</td> <td data-bbox="392 658 448 972">98%</td> </tr> <tr> <td data-bbox="448 1249 504 1576">2020/21</td> <td data-bbox="448 972 504 1249">50%</td> <td data-bbox="448 658 504 972">98%</td> </tr> <tr> <td data-bbox="504 1249 560 1576">2025/26</td> <td data-bbox="504 972 560 1249">55%</td> <td data-bbox="504 658 560 972">98%</td> </tr> </tbody> </table> <p data-bbox="584 1397 616 1576">LACW Targets</p> <p data-bbox="647 869 679 1576">1: Targets shall apply to the average achieved during the target year.</p> <p data-bbox="711 1227 743 1576">2: Recycling includes composting.</p> <p data-bbox="775 658 823 1576">3: Overall recovery target is the total percentage of waste diverted away from land disposal and included re-use, recycling and composting.</p> | Year | Recycling ⁽²⁾ | Overall Recovery ⁽³⁾ | 2015/16 | 45% | 98% | 2020/21 | 50% | 98% | 2025/26 | 55% | 98% | |
| Year | Recycling ⁽²⁾ | Overall Recovery ⁽³⁾ | | | | | | | | | | | | | |
| 2015/16 | 45% | 98% | | | | | | | | | | | | | |
| 2020/21 | 50% | 98% | | | | | | | | | | | | | |
| 2025/26 | 55% | 98% | | | | | | | | | | | | | |
| | | <table border="1"> <thead> <tr> <th data-bbox="245 1249 392 1576">Year</th> <th data-bbox="245 972 392 1249">Recycling</th> <th data-bbox="245 658 392 972">Overall Recovery</th> </tr> </thead> <tbody> <tr> <td data-bbox="392 1249 448 1576">2015/16</td> <td data-bbox="392 972 448 1249">70%</td> <td data-bbox="392 658 448 972">95%</td> </tr> <tr> <td data-bbox="448 1249 504 1576">2020/21</td> <td data-bbox="448 972 504 1249">70%</td> <td data-bbox="448 658 504 972">98%</td> </tr> <tr> <td data-bbox="504 1249 560 1576">2025/26</td> <td data-bbox="504 972 560 1249">70%</td> <td data-bbox="504 658 560 972">98%</td> </tr> </tbody> </table> <p data-bbox="584 1420 616 1576">C&I Targets</p> | Year | Recycling | Overall Recovery | 2015/16 | 70% | 95% | 2020/21 | 70% | 98% | 2025/26 | 70% | 98% | |
| Year | Recycling | Overall Recovery | | | | | | | | | | | | | |
| 2015/16 | 70% | 95% | | | | | | | | | | | | | |
| 2020/21 | 70% | 98% | | | | | | | | | | | | | |
| 2025/26 | 70% | 98% | | | | | | | | | | | | | |

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|---------|--|--|-------------------|-----------|------------------|---------|-----|-----|---------|-----|-----|---------|-----|-----|------|-----|-----|---------|---|--------|---------|---|---------|---------|--------|---------|------|-----|-----|---------|--------|---------|---------|--------|---------|---------------|
| M7.3 | 122 Implementation and Monitoring Table Row WMP 4 Column: Delivery Target | <table border="1" data-bbox="359 660 582 1568"> <thead> <tr> <th>Year</th> <th>Recycling</th> <th>Overall Recovery</th> </tr> </thead> <tbody> <tr> <td>2015/16</td> <td>50%</td> <td>98%</td> </tr> <tr> <td>2020/21</td> <td>50%</td> <td>98%</td> </tr> <tr> <td>2025/26</td> <td>50%</td> <td>98%</td> </tr> </tbody> </table> <p>CD&E Targets</p> <p>Provide sufficient capacity for recycling and recovery to support movement up the waste hierarchy. Targets for these are set out in Policy WMP4 as set out below:</p> <table border="1" data-bbox="790 660 1005 1568"> <thead> <tr> <th>Year</th> <th>Min</th> <th>Max</th> </tr> </thead> <tbody> <tr> <td>2015/16</td> <td>0</td> <td>80,000</td> </tr> <tr> <td>2020/21</td> <td>0</td> <td>120,000</td> </tr> <tr> <td>2025/26</td> <td>30,000</td> <td>170,000</td> </tr> </tbody> </table> <p>Recycling⁽¹⁾ and Composting Capacity Targets (tonnes per annum)</p> <p>1: Recycling capacity does not include transfer capacity where unsorted materials are simply bulked up or capacity for recycling of bulk metals</p> <table border="1" data-bbox="1189 660 1348 1568"> <thead> <tr> <th>Year</th> <th>Min</th> <th>Max</th> </tr> </thead> <tbody> <tr> <td>2015/16</td> <td>60,000</td> <td>200,000</td> </tr> <tr> <td>2020/21</td> <td>80,000</td> <td>220,000</td> </tr> </tbody> </table> | Year | Recycling | Overall Recovery | 2015/16 | 50% | 98% | 2020/21 | 50% | 98% | 2025/26 | 50% | 98% | Year | Min | Max | 2015/16 | 0 | 80,000 | 2020/21 | 0 | 120,000 | 2025/26 | 30,000 | 170,000 | Year | Min | Max | 2015/16 | 60,000 | 200,000 | 2020/21 | 80,000 | 220,000 | Clarification |
| Year | Recycling | Overall Recovery | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2015/16 | 50% | 98% | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2020/21 | 50% | 98% | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2025/26 | 50% | 98% | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Year | Min | Max | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2015/16 | 0 | 80,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2020/21 | 0 | 120,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2025/26 | 30,000 | 170,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| Year | Min | Max | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2015/16 | 60,000 | 200,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |
| 2020/21 | 80,000 | 220,000 | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | | |

Minor Modifications 1

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| | | <table border="1"> <thead> <tr> <th>Year</th> <th>Min</th> <th>Max</th> </tr> </thead> <tbody> <tr> <td>2025/26</td> <td>60,000</td> <td>220,000</td> </tr> </tbody> </table> <p>Recovery Targets (tonnes per annum)</p> <p>Review yearly the indicative permitted capacities for recovery and recycling/composting and publish via the Annual Monitoring Report.</p> <p>Work on a Site Allocations document will commence within 12 months of adoption of the Plan.</p> | Year | Min | Max | 2025/26 | 60,000 | 220,000 | |
| Year | Min | Max | | | | | | | |
| 2025/26 | 60,000 | 220,000 | | | | | | | |
| M9.1 | 135 | 9.1 | It is proposed that the Waste Local Plan and Minerals Local Plan policies are replaced by the Waste and Minerals Plan as follows: | | | | | | |
| M10.1 | 145 | Glossary - Core Strategy Entry | Core Strategy - Former name of the Waste & Minerals Plan. | | | | | | |
| M10.2 | 145 | Glossary - Development Plan Documents Entry | Development Plan Documents (DPDs) - Spatial planning documents that are subject to independent examination. They will have 'development plan' status. A Core Strategy DPD and a Site Allocations DPD are key parts of any Local Development Framework or Waste and Minerals Development Framework. | | | | | | |
| M10.3 | 146 | Glossary - Local Development Framework Entry | Local Development Framework (LDF) - suite of Development Plan Documents and other items prepared by district councils and unitary authorities, that together form the spatial planning strategy for the local area. | | | | | | |
| M10.4 | 146 | Glossary - Local Authority Collected Waste | Local Authority Collected Waste (LACW) - formally known as Municipal Solid Waste (MSW), waste that is collected by a waste collection authority. The majority is household waste, but also includes waste from municipal parks and gardens, beach cleansing, cleared fly-tipped materials and some commercial waste. | | | | | | |
| M10.5 | 147 | Glossary - Municipal Solid Waste | Municipal Solid Waste (MSW) - waste that is collected by a waste collection authority. The majority is household waste, but also includes waste from municipal parks and gardens, beach cleansing, cleared fly-tipped materials and some commercial waste. | | | | | | |

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| M10.6 | 149 | Glossary - Waste and Minerals Development Framework | Waste and Minerals Development Framework (W MDF) - former term used to describe the suite of Development Plan Documents and other items prepared by Waste and Minerals Planning Authorities, that outline the planning strategy for waste and minerals for the local area. | Update for final adoption |
| M10.7 | 151 | Abbreviations | LACW - Local Authority Collected Waste | Update for final adoption |
| M10.8 | 151 | Abbreviations | M SW - Municipal Solid Waste | Update for final adoption |

Table 1