

Record E – Minerals and Waste

- Details of comments received from identified Minerals and Waste Planning Authorities on cross boundary waste movements and proposed Mineral Safeguarding Areas.
- Twenty Seven Local Planning Authorities responsible for Waste planning were contacted about cross boundary waste movements, with six responses received by the Council.
- Thirteen mineral related organisations were consulted on the proposed Mineral Safeguarding Areas, with 4 organisations responding to the Council's e-mail.

As part of the Local Plan Duty to Co-operate process, the following Local Planning Authorities with responsibility for Waste planning, received the text set out below by way of e-mail dated 28th September 2018.

Bolton – ldfconsultation@bolton.gov.uk
Halton – forward.planning@halton.gov.uk
Knowsley – localplan@knowsley.gov.uk
Leeds – ldf@leeds.gov.uk
Liverpool – development.plans@liverpool.gov.uk
Manchester – planningstrategy@manchester.gov.uk
Salford - plans.consultation@salford.gov.uk
Sefton – planning.localplans@sefton.gov.uk
St Helens – planningpolicy@sthelens.gov.uk
Stockport - local.plan@stockport.gov.uk
Staffordshire – planning@staffordshire.gov.uk
Trafford - strategic.planning@trafford.gov.uk
Wigan – planningpolicy@wigan.gov.uk
Wirral – forwardplanning@wirral.gov.uk
Calderdale – spatial.planning@calderdale.gov.uk
Derbyshire - ETC.Wastemin@derbyshire.gov.uk
Cheshire West & Chester - Catherine.Morgetroyd@cheshirewestandchester.gov.uk
Lancashire - Richard.Sharple@lancashire.gov.uk
Cheshire East - Emma.Williams@cheshireeast.gov.uk; planningpolicy@cheshireeast.gov.uk
Bolton – ldfconsultation@bolton.gov.uk
Bury – planning.policy@bury.gov.uk
Dudley – localplan@dudley.gov.uk
Kirklees – local.development@kirklees.gov.uk
Nottinghamshire - development.planning@nottsc.gov.uk
Redcar & Cleveland – strategic.planning@redcar-cleveland.gov.uk
Rotherham – planning.policy@rotherham.gov.uk
Stoke-on-Trent - localplan@stoke.gov.uk

Dear Sir/Madam,

Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Warrington Borough Council (WBC) is currently undertaking a review of its Local Plan (The Local Plan Core Strategy (LPCS)).

The Warrington Local Plan Core Strategy was adopted by the Council on 21 July 2014 and is the current Statutory Development Plan for the Borough, setting out the overarching strategic policies for guiding the location and level of development in the Borough up to 2027.

The Warrington Local Plan Core Strategy (LPCS) was adopted in July 2014. The LPCS contains one policy (MP8) dealing with waste issues. This indicates that the Council will bring forward a Waste Local Plan Document that identifies and safeguards sites/areas appropriate to meet the waste management needs of the borough. The intention was that this work would commence immediately upon adoption of the LPCS. However, a successful High Court Challenge resulted in the removal of elements of the housing policies from the Plan and has necessitated a change to the planned programme published in the 2012 Local Development Scheme (LDS). A new work programme has now been proposed that will see the preparation of a single Local Plan that will incorporate waste issues that would see a new plan adopted in the autumn/winter 2020.

The Council have undertaken a Regulation 18 consultation on their Preferred Development Option. This outlines that the Local Plan will need to take into account the level of waste arisings forecast to occur through to 2037 and plan for facilities and capacities to accommodate the needs for the following waste streams; Local Authority Collected Waste (LACW); Commercial and Industrial (C&I) Waste; Construction, Demolition and Excavation (CD&E) Waste; Hazardous Waste; Agricultural Waste; Low Level (Non-Nuclear) Radioactive (LLR) Waste; and Water Waste/Sewage Sludge. The Council's approach to dealing with waste is as set out in paragraphs 4.95 to 4.102 of the [Preferred Development Option \(PDO\) consultation document](#).

In particular the PDO highlights an identified requirement for hazardous waste landfill during the plan period although it is anticipated that this waste will continue to be exported out of the area. There is an identified capacity requirement for non-hazardous landfill from 2018 and for inert landfill from 2031. The Local Plan will provide information on the gaps identified in waste management capacity and show how the gaps will be met during the plan period. This will most likely be by export to other authorities. Where waste is to be exported, the Council will liaise with other authorities under the DtC and show that this waste is accounted for elsewhere.

We are collecting data on a range of issues such as types of waste to be managed, management capacity and waste management facilities. Your authority has been identified as an area that has recently accepted/sent waste from/to Warrington.

We are writing to all WPAs that received/sent waste from/to Warrington in 2015 as a first step to determine whether you believe there to be issues of strategic importance that require further discussion and joint working.

The source of the data is the Environment Agency's Waste Data Interrogator as outlined in Appendices 5, 6 and 7 of the Council's Waste Arisings and Capacity Requirements Report (May, 2017).

The purpose of the engagement is to address the following issues:

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?
2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?
3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

I would be grateful if you would respond to the matter no later than 31st October 2018 in writing or by email. If we do not hear from you by this date, we will assume that you do not believe there are any issues of strategic importance that need to be discussed.

Reply in writing to:

Planning Policy & Programmes
3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH

E-mail us at: ldf@warrington.gov.uk

Regards

Kevin Usher
Senior Planning Policy Officer
Tel: 01925 442807

E:mail: ryan.shepherd@rotherham.gov.uk
E-mail the Council for free from your local library

Our Ref. Your Ref. Please ask for:
Ryan Shepherd

11 October 2018

Kevin Usher
Senior Planning Policy Officer
Planning Policy & Programmes
3rd Floor, New Town House
Buttermarket Street
Warrington, WA1 2NH

By email only

Dear Kevin

Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Thank you for your email of 28 September regarding the above. I have responded to your request for information below.

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?

The Council notes that Appendix 7 identifies 557.72 tonnes of hazardous waste movements to Rotherham. The Council has no data available to confirm this figure, nor any alternative information or data.

2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?

The Council has no further information on movements to Rotherham to provide. In terms of imports of waste from Warrington to Rotherham I would note that the adopted Barnsley, Doncaster and Rotherham Joint Waste Plan, provides the framework to guide and assess new waste management proposals up until 2026. This is available to view here:

http://www.rotherham.gov.uk/downloads/file/468/adopted_barnsley_doncaster_and_rotherham_joint_waste_plan_2012

Paragraph 2.26 of the Joint Waste Plan notes that cross boundary movements are likely to 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. Policy WCS1 (3) indicates that “Proposals will be supported which enable Barnsley, Doncaster and Rotherham’s waste to be managed locally, whilst allowing waste to be imported or exported where this represents the most sustainable option.” Therefore the Council would be supportive of measures to manage waste movements closer to their origins, minimising cross boundary waste movements wherever this provides the most sustainable option.

3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

The Council does not consider that the movements identified are strategic in scale and as such does not consider that there is a requirement for on-going discussion.

I hope this information is helpful.

Yours sincerely

Ryan Shepherd

Senior Planning Officer
Planning and Regeneration Service

From: [MINERALS AND WASTE](#)
To: [LDF](#)
Subject: RE: Warrington Local Plan Review – Duty to Co-operate - Waste Movements
Date: 22 October 2018 15:01:29

FAO Kevin Usher

Dear Kevin

Thank you for your email of 28th September, 2018, with regard to the movement of waste (imported/exported) between Cheshire East and Warrington. In answer to the specific questions asked:

1. Do you consider the data in the table to be accurate?
Yes, the data outlined in the table, Appendix 6, 'Movement of Construction and Demolition Waste' contained within the Urban Vision, Waste Arisings and Capacity Requirements Report, May 2017, to be accurate using the EA WDI 2015 data (Imports to Warrington from Cheshire East of 2,945 tonnes).
2. Do you have any particular comment or further information on the movement of waste between Warrington and Cheshire East that have been identified?
No.
3. Do you feel the scale of movement(s) is of a strategic importance or not? Is there any need for ongoing discussions?
No, the scale of movement is not of strategic importance based on this data set. Cheshire East have draft waste movement thresholds (total movement) of 5,000 tonnes non hazardous waste and 500 tonnes hazardous waste. Cheshire East have used the same WDI data set to produce its Waste Needs Assessment published in November, 2017 (BPP Consulting). In order to provide up to date information, we intend to refresh our evidence base for the Cheshire East Minerals and Waste DPD using the WDI 2017 data. This may indicate different waste movements between our authorities which we may wish to consult with you and discuss as the Plan progresses.

Regards

Sally Gibbon
Senior Planning Officer

Cheshire East Council
Planning & Environment
Spatial Planning, Westfields
C/O Municipal Buildings
Earle Street, Crewe CW1 2BJ
E-mail: Sally.Gibbon@cheshireeast.gov.uk
Telephone: 01270 686959

From: LDF [mailto:LDF@warrington.gov.uk]
Sent: 28-Sep-2018 13:07
To: LDF
Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Dear Sir/Madam,

Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Warrington Borough Council (WBC) is currently undertaking a review of its Local Plan (The Local Plan Core Strategy (LPCS)).

The Warrington Local Plan Core Strategy was adopted by the Council on 21 July 2014 and is the current Statutory Development Plan for the Borough, setting out the overarching strategic policies for guiding the location and level of development in the Borough up to 2027.

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The Council have undertaken a Regulation 18 consultation on their Preferred Development Option. This outlines that the Local Plan will need to take into account the level of waste arising forecast to occur through to 2037 and plan for facilities and capacities to accommodate the needs for the following waste streams; Local Authority Collected Waste (LACW); Commercial and Industrial (C&I) Waste; Construction, Demolition and Excavation (CD&E) Waste; Hazardous Waste; Agricultural Waste; Low Level (Non-Nuclear) Radioactive (LLR) Waste; and Water Waste/Sewage Sludge. The Council's approach to dealing with waste is as set out in paragraphs 4.95 to 4.102 of the [Preferred Development Option \(PDO\) consultation document](#).

In particular the PDO highlights an identified requirement for hazardous waste landfill during the plan period although it is anticipated that this waste will continue to be exported out of the area. There is an identified capacity requirement for non-hazardous landfill from 2018 and for inert landfill from 2031. The Local Plan will provide information on the gaps identified in waste management capacity and show how the gaps will be met during the plan period. This will most likely be by export to other authorities. Where waste is to be exported, the Council will liaise with other authorities under the DtC and show that this waste is accounted for elsewhere.

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We are writing to all WPAs that received/sent waste from/to Warrington in 2015 as a first step to determine whether you believe there to be issues of strategic importance that require further discussion and joint working.

The source of the data is the Environment Agency's Waste Data Interrogator as outlined in Appendices 5, 6 and 7 of the Council's [Waste Arisings and Capacity Requirements Report \(May, 2017\)](#).

The purpose of the engagement is to address the following issues:

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?
2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?
3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

I would be grateful if you would respond to the matter no later than 31st October 2018 in writing or by email. If we do not hear from you by this date, we will assume that you do not believe there are any issues of strategic importance that need to be discussed.

Reply in writing to:

Planning Policy & Programmes
3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH

E-mail us at: ldf@warrington.gov.uk

Regards

Kevin Usher
Senior Planning Policy Officer
Tel: 01925 442807

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From: LDF
To: [Usher, Kevin](mailto:Usher.Kevin)
Subject: FW: Warrington Local Plan Review – Duty to Co-operate - Waste Movements
Date: 07 November 2018 16:51:08
Attachments: [WBC to NCC Haz Waste 2015.pdf](#)

From: Robert Portman [<mailto:Robert.Portman@nottsc.gov.uk>]
Sent: 31 October 2018 17:40
To: LDF
Cc: Suzanne Osborne-James
Subject: RE: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Dear Kevin Usher,

Many thanks for getting in touch regarding waste movements between Warrington and Nottinghamshire. Please see in red below responses to your questions.

The purpose of the engagement is to address the following issues:

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?

The data in the table is accurate. The relevant area of the report appears to be Appendix 7, which details total hazardous waste movements by export destination. I have attached the results of my own generated report against the figure in Appendix 7, with the figures matching.

2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?

No further comments, I have noted a movement to Nottingham City in the table, though this falls below the 100 tonnes threshold stated in Appendix 7.

3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

Yes, and agree with the approach taken in the Waste Arisings and Capacity Requirements Report (May, 2017). No need for NCC to provide any additional comment at this time, but Nottinghamshire County Council would like to be kept informed should any additional or updated data be added.

Kind Regards

Robert Portman
Planning Officer
Nottinghamshire County Council
0115 9774291

From: LDF [<mailto:LDF@warrington.gov.uk>]
Sent: 28 September 2018 13:07
To: LDF <LDF@warrington.gov.uk>
Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Dear Sir/Madam,

Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

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Reply in writing to:

Planning Policy & Programmes

3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH

E-mail us at: ldf@warrington.gov.uk

Regards

Kevin Usher
Senior Planning Policy Officer
Tel: 01925 442807

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Warrington	17	C&D Waste and Asbestos	1.86	Nottingham City
Warrington	08	MFSU Paints, Varnish, Adhesive and Inks	0.786	Nottinghamshire
Warrington	11	Metal Treatment and Coating Processes	0.258	Nottinghamshire
Warrington	13	Oil and Oil/Water Mixtures	226.562	Nottinghamshire
Warrington	15	Packaging, Cloths, Filter Materials	26.791	Nottinghamshire
Warrington	16	Not Otherwise Specified	41.106	Nottinghamshire
Warrington	20	Municipal and Similar Commercial Wastes	0.02	Nottinghamshire
		Total (excluding Nottingham City)	295.523	
		Sum stated in Appendix 7 of Warrington Waste Needs Assessment May 2017 for Nottinghamshire	295.52	
		Discrepancy (due to rounding)	0.003	

From: [LDF](#)
To: [Usher, Kevin](#)
Subject: FW: Warrington Local Plan Review – Duty to Co-operate - Waste Movements
Date: 06 November 2018 17:00:05

From: MORGAN, Rosie [mailto:Rosie.Morgan@cheshirewestandchester.gov.uk]
Sent: 06 November 2018 16:58
To: LDF
Cc: MORGETROYD, Catherine
Subject: RE: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Kevin,

Sorry for the delay in replying to your DtC consultation about waste movements between Warrington and Cheshire West and Chester.

We do not have any reason to dispute the accuracy of the waste movements information in the Waste Arisings and Capacity Requirements report. My only comment is to point out that in the WDI some waste has a recorded origin of Cheshire (non codeable) and it is not always possible to determine which area it has originated from. The data in your report relates to waste identified as coming from specifically from Cheshire West. This could be an underestimate but if so it is not likely to be significant.

I note the comments in your report about the future capacity gap for landfill and also see that the most recent EA data for 2017 shows some movements in both directions between landfill sites in Cheshire West and Warrington (Risley and Gowy). It will be useful to maintain dialogue about future landfill capacity and demand in the wider area through the NW waste group to inform policy development on this issue.

Overall we do not consider the scale of waste movements between Warrington and Cheshire West to be a strategic issue.

Regards,

Rosie

Rosie Morgan

Principal Planning Officer, Planning Policy team

Cheshire West and Chester Council

Tel: 01244 973884

Email: rosie.morgan@cheshirewestandchester.gov.uk

Location: Nicholas House, Chester

Visit: cheshirewestandchester.gov.uk

Work days: tues, wed, thurs

From: MORGETROYD, Catherine
Sent: 03 October 2018 13:55
To: MORGAN, Rosie
Subject: FW: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Hi Rosie

Have you already received this email? It asks some questions about waste and the movement of waste

between CWaC and Warrington.

Thanks

Catherine

Catherine Morgetroyd

Principal Planning Officer - Planning Policy

Place Strategy

Cheshire West and Chester Council

Tel: 01244 973804

Email: catherine.morgetroyd@cheshirewestandchester.gov.uk

Visit: www.cheshirewestandchester.gov.uk

Consultation Portal: <http://consult.cheshirewestandchester.gov.uk/portal>

(Working days Wed – Fri)

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From: LDF [mailto:LDF@warrington.gov.uk]

Sent: 28 September 2018 13:07

To: LDF

Subject: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

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The Warrington Local Plan Core Strategy was adopted by the Council on 21 July 2014 and is the current Statutory Development Plan for the Borough, setting out the overarching strategic policies for guiding the location and level of development in the Borough up to 2027.

The Warrington Local Plan Core Strategy (LPCS) was adopted in July 2014. The LPCS contains one policy (MP8) dealing with waste issues. This indicates that the Council will bring forward a Waste Local Plan Document that identifies and safeguards sites/areas appropriate to meet the waste management needs of the borough. The intention was that this work would commence immediately upon adoption of the LPCS. However, a successful High Court Challenge resulted in the removal of elements of the housing policies from the Plan and has necessitated a change to the planned programme published in the 2012 Local Development Scheme (LDS). A new work programme has now been proposed that will see the preparation of a single Local Plan that will incorporate waste issues that would see a new plan adopted in the autumn/winter 2020.

The Council have undertaken a Regulation 18 consultation on their Preferred Development Option. This outlines that the Local Plan will need to take into account the level of waste arisings forecast to occur through to 2037 and plan for facilities and capacities to accommodate the needs for the following waste streams; Local Authority Collected Waste (LACW); Commercial and Industrial (C&I) Waste; Construction, Demolition and Excavation (CD&E) Waste; Hazardous Waste; Agricultural Waste; Low Level (Non-Nuclear) Radioactive (LLR) Waste; and Water Waste/Sewage Sludge. The Council's approach to dealing with waste is as set out in paragraphs 4.95 to 4.102 of the [Preferred Development Option \(PDO\) consultation document](#).

In particular the PDO highlights an identified requirement for hazardous waste landfill during the plan period although it is anticipated that this waste will continue to be exported out of the area. There is an identified capacity requirement for non-hazardous landfill from 2018 and for inert landfill from 2031. The Local Plan will provide information on the gaps identified in waste management capacity and show how the gaps will be met during the plan period. This will most likely be by export to other authorities. Where waste is to be exported, the Council will liaise with

other authorities under the DtC and show that this waste is accounted for elsewhere.

We are collecting data on a range of issues such as types of waste to be managed, management capacity and waste management facilities. Your authority has been identified as an area that has recently accepted/sent waste from/to Warrington.

We are writing to all WPAs that received/sent waste from/to Warrington in 2015 as a first step to determine whether you believe there to be issues of strategic importance that require further discussion and joint working.

The source of the data is the Environment Agency's Waste Data Interrogator as outlined in Appendices 5, 6 and 7 of the Council's [Waste Arisings and Capacity Requirements Report \(May, 2017\)](#).

The purpose of the engagement is to address the following issues:

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?
2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?
3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

I would be grateful if you would respond to the matter no later than 31st October 2018 in writing or by email. If we do not hear from you by this date, we will assume that you do not believe there are any issues of strategic importance that need to be discussed.

Reply in writing to:

Planning Policy & Programmes
3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH

E-mail us at: ldf@warrington.gov.uk

Regards

Kevin Usher
Senior Planning Policy Officer
Tel: 01925 442807

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Planning Policy & Programmes
3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH
21 November 2018

Dear Mr Usher

RE: Warrington Local Plan Review – Duty to Co-operate - Waste Movements

Thank you for your email dated 28th September 2018. Please see below the response from the Greater Manchester Combined Authority.

You may be aware that in April 2012 the Greater Manchester Combined Authorities (GMCA) adopted the Greater Manchester Joint Waste Development Plan Document. This document was prepared by the Minerals and Waste Planning Unit on behalf of GMCA 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 for access to the Greater Manchester Waste Plan.

I have responded to your inquiry below as a whole response from GMCA, not as individual WPAs, in line with how waste is planned for across Greater Manchester. In regards to specific questions in the letter sent, I have answered these below

1. *Do you consider the data in the table to be accurate? If not could you please provide alternative data?*

I can confirm that the movements as detailed in the two tables attached to the letter are an accurate representation of movements for the year in question, 2015.

2. *Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?*

It should be noted that the movements do not appear to be replicated annually, and a review of movements in 2017 shows movements of different quantities, see attached table for 2017. The levels of HIC waste from Manchester City Council into Warrington have dropped considerably, with only Manchester and Salford now exporting HIC waste into Warrington. Movements of HIC waste from Warrington into Greater Manchester have also changed, with waste imports over 1000 tonnes in 2017 being deposited in Salford and Trafford.

Movements of inert material have also changed in volume in respect of both the amount received in Greater Manchester from Warrington and that which is exported to Warrington. Levels of hazardous waste are also different for 2017, again see attached sheet.

3. *Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?*

For hazardous waste, in regards to the movements in to authorities within Greater Manchester it is noted that the movements are relatively small and only amount to that of being considered strategic when combined as one amount for a specific authority. In addition, as these movements are hazardous waste and taken from the HWDI, it is not possible to identify which facility the waste was managed at. As such we are not able to comment specifically on any issues surrounding these movements in to the future. However, we do not expect any existing facilities handling this type of waste to be closed in the foreseeable future and do not see any issues which would require discussions. It is noted that Warrington lacks hazardous waste infrastructure, but does provide waste infrastructure for other waste streams which handle significant imports from the Greater Manchester area currently.

In regards to movements of other HIC waste, the levels exported from Greater Manchester continues to be high. It is understood that green waste from LACW is currently sent to Diggle Green for composting, this contract is short term and it is understood that the waste authority is currently in procurement for future management of green waste, as such it is not clear if such movements will continue. Should a contract be agreed for the continued management of LACW at this site, discussions may be useful to understand how this affects your capacity assessment.

Inert waste is also managed at Southworth from Greater Manchester, however as this is a commercial contract it is not possible to comment on this from the GM authorities point of view. This is also the case for waste which has been deposited at Risleigh landfill and at Woolston deposit ground. The amount of waste deposited at the latter in 2017 was over 124,000t and as such is a significant export from Greater Manchester. Should Warrington wish to enter into discussions on these movements we would be happy to comply.

I hope our comments are of use to you and if you wish to discuss these further, please contact Carolyn Williams on 0161 604 7746, or email carolyn.williams@urbanvision.org.uk .

Yours sincerely

Anne Morgan

Head of Planning Strategy

Merseyside Environmental Advisory Service
2nd Floor Magdalen House, Trinity Road
Bootle, Merseyside, L20 3NJ
Director: Alan Jemmett, PhD, MBA

Enquiries: 0151 934 4951
Fax: 0151 934 4955

Contact: Lucy Atkinson or Andrew Clark
Email: Waste.dpd@sefton.gov.uk



Merseyside
Environmental
Advisory Service

Kevin Usher
Planning Policy & Programmes
3rd Floor New Town House
Buttermarket Street
Warrington
WA1 2NH

Your Ref: n/a
File Ref: 30/30
W/P G:\MerseysideEAS\WasteDPD\
Monitoring_and_Implementation\
D2C Requests
Ref:
Date: 7th November 2018

Dear Kevin

Warrington Local Plan Review – Duty to Co-operate - Waste Movements

1. I am responding to your email sent 28 September 2018 to Halton, Knowsley, Liverpool, Sefton, St.Helens and Wirral Councils regarding the Warrington Local Plan Review, Duty to Co-operate and waste movements.
2. Halton, Knowsley, Liverpool, Sefton, St.Helens and Wirral Councils adopted the Joint Merseyside and Halton Waste Local Plan (WLP) on 18 July 2013. This document provides a waste strategy and policy framework for the Plan Area. For more information visit our website: <http://www.meas.org.uk/1093>
3. Merseyside Environmental Advisory Service (MEAS) coordinated preparation of the WLP and provide waste planning advice to the Merseyside and Halton Councils, so we have been asked to prepare a response to your Duty to Co-operate request.
4. Responses to the 3 questions you pose to Merseyside and Halton Councils in your email are set out below which are informed by Environment Agency (EA) data sources¹.

1. Do you consider the data in the table to be accurate? If not could you please provide alternative data?

The [Waste Arisings and Capacity Requirements Report \(May, 2017\)](#) is based upon data derived from EA waste data interrogators which I consider are best available data for tracking and quantifying waste movements. LACW data is provided by the Waste Disposal Authority (WDA) and again I consider this to be appropriate and best practice. Age of data

¹ Waste Data Interrogator (WDI), Hazardous Waste Data Interrogator (HWDI) and Environmental Permitting Regulations (Waste Sites) Data

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.e. 2015-16) may become an issue however, if the Plan is delayed. I therefore, recommend consideration is given to update of the Needs Assessment prior to Adoption so that the Plan is supported by latest available data.

Whilst the data is best available, as stated in the Needs Assessment (paragraph 3.2) due to the regional level of recording waste movements to Halton, Warrington has not been attributed as the originating Waste Planning Authority (WPA) in the waste data interrogators. Therefore, we do not have a complete picture of movements between Warrington and Merseyside and Halton. The Needs Assessment has however overcome this limitation in part by using LACW data provided by the WDA which is a preferable alternative.

2. Do you have any particular comment or further information on the movement of waste between Warrington and your WPA that have been identified in the table?

Yes. The WLP safeguards existing waste management capacity in Merseyside and Halton under Policy WM7 *Protecting Existing Waste Management Capacity for Built Facilities and Landfill* over the Plan Period 2013 to 2027. Facilities are protected in this way to ensure that sufficient waste management capacity is available to cater for the needs of the Plan Area. However, we acknowledge that waste travels across administrative boundaries due to existing commercial contracts and the location of strategic facilities, and these capacity issues are catered for within our Plan.

Paragraph 4.98 of the [Preferred Development Option \(PDO\) consultation document](#) refers to the WDA commissioning a WTS in Warrington which once operational would divert up to 120,000tpa LACW away from an existing WTS in Widnes. However, I understand that an application for a WTS located on Winwick Road, Warrington was refused in June 2018 and the Council is now looking for an appropriate alternative site within the borough.

Commissioning of a WTS within Warrington is broadly welcomed as it would free up waste processing capacity for local needs in Halton and more widely in Liverpool City Region, and in turn help Warrington achieve greater self-sufficiency, meet local needs and drive waste management up the waste hierarchy in accordance with NPPW.

Arpley landfill site in Warrington closed in December 2016 therefore LACW movements from Halton and Merseyside to this disposal facility have now ceased.

3. Do you feel the scale of the movement(s) is of strategic importance or not? Is there any need for on-going discussions?

Halton

As discussed under question 1, EA data for movements between Warrington and Halton does not provide a clear reflection of strategic movements at a WPA level.



LACW sent from Warrington is however known to be of a strategic scale and the existing WTS in Widnes has in recent years gained permission for an increase in processing capacity from 200,000tpa to 300,000tpa to accommodate significant LACW contracts with Halton and Warrington. I understand that Warrington LACW continues to be sent to this facility whilst a facility in the borough is sought. Contractual arrangements are outside the scope of planning; however, it would be beneficial for WLP monitoring purposes for Warrington Borough Council to keep MEAS updated with progress regarding procurement of a WTS in the borough.

Knowsley and Liverpool

Latest waste interrogator data (2017) identifies strategic levels of hazardous waste (i.e. above 100 tonnes) being received at transfer and treatment facilities in Knowsley and Liverpool. However, individual movements are few and typically up to 150 tonnes which is not considered to be of sufficient importance to warrant further discussion. Further these movements and a movement of circa 700 tonnes to a treatment facility Liverpool, can be easily catered for within the consented capacity of the recipient facilities.

Sefton and Wirral

No known movements of strategic importance.

St.Helens

The Needs Assessment recorded export of 40,401 tonnes of household, commercial and industrial waste to St Helens in 2015, this was to Lyme and Wood Pits in Haydock. This will have now ceased as the site closed in 2016. In 2017, circa 70,000 tonnes of mainly construction and demolition waste (i.e. soils and stone) were sent to Lyme and Wood Pits landfill. This is likely to be part of ongoing site restoration works. These movements of inert waste are essential to ensure the site is fully restored to country park. No further discussion is required.

I trust you will find this information helpful in the preparation of your Local Plan.

Yours sincerely,

Lucy Atkinson

Waste Appraisal and Support Services Team Leader

Encs: None

Copies: Alasdair Cross (Halton Council), Mike Cryan (Knowsley Council), Mike Eccles (Liverpool Council), Ian Loughlin (Sefton Council), Jonathan Clarke (St Helens Council), Andrew Fraser (Wirral Council).



From: [Lane, Philippa](#)
Subject: Safeguarding Minerals in Warrington
Date: 27 January 2017 15:32:03
Attachments: [Safeguarding in Warrington FINAL.docx](#)

Dear All,

Urban Vision are assisting Warrington Borough Council in updating its evidence base on mineral resources. You have been identified as having a potential interest in Minerals Planning relevant to Warrington and are therefore being consulted on a report on Mineral Safeguarding.

Please find attached the report on Mineral Safeguarding.

The report has been prepared to help guide the approach to minerals safeguarding in the Core Strategy Review. Feedback will be reviewed and used to inform the evidence base on mineral resources.

The closing date for comments is **Friday 10th February 2017**.

You can e-mail your comments to: ldf@warrington.gov.uk

Kind regards,

Philippa Lane

Philippa Lane
Principal Planner (Minerals and Waste)
Urban Vision Partnership Ltd

Please note my days of work are Wednesday, Thursday and Friday.

Tel: 0161 604 7652

Mob:

E-mail: philippa.lane@urbanvision.org.uk

Web: www.urbanvision.org.uk

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Mineral Safeguarding in Warrington
January 2017

1. The Local Plan Review

- 1.1. The Council is undertaking a Local Plan Review. The Plan Review will be based on the need for Warrington to accommodate a significant increase in new homes and jobs over the next 20 years as part of the Council's 'New City' aspirations.
- 1.2. Initial work on the Local Plan Review has included a 6-week period of consultation on the scope and contents of the Plan. Comments received as part of that consultation will be considered by the Council in working up the Preferred Development option.
- 1.3. As part of the evidence base underpinning the Local Plan Review, the Council is seeking to update its evidence base in respect of minerals matters, including a Study of the Mineral Resource for Warrington. The study will be used to inform the Council's Site Assessment Process and Sustainability Appraisal which will in turn help to derive the most preferable development locations across the Borough.
- 1.4. As part of the work on minerals, the Council is required to consider mineral safeguarding. This Report has been prepared to help guide work on the development of Mineral Safeguarding Areas (MSA) in Warrington.

2. How to get involved

- 2.1. We are seeking your views on the identification of Mineral Safeguarding Areas in Warrington. Your comments and feedback will be carefully considered during the preparation of the Local Plan Review.
- 2.2. You can e-mail your comments to us at: ldf@warrington.gov.uk
- 2.3. Or you can write to us with your comments at:-

LDF Team, Mineral Safeguarding Questionnaire
Planning Policy and Programmes
Warrington Borough Council
Economic Regeneration, Growth & Environment
New Town House
Buttermarket Street
WARRINGTON
WA1 2NH

2.4 Please submit your comments by Friday 10th February 2017.

3. What is Mineral Safeguarding?

- 3.1. Minerals (e.g. clay, sand and gravel, coal, limestone) are a non-renewable resource which make a vital contribution to the economy and can only be extracted from where they are found in the ground. Warrington Borough Council's role as a Mineral Planning Authority (MPA) means that it is required to safeguard mineral resources from non-minerals development to ensure they are not needlessly sterilised. Sterilisation means that the mineral can no longer be worked, or extracted; examples of sterilisation would be if a building was built on top of the resource, or close to it. It is unlikely and impractical to extract minerals after development has taken place. This means that mineral resources should be taken into consideration when determining planning applications for non-minerals development.
- 3.2. Paragraph 143 of National Planning Policy Framework (NPPF) states that MPAs should identify Mineral Safeguarding Areas (MSA) and adopt appropriate policies in their Plans. MPAs are also required to safeguard existing, planned and potential minerals-related infrastructure.
- 3.3. It is important to note that there is no presumption that resources defined within an MSA will be worked.
- 3.4. NPPF recommends a systematic approach to the identification of MSAs which:
 - uses the best available information on the location of all mineral resources in the authority area. This may include use of British Geological Survey (BGS) maps as well as industry sources;
 - consults with the minerals industry, other local authorities (especially district authorities in two-tier areas), local communities and other relevant interests to define Minerals Safeguarding Areas;
 - sets out Minerals Safeguarding Areas on the policies map that accompanies the Local Plan and define Mineral Consultation Areas; and
 - adopts clear development management policies which set out how proposals for non-minerals development in Minerals Safeguarding Areas will be handled, and what action applicants for development should take to address the risk of losing the ability to extract the resource. This may include policies that encourage the prior extraction of minerals, where practicable, if it is necessary for non-mineral development to take place in Minerals Safeguarding Areas and to prevent the unnecessary sterilisation of minerals.
- 3.5. The issue of defining an MSA in the urban area is clarified to explain that this should be done where necessary, for example, beneath large regeneration projects in brownfield land areas.

3.6 Further guidance on defining MSA is provided in National Planning Policy Guidance¹ and a detailed methodology is set out in *Mineral Safeguarding in England: good practice advice*².

4. Which minerals are found in Warrington?

4.1 The key commodities found in Warrington are aggregates (sandstone and sand and gravel), clay and coal bed methane. Other minerals found within the borough include peat, coal and salt.

5. Approach to safeguarding minerals

5.1. The BGS guide to mineral safeguarding provides detailed information on how to identify and implement MSA. The guide provides a methodology with the following steps:

- Step 1. identify the best geological and mineral resource information,
- Step 2. decide which mineral resources to safeguard and the physical extent of the Mineral Safeguarding Areas,
- Step 3. undertake consultation of the draft Mineral Safeguarding Areas, (this document)
- Step 4. decide on the approach to safeguarding in the Local Plan,
- Step 5. include development management policies in a Development Plan Document,
- Step 6. include safeguarding in district level Development Plan Documents, (not applicable to Warrington)
- Step 7. include mineral assessments in the local list of information requirements.

Step 1: Identify the best geological and mineral resource information

5.2. The Council has used the mineral resource map for Cheshire (comprising Cheshire, Boroughs of Halton and Warrington) which was prepared by the BGS³. The map delineates the mineral resources of current, or potential, economic interest in the area in order to assist in the preparation of planning documents. Information on the shallow coal resource layer has also been informed by information published by The Coal Authority (Warrington (B) – Surface Coal Resource). This information has been used to inform the maps in

¹ Reference ID: 27-002-20140306 - Reference ID: 27-006-20140306

² BGS (2011) Mineral Safeguarding in England: good practice advice

³ <http://www.bgs.ac.uk/mineralsUK/planning/resource.html>

this Report. In addition to this, the Council has used information on existing mineral operations in the Borough.

Step 2. decide which mineral resources to safeguard and the physical extent of the Mineral Safeguarding Areas

5.3. BGS identify 2 mineral resources in Warrington on the mineral resource map:

- Sand and Gravel (Superficial deposits)
- Peat

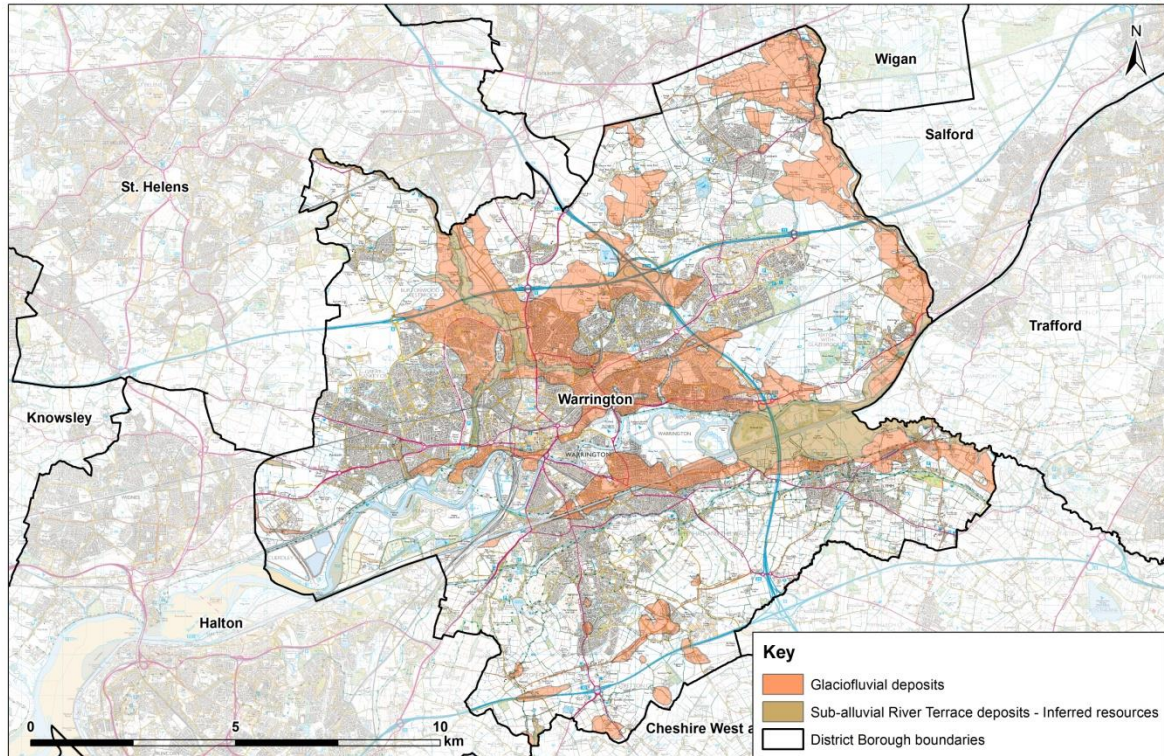
However, as described previously, there are a number of other minerals present in Warrington and consideration has also been given to whether or not these minerals should be safeguarded:

- Sandstone
- Clay
- Salt
- Coal
- Hydrocarbons - gas

5.4. It is important to note that MSA do not confer any presumption in favour of extraction. The purpose is to ensure that minerals are taken into consideration when assessing planning applications for non-minerals development.

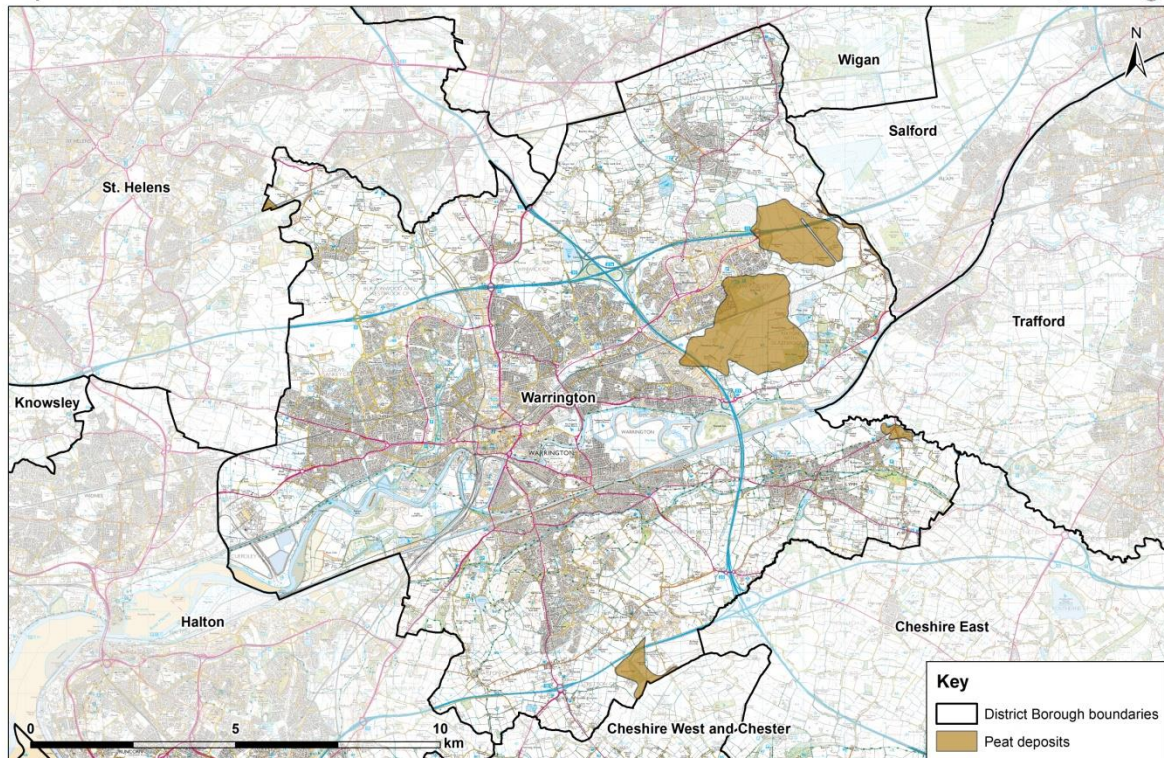
Sand and Gravel

5.5 Sand and gravel deposits within Warrington tend to be confined to superficial drift deposits of glacial origin in the Devensian period. These sands and gravels are derived from the erosion of local bedrock in a variety of environments, including glaciofluvial rivers formed from melting ice and also river terraces formed after the main ice had retreated from the area. Sand and gravel has been extracted in the past in Warrington although there are no working quarries at present.



Peat

- 5.6 Whilst peat is identified as a mineral resource in Warrington by the BGS, the National Planning Policy Framework takes the stance that local planning authorities should not identify new sites or extensions to existing sites for peat extraction, nor grant planning permission for extraction from new or extended sites. However, peat is important in terms of carbon storage, archaeology and for biodiversity and therefore it is proposed to protect it for this purpose. This could be achieved through an amendment to an environmental Policy rather than through an MSA.



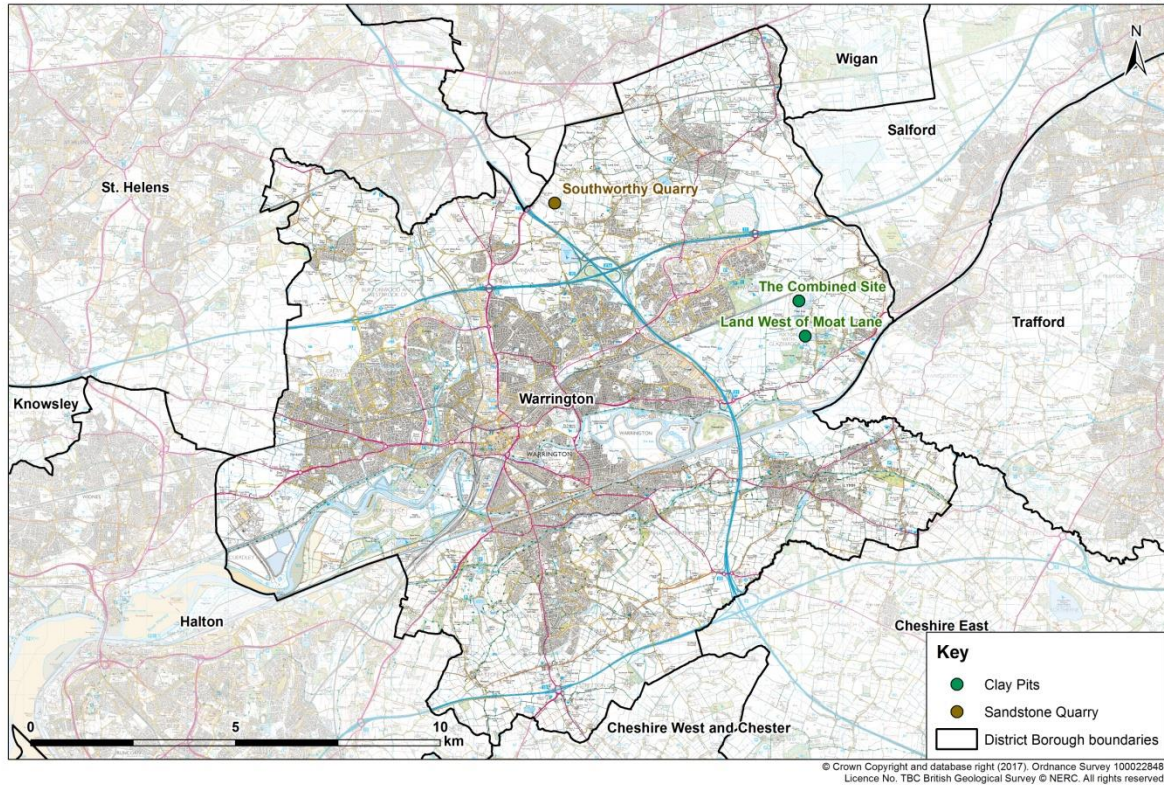
Sandstone

5.7 Sandstone is extracted at Southworth Quarry, in the north of the borough. However, sandstone is not identified as a mineral resource by the BGS. The reason for this is because sandstone is only exploited at this one quarry⁴. However, whilst it is not proposed to safeguard the wider sandstone resource, Southworth Quarry itself would be safeguarded.

Clay

5.8 Clay is currently extracted at a site 'West of Moat Lane' at Rixton although the wider clay resource is not identified as a mineral resource by the BGS due to the fact that other outcrops are of variable quality and thickness. However, whilst it is not proposed to safeguard clay as a general resource, it is proposed that the existing clay workings near Rixton would be safeguarded.

⁴ Source: BGS, *Mineral Resource Information in the Support of National, Regional and Local Planning: Cheshire (comprising Cheshire, Boroughs of Halton and Warrington)*, 2006, Chapter 4.

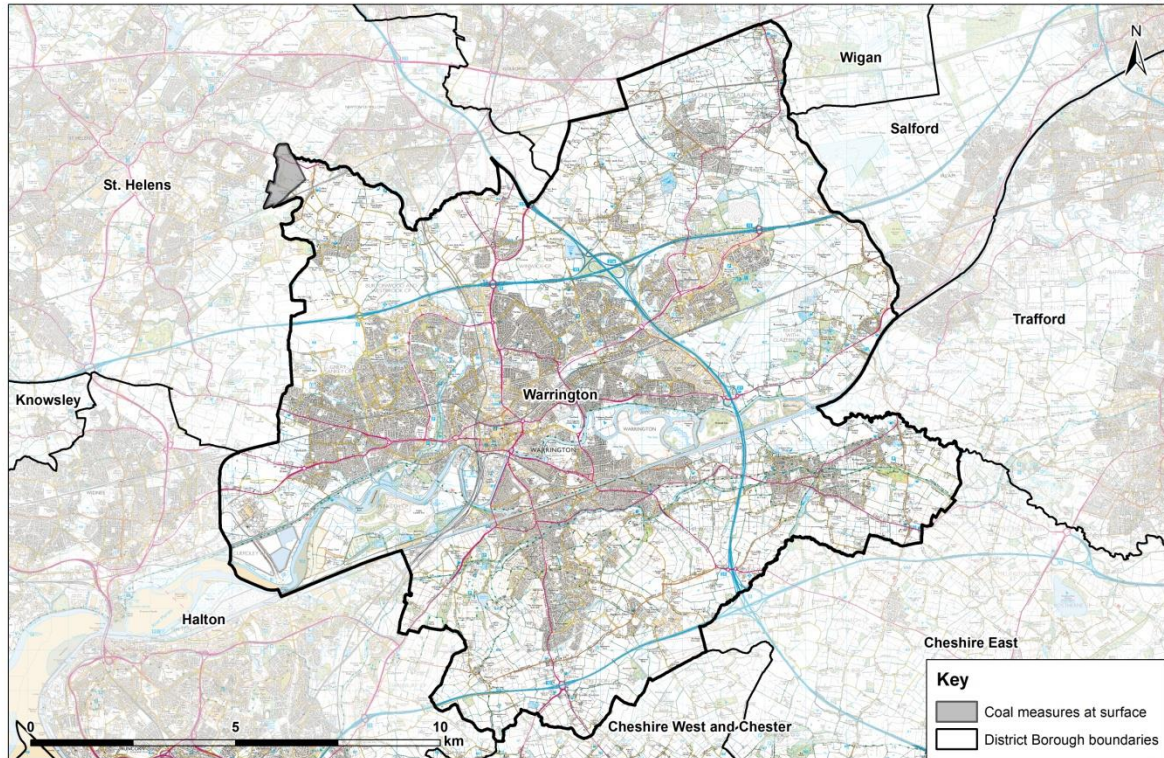


Salt

5.9 There is an outcrop of halite in the south east of the Borough, however, salt is no longer worked here. The BGS do not identify salt as a mineral resource in Warrington and, given that these are underground workings, it is not considered necessary to define a MSA for salt.

Coal

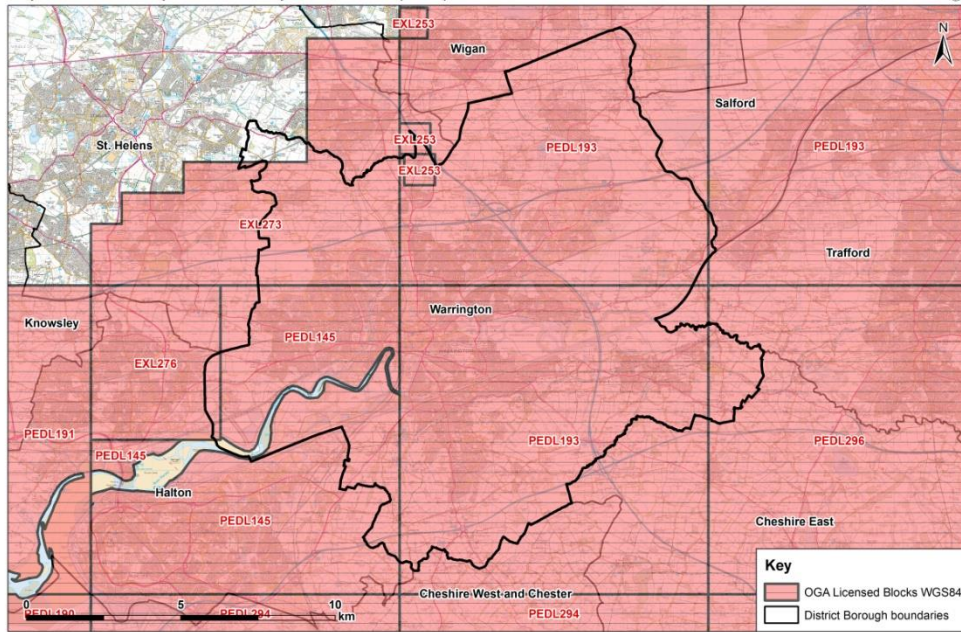
5.10 A small area of shallow coal resource is identified in the north west of the Borough. Coal is a nationally important resource and it is therefore proposed to safeguard the shallow coal resource.



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Hydrocarbons - gas

5.11 Petroleum Exploration and Development Licences (PEDL) allow for the pursuit of a range of oil and gas activities, subject to planning permission and other consents. The majority of Warrington is covered by a total of five PEDL (Numbers: 145, 193, 253, 273, 276). It is not proposed to safeguard hydrocarbons because the surface development associated with extraction is flexible regarding its location. However, it is proposed to show the location of PEDL.



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Question 1: Do you agree with the proposed list of minerals to be safeguarded?

Extent of the Resources to be Safeguarded

5.12 National Planning Policy Guidance (NPPG) explains that safeguarding mineral resources should be defined in designated areas and urban areas where necessary to do so. For example, safeguarding of minerals beneath large regeneration projects in brownfield land areas can enable suitable use of the mineral and stabilisation of any potentially unstable land before any non-minerals development takes place. It is proposed that this should include suggested regeneration sites of over 5ha in size which would ensure that only sites of sufficient size to deal with on site storage of overburden are considered for safeguarding. However, it is recognised that there are instances where prior extraction of minerals on smaller sites could be viable, and the council will consider such proposals on a case-by-case basis.

5.13 Therefore, it is proposed that only proposed developments of greater than 5ha within the urban area would be required to undertake a mineral resource assessment. Other, smaller, developments within the urban area would not be required to consider prior extraction, although this does not preclude prior extraction should a developer consider this appropriate.

5.14 Non-minerals development near a resource can result in sterilisation of that resource even where the development does not overlie the mineral. It is therefore proposed to extend the MSA around the mineral resource by using a buffer. This would ensure that proposals for non-minerals development within a

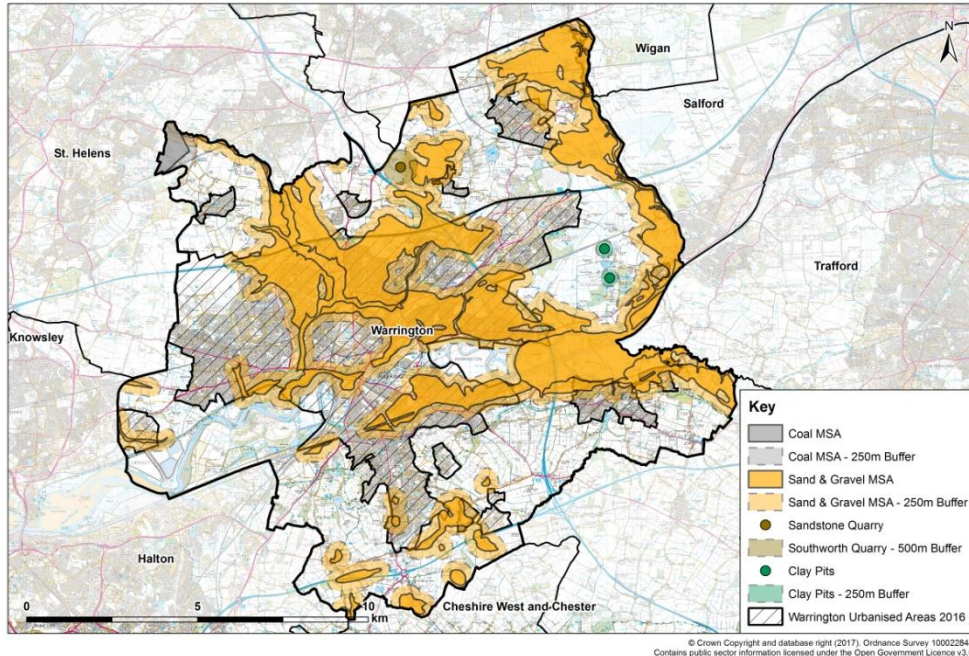
specified distance of a mineral resource must consider the potential for the sterilisation of the mineral occurring and the associated impacts. It is proposed to include a buffer of 250m around the resource, which is considered appropriate for minerals that are not worked using blasting methods.

5.15 There are parts of two internationally important environmental designations within the Plan area: Manchester Mosses Special Area of Conservation (SAC) and Rixton Clay Pits SAC, which protects habitats. In addition to this, there are a number of Scheduled Ancient Monuments, Sites of Special Scientific Interest (SSSI) and other environmental and heritage designations. BGS guidance suggests that the presence of such designations does not preclude safeguarding.

Table 1 Mineral Resources to be Safeguarded⁵

	Resource	Area to Safeguard	Buffer
Aggregates	Sand and Gravel	Superficial deposits: Sub-alluvial river terrace deposits Glaciofluvial deposits	250m
	Sandstone	Southworth Quarry	500m
Other	Clay	Clay workings near Rixton	250m
	Shallow Coal	Shallow Coal resource	250m

⁵ As mentioned above, it is proposed that peat could be protected through environmental policies in the Local Plan Review.



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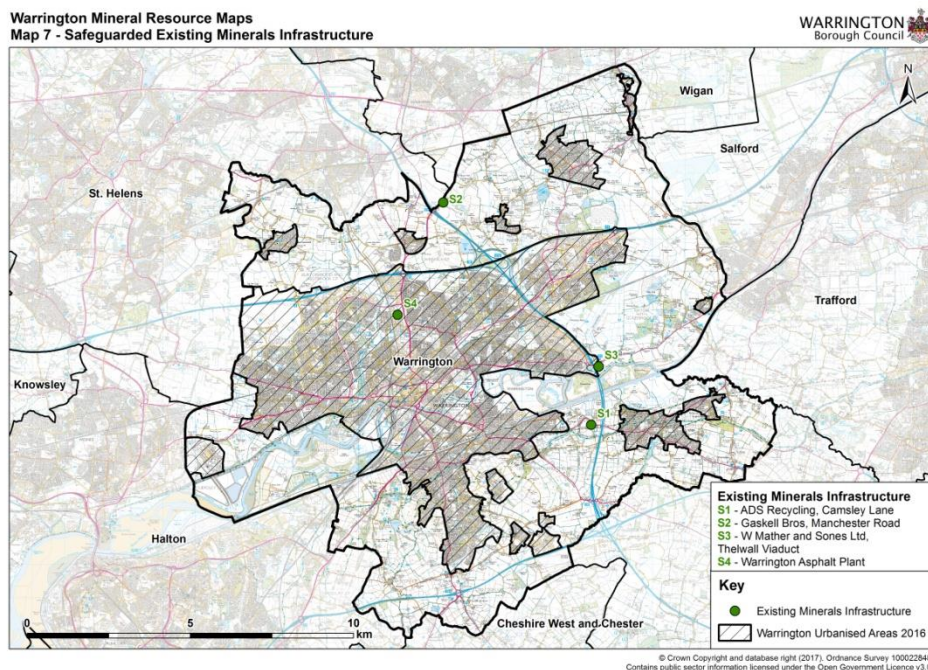
Question 2: Do you agree with the proposed extent of the MSA?

6 Safeguarding Existing and Planned Minerals Infrastructure

- 6.1 In addition to safeguarding mineral resources which may become of economic importance, NPPF (para. 143) requires the council to safeguard existing, planned and potential minerals infrastructure such as rail heads and wharfs, as well as concrete batching sites. The purpose of safeguarding these facilities is to ensure that sites for these purposes are available should they be needed and to prevent sensitive or inappropriate development that would conflict with the use of sites identified for these purposes.
- 6.2 In addition, permanent facilities for the processing and distribution of substitute, recycled and secondary aggregate material should also be safeguarded
- 6.3 There are : Bellhouse Lane, Moore (ADS Recycling Ltd); 63 Camsley Lane, Lymm (ADS Recycling Ltd); Southworth Quarry, Winwick (Gaskell Bros (WM&C) Ltd); Warrington Asphalt Plant, Antrim Road (Tarmac); and Manchester Road, Woolston (W Maher & Sons Ltd).
- 6.4 Such facilities can be sterilised by proximal development and therefore it is proposed to extend the safeguarding area 250m beyond the infrastructure itself to ensure that the future viability of the minerals infrastructure is considered as

part of any planning decisions on non-minerals development within this area. The Council will consider proposals for any development within the 250m buffer that is not covered by the list of exemptions in terms of any potential impact on the viability of the minerals infrastructure.

6.5 A temporary ‘pop-up rail depot, opened by DB Cargo Ltd and CEMEX in 2016, will handle around 125,000 tonnes of aggregates each year. Aggregates are transported twice a week from Dove Holes Quarry in Derbyshire, with each rail service transporting approximately 150 HGVs worth of aggregate (1,540 tonnes per train load). The pop-up rail depot is located immediately north of the large ASDA distribution warehouse off Dallam Lane and next to the West Coast Main Line. Given that this is a temporary rail depot, this site would not be safeguarded however, it will be identified in the Local Aggregate Assessment as providing rail capacity.



Question 3: Do you agree with the proposed list of minerals infrastructure to be safeguarded? Are there any additional sites which should be safeguarded?

Question 4: Do you agree that the proposed distance of 250m is an appropriate distance to consider the impacts of non-minerals development on the future viability of the minerals infrastructure?

7 How will the MSA be used?

7.1 It is proposed that a policy on MSA should be included in the Local Plan Review, including information on safeguarded minerals, infrastructure and the extent of any safeguarding. The policy should set out how the MSA would be

considered during the planning application process. Developers proposing a non-exempt, non-minerals development within an MSA would be required to submit a mineral resource assessment to accompany a planning application.

8 Proposed exemptions

8.1 Not all forms of development will result in the sterilisation of minerals, and the sterilisation effect of some development is considered minor. It is proposed the following types of development will be exempt from consultation as part of the MSA:

- i. Applications for Householder development
- ii. Applications for extensions or alterations to existing buildings and for change of use of existing development which do not fundamentally change the scale and character of the building/use.
- iii. Applications that are in accordance with the local plan where the plan took account of prevention of unnecessary mineral sterilisation and determined that prior extraction should not be considered when development applications in a Mineral Safeguarding Area came forward.
- iv. Applications for Advertisement Consent.
- v. Applications for reserved matters including subsequent applications after outline consent has been granted.
- vi. Prior notifications (telecommunications; forestry' agriculture; demolition).
- vii. Certificates of Lawfulness of Existing or Proposed Use or Development (CLEUDs and CLOPUDs).
- viii. Applications for works to trees.
- ix. Applications for temporary planning permission.
- x. Applications for Conservation Area Consent.
- xi. Applications for Listed Buildings Consent.

In addition, development within the urban area is excluded from a requirement to consider the MSA, except where the development is larger than 5ha.

Question 5: Do you agree with the list of proposed exemptions?

Report on Outcomes of Mineral Safeguarding Consultation

Warrington MBC is undertaking work into the minerals evidence base as part of work on the Local Plan Review. As part of this work a consultation exercise with targeted stakeholders was undertaken on the approach to identifying Mineral Safeguarding Areas (MSAs) in Warrington. The purpose of the MSA is to safeguard mineral resources from sterilisation by non-minerals development. The identification of an MSA does not confer any presumption that the resource will be worked.

The Council prepared a short report to identify the best approach to mineral safeguarding in Warrington. The report was issued for a 2-week consultation from 27th January to 10th February 2017. It was sent to the following organisations and individuals, who the Council identified as having a potential interest in mineral safeguarding:

- North West Aggregate Working Party
- Mineral Products Association
- British Aggregates Association
- The Coal Authority
- ADS Recycling
- Gaskell Bros
- Colliers Waste
- W Maher & Sons Ltd
- Wardell Armstrong
- Heaton Planning
- Environment Agency
- Natural England
- Historic England

1. Responses were received from the following 4 organisations:

- Historic England
- Environment Agency
- The Coal Authority
- Mineral Products Association

2. Table 1 of this Outcomes Report sets out the comments received in response to the consultation, and how the Council intends to use feedback to inform work on the Local Plan Review.

Next steps

3. The Report will be updated in light of comments received and used to inform work on the Local Plan Review.

Table 1 Responses (in document order) to the MSA Consultation and Council Response

Respondent	Paragraph/ Question	Representation	Commentary
Historic England	General	Thank you for consulting Historic England on the above document. At this stage we have no comments to make on its content.	Noted.
Environment Agency	Question 1	Yes - The list of minerals to be safeguarded is agreeable but it is not clear how or why a 500 m buffer is assumed around a mineral resource boundary that has not been geographically defined. (ie The proposed sandstone MSA for Southworth Quarry) The 500 metres buffer may be appropriate, or perhaps even more if the intention is to consider things like deep dewatering interfering with water resource interests, but much depends on the depth of proposed or permitted working. If the interest is only in superficial interference between developments such as noise, visual impact and emissions etc then 250m may be a more appropriate buffer.	A 500m buffer around Southworth Quarry has been proposed in line with BGS Guidance Mineral Safeguarding in England: good practice advice. This distance identified is to ensure blasting at hard rock quarries does not impact on amenity. It is proposed that the 500m buffer would extend from the quarry boundary.
The Coal Authority	Question 1	Although the Coal Authority would not wish to make specific comment on all of the minerals proposed in the list we are pleased to see that the shallow coal resource present in Warrington is identified as a nationally important resource that should be safeguarded. It is also welcomed that the PEDL license areas, although not proposed for safeguarding, will be identified on the map.	Noted.
Mineral Products Association	Question 1	[Sandstone] It is not clear why sandstone is not identified as a minerals resource by the	Guidance produced by BGS to support Mineral Planning Authorities in identifying MSAs explains that

		<p>BGS, but this must be questioned. It is not sufficient imply to safeguard the resource at Southworth Quarry. Geological maps should be used to identify the wider resource which should then be safeguarded.</p> <p>[Clay] Similarly, we would question the lack of safeguarding for clay resources. Simply safeguarding exiting quarries is unsustainable.</p> <p>[Salt] Simply because a mineral is not worked now, does not take away the responsibility of the Council to safeguard the resource for future generations.</p>	<p>the mineral resource maps produced by BGS eliminate the need for the Council to make their own judgements on what mineral deposits may are or may become of potential economic importance. The guidance goes on to say that, where available, other data should be incorporated (paras. 4.1.1 – 4.1.4).</p> <p>Other than the location of the quarries identified, the Council does not have other data on mineral deposits that would allow it to make a judgement on whether these deposits should be identified as a mineral resource and therefore safeguarded.</p> <p>The Council has been using the best available data which is the published BGS mineral resource maps to identify potential MSAs. However, should more detailed data on mineral deposits be made available to the Council, this could be used to amend existing areas identified and/or identify new areas for safeguarding.</p> <p>The BGS Mineral Resource¹ report explains that the Triassic Chester Pebble Beds Formation is quarried for crushed rock and sand and gravel and goes on to say that although the formation is widespread across the county, it is not shown on the map face, since exploitation is only currently occurring at Southworth.</p> <p>Both boulder clay and Triassic Mercia Mudstones Group mudstones are extracted in Warrington. The BGS Mineral Resource report says that while these lithologies are extensive, they are only worked in this location and are of variable thickness and quality</p>
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¹ Commissioned Report CR\05\090N

			<p>which is why they are not shown on the map. The Council has no additional information on clay deposits to justify identifying an MSA.</p> <p>Regarding salt, the fact that an MSA would not be identified for salt does not mean that an application for working this mineral could not come forward in the future. The MSA protects mineral resources from unnecessary sterilisation and ensures that prior extraction is considered as part of non-minerals development. Salt is extracted by underground mining and it is not at risk of sterilisation by surface development.</p>
Environment Agency	Question 2	<p>No – The map presented is at much too small a scale to facilitate due scrutiny of the boundaries. For that reason it is not possible to comment in detail.</p> <p>For information: Just because the BGS Mineral Resource Map suggests that there may be a deposit of a given mineral, there is no guarantee that a viable economic resource exists. For example: The mapped extent of sand and gravel deposits to the south of Winwick appears somewhat over-stated where M62 site investigation borehole logs showed no sand to be present.</p> <p>As acknowledged in the text of the consultation document, the Sandstone mineral resource has not been defined cartographically, so it will be appropriate to better define the extent of this potentially important resource, either by means of geological data or the extent of the existing permits.</p> <p>The areas of clay resource to be subject to safeguard are similarly inadequately defined. It is not clear from the scale of the map as to</p>	<p>Noted. The BGS explain that the mineral resources delineated in their maps show areas where potentially workable minerals may occur. These areas are not of uniform potential and also take no account of planning constraints that may limit their working. However, they provide the best starting point for the identification of mineral safeguarding areas. A note will be added to the document to explain this.</p> <p>Paragraph 4.2.9 of the BGS Mineral Safeguarding guidance suggests that mineral safeguarding is not precluded by the presence of national and international environmental designations although in any case it is unlikely that any conflicting development would take place in such places.</p> <p>Paragraph 4.2.10 of the BGS guidance says that MPAs should define MSAs in urban areas beneath large regeneration projects.</p>

		<p>whether the proposed Mineral Safeguard Zones have taken account of areas already sterilised by other constraints such as Habitats Regulations SAC status or existing landfill deposits or built development etc. This is particularly relevant in respect of places like the Southworth Quarry Landfills and the Rixton Landfills etc,</p> <p>It is also unlikely to be meaningful to include existing built up areas in the proposed mineral safeguard area for sand and gravel unless the target mineral can be shown to be so thick as to leave a workable deposit after removal of material corrupted by the existing or former built development and services etc. (EG Callands, Hulme, Orford, Longford Westy, Paddington, Woolston etc.)</p>	
The Coal Authority	Question 2	The Coal Authority is pleased to see that the extent of the MSA for coal, as shown on Map 6, accords with our own records in respect of surface coal resource in Warrington. The Coal Authority therefore supports the extent of the MSA as proposed.	Noted.
Environment Agency	Question 3	No objection to the safeguarding of these 'minerals infrastructure' features. - No additional sites proposed.	Noted.
The Coal Authority	Question 3	Although the Coal Authority has no specific comments to make we do support the principle of safeguarding mineral infrastructure sites.	Noted.
Mineral Products Association	Question 3	[Referring to the temporary rail depot] It would be irresponsible not to safeguard this facility, temporary or not.	The site is operating with the benefit of PD rights and there is no planning consent. Therefore, it is not considered practical to safeguard.
Environment Agency	Question 4	It is not clear from the consultation document why 250m is considered an appropriate distance, or how it is anticipated that new development will 'sterilise' an existing permission, - but no objection in principle to this proposal.	Noted. The suggested 250m buffer is taken from the BGS guidance.

The Coal Authority	Question 4	The consultation document includes a buffer for shallow coal resource of 250m, although the Coal Authority has no specific buffer requirement when safeguarding surface coal resource we note that this distance accords with the guidance in the Mineral Safeguarding in England: Good Practice Guidance, dated 2011.	Noted.
Environment Agency	Question 5	No objection to the proposed exemptions.	Noted.
The Coal Authority	Question 5	Although the Coal Authority agrees with the majority of the exemptions proposed we do not generally support proposals to exclude the urban area from the requirements of the MSA. It is noted that it is proposed to define a size threshold, with sites under 5ha exempt. The Coal Authority does not consider with regard to surface coal resources that there is any justification for excluding the urban area from the safeguarding and the effect of sterilisation from a small development in a MSA can be significant. The extraction of coal can be successfully carried out on relatively small sites within urban areas in advance of development and the Coal Authority would therefore not wish to such areas excluded from the MSA. However, in the case of Warrington, we accept that the surface coal resource area is limited to the extreme north western corner of the LPA area and accordingly does not coincide with the urban area. In this particular instance therefore we would not object to the LPA's proposed exemptions.	Noted.

