

# Foreword

## Background

The 2004 planning reform introduced a new planning policy framework across the country. Furthermore Local Government reorganisation has resulted in the amalgamation of the 7 former Durham District and Borough Authorities with Durham County Council. As a result the new unitary council, Durham County Council as sole Local Planning Authority for County Durham, is preparing a new plan for the district known as the Local Development Framework. This new plan will transitionally replace the existing 9 adopted Local Plans. The new planning system made provision for the existing Local Plans to be 'saved' for an initial three year period. This is to ensure that they remained a material consideration for the determination of planning applications and to safeguard against a policy vacuum. This initial three year period ended on 27<sup>th</sup> September 2007. As the former Council's of County Durham were still in the early stages of preparing the new plan for their respective areas an application was made directly to the Secretary of State for Communities and Local Government to 'save' the Local Plan policies still considered necessary for a further three years. Each former Council's application was successful as a result directions were served on each Council confirming all policies to be saved and extending their life for a further three years. These policies can therefore continue to be used in the determination of planning applications. The remaining policies expired on 27<sup>th</sup> September 2007; they were effectively deleted on this date.

To make the application to the Secretary of State for Communities and Local Government, the Councils had to follow a strict protocol. The key considerations included whether the policies repeated or were contrary to national or regional planning policy, whether they contributed towards the overall development strategy for their areas and their contribution towards their respective Sustainable Community Plans. Any policies which did not meet the criteria could not be 'saved' beyond 27<sup>th</sup> September 2007.

To guide interested parties through the changes resulting from the direction and subsequent amalgamation of the former Councils of County Durham, the Council has prepared this simple, easy to use guide.

## How to use this guide

This guide, together with the Adopted Proposals Map (Adopted Proposals Maps can be viewed at [www.durham.gov.uk](http://www.durham.gov.uk)), should be used as the starting point to identify which policies are relevant to planning proposals and applications for a given geographical area within the County. For ease the chapters and policies identified in this document are in the same order as they appear in the relevant Local Plan. Next to each policy reference and title the status of that policy is clearly set out; colours have been used to differentiate between those policies which are 'saved' (Green) and those which have 'expired' (Pink).

For 'saved' policies:

- The full policy wording is identified;
- Readers are directed to the relevant page number of the Local Plan where the full policy justification can be viewed; and
- Where appropriate, key sections of national or regional policy have been identified to be used in conjunction with the policy.

For 'expired' policies:

- The appropriate action has been clearly identified. This usually directs the reader to a key piece of national or regional planning policy which has superseded the policy.

In addition to the above the following should be considered:

- Given the age of the Local Plans all 'saved' policies should be read in the context of national and regional planning policies, many of which post date the Local Plans. For a number of the 'saved' policies key sections of national and regional policy have been identified for the reader; it is important to note however that these references are intended as a starting point, additional national and regional policy may also be relevant; and
- It is also important to consider that new evidence (such as local housing need or play and recreation standards) has emerged since the Local Plan was adopted, considerable weight during the determination of planning applications.

## Waste

Ref	Local Plan Policy	Status
W1	<b>Best Practicable Environmental Option</b>	<b>EXPIRED</b>
	<p><b>ACTION:</b> Refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management and North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> policy 46. The requirement to demonstrate that proposals represent the Best Practicable Environmental Option has been superseded by the publication of <b>Planning Policy Statement 10</b> (PPS10) which incorporated the BPEO requirement into Sustainability Appraisal.</p> <p><b>AND:</b> Other requirements of Policy W1 relating to the waste hierarchy, regional self sufficiency and the proximity principle are also addressed in Policy W2 of <b>County Durham Waste Local Plan</b> which is proposed to be saved.</p>	
W2	<b>Need</b>	<b>SAVED</b>
	<p><b>POLICY:</b> Proposals for new waste development will be required to demonstrate that there is an established need for the facility. They should show that they would make a contribution to the implementation of the County's sustainable waste strategy, having regard to the capacity of the existing provision and to whether the facility would move the management of waste material up the waste hierarchy contribute to regional self-sufficiency and meet the proximity principle. Excessive provision which would result in the unnecessary importation of waste into County Durham will not be permitted.</p> <p><b>ALSO:</b> Refer to page 20 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 45 and 46 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	
W3	<b>Environmental Protection</b>	<b>SAVED</b>
	<p><b>POLICY:</b> Proposals for new waste development will be required to demonstrate that the natural and built environment and the living conditions of local communities will be protected and where possible enhanced.</p> <p><b>ALSO:</b> Refer to page 21 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 2 and 8 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	
W4	<b>Location Of Waste Management Facilities</b>	<b>SAVED</b>
	<p><b>POLICY:</b> Proposals for new waste management facilities will be determined having regard to the following criteria:</p> <ul style="list-style-type: none"> <li>i) the environment and local amenity is adequately protected;</li> <li>ii) the location minimises the environmental impacts of transporting waste;</li> <li>iii) opportunities to integrate waste management facilities with other facilities or developments which will benefit from the recovery of materials or energy have been identified and taken advantage of;</li> <li>iv) opportunities have been identified to extend or develop existing waste management facilities or develop new facilities alongside existing facilities where this would bring environmental benefits;</li> <li>v) opportunities have been identified to develop new facilities where they would bring environmental benefits such as on appropriately located previously used or derelict land or former mineral workings; and</li> <li>vi) the safe and free flow of traffic on the highway networks affected by the facility shall be safeguarded.</li> </ul> <p><b>ALSO:</b> Refer to page 22 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 46 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	

W5	<b>Safeguarding Sites</b>	<b>SAVED</b>
<p><b>POLICY:</b> Existing sites in use for waste development (including sewage and water treatment sites) and proposed major sites for waste development should be safeguarded and protected from development which would prejudice their use for waste management. The County Council will oppose proposals for development within or in proximity to these sites where the proposed development would prevent or prejudice the use of the site for waste development.</p> <p><b>ALSO:</b> Refer to page 24 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 46 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>. <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> refers to “sufficient and timely provision” of facilities. The Companion Guide to PPS10 also stresses the need to integrate planning for sustainable waste management with other areas of spatial planning.</p>		
W6	<b>Design</b>	<b>SAVED</b>
<p><b>POLICY:</b> New buildings for waste management uses should be carefully sited and designed to complement the location and existing topography. Landscape proposals should be incorporated as an integral part of the overall development of the site. Where appropriate, the opportunity should be taken to illustrate best practice by incorporating sustainable design principles in new building, using recycled materials wherever possible.</p> <p><b>ALSO:</b> Refer to page 28 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to paragraph 36 of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>. Refer to Policy 8 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p> <p><b>AND:</b> Refer to Building-In Sustainability.</p>		
W7	<b>Landscape</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for waste developments which would result in the loss of important landscape features or which would have a significant adverse effect on the character of the landscape will not be permitted. In determining applications for waste developments, the waste planning authority will have regard to the potential of waste developments to restore or enhance landscape character.</p> <p><b>ALSO:</b> Refer to page 28 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> policies 2 and 31.</p>		
W8	<b>North Pennines AONB</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for waste developments in or adjacent to the North Pennines AONB will be subject to the most rigorous examination. Proposals will not be permitted except in exceptional circumstances and where it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) there is an overriding national need for the development which cannot be met at an alternative, less sensitive site, and which is sufficient to outweigh the need to conserve the character of the area;</li> <li>b) the proposal will not have a detrimental effect on the special character of the area;</li> <li>c) the proposal is in the public interest;</li> <li>d) high environmental standards are maintained; and,</li> <li>e) where appropriate, the site is restored within an acceptable timescale.</li> </ul> <p>Additionally all proposals will be required to demonstrate that more sustainable options for waste management, further up the waste hierarchy have been investigated and found not to be feasible.</p> <p><b>ALSO:</b> Refer to page 30 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p>		

	<b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 8 and 31.	
<b>W9</b>	<b>Areas of High Landscape Value and Heritage Coast</b>	<b>SAVED</b>
	<p><b>POLICY:</b> Proposals for waste developments in Areas of High Landscape Value and the Heritage Coast will be given the most careful consideration. Proposals will only be permitted where it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) there is a need for the development, having regard to the Proximity Principle, BPEO and operational requirements, which cannot be met from an alternative, less sensitive site;</li> <li>b) the proposals will not have an unacceptable detrimental effect on the special character and quality of the area;</li> <li>c) high environmental standards will be maintained; and</li> <li>d) where appropriate, the site is restored within an acceptable timescale.</li> </ul> <p>Additionally all proposals will be required to demonstrate that more sustainable options for waste management, further up the waste hierarchy have been investigated and found not to be feasible.</p> <p><b>ALSO:</b> Refer to page 31 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2 and 31. Also refer to Annex E (c) of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>	
<b>W10</b>	<b>Green Belt (Waste Development)</b>	<b>SAVED</b>
	<p><b>POLICY:</b> Proposals for waste development within the North Durham Green Belt will be determined as follows:</p> <ul style="list-style-type: none"> <li>A) the erection of new buildings, plant or machinery will be considered to be inappropriate development and will not be permitted except: <ul style="list-style-type: none"> <li>i) at existing sewage treatment works within the Green Belt where development can be achieved by infilling, would maintain openness and would not conflict with the purposes of including land within the Green Belt; or</li> <li>ii) small scale landfill gas collection and associated power generation facilities which neither affect the visual amenity of the Green Belt nor prejudice or significantly delay the reclamation of the site.</li> </ul> </li> <li>B) the deposit of waste for the restoration of mineral voids will only be permitted where it maintains the openness of the Green Belt and does not conflict with the purposes of including land within it. In all instances high environmental standards must be maintained and the site should be restored within an acceptable timescale.</li> <li>C) the re-use of a building will only be permitted within the Green Belt where: <ul style="list-style-type: none"> <li>i) the proposal does not have a materially greater impact than the present use on the openness of the Green Belt or the purposes of including land within it;</li> <li>ii) strict control is exercised over the extension of re-used buildings, and over any associated uses of land surrounding the building;</li> <li>iii) the buildings are of permanent and substantial construction, and capable of conversion without major or complete reconstruction; and</li> <li>iv) the form, bulk and general design of the buildings are in keeping with their surroundings.</li> </ul> </li> </ul> <p>In considering all applications for waste development regard will be given to the application of the proximity principle and the availability of suitable alternative sites outside the Green Belt. In all cases the visual amenities of the Green Belt should not be injured by reason of siting, design or materials.</p> <p><b>ALSO:</b> Refer to page 32 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 2.1(c); and 33.</p>	

W11	<b>Nature Conservation (European)</b>	<b>EXPIRED</b>
<p><b>ACTION:</b> Refer to <b>Planning Policy Statement 9: Biodiversity and Geological Conservation</b> and the accompanying advice in the joint <b>ODPM (6/2005)</b> and <b>DEFRA (01/2005)</b> circular Biodiversity and Geological Conservation – Statutory Obligations and their Impact within the Planning System.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 2: Green Belt</b> and paragraph 3 of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>		
W12	<b>Nature Conservation (National)</b>	<b>EXPIRED</b>
<p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 8 and 33. Refer to paragraph 8 of <b>Planning Policy Statement 9: Biodiversity and Geological Conservation</b>.</p>		
W13	<b>Nature Conservation (Local Designations)</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development likely to have an adverse effect on a Local Nature Reserve, a County Wildlife/Geological Site or a Regionally Important Geological/Geomorphological Site, will not be permitted unless the reasons for the development clearly outweigh the harm to the substantive nature of the conservation value of the site.</p> <p><b>ALSO:</b> Refer to page 36 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> See <b>Planning Policy Statement 9: Biodiversity and Geological Conservation</b> which advises that 'Criteria-based policies should be established in local development documents against which proposals for any development on, or affecting, such sites will be judged.'</p> <p><b>AND:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 2.1(c); and 33.</p>		
W14	<b>Nature Conservation (Wildlife Corridors)</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development should seek to preserve the nature conservation value of defined wildlife corridors by maintaining their integrity and continuity. Where possible, waste development should contribute to their nature conservation value through appropriate reclamation and management.</p> <p><b>ALSO:</b> Refer to page 37 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 2.1(c); 8(j); 9, 9.6(a); and 33.</p>		
W15	<b>Nature Conservation (Protected Species)</b>	<b>EXPIRED</b>
<p><b>ACTION:</b> Protected species are protected through primary legislation, such as the <b>Badgers Act 1992; the Wildlife and Countryside Act 1981</b> as amended; the <b>Conservation (Natural Habitats, &amp;c.) (Amendment) Regulations 2007</b> and the Habitats Directive, etc.</p> <p><b>AND:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2 and 33.</p>		
W16	<b>Nature Conservation (Ancient Woodland)</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development which would have a significant adverse impact on areas of ancient woodland will not be permitted.</p> <p><b>ALSO:</b> Refer to page 37 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 8 (g) of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>		



W17	<b>Nature Conservation (Minimisation Of Adverse Impact)</b>	<b>SAVED</b>
<p><b>POLICY:</b> All proposals for waste development should incorporate appropriate measures to ensure that any adverse impact on the nature conservation interest of the site is minimised. In considering proposals for waste development regard will also be had to:</p> <ul style="list-style-type: none"> <li>a) opportunities to enhance existing and create new areas of nature conservation interest;</li> <li>b) the need to conserve features of local nature conservation value; and</li> <li>c) species and habitats identified in the County Durham Biodiversity Action Plan.</li> </ul> <p><b>ALSO:</b> Refer to page 37 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> See Paragraph 12 of <b>Planning Policy Statement 9: Biodiversity and Geological Conservation</b> which refers to 'avoiding or repairing the fragmentation of natural habitats through policies in plans'. Refer to Policy 8 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>		
W18	<b>Listed Buildings</b>	<b>SAVED</b>
<p><b>POLICY:</b> There will be a presumption in favour of the preservation of Listed Buildings. Proposals for waste developments which would result in the demolition, alteration with adverse impact, damage or other adverse change to the special character or setting of a listed building will not be permitted unless it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) there are no alternative sites available; and,</li> <li>b) there are imperative reasons of over-riding public interest sufficient to outweigh the loss of or damage to the special architectural or historic interest of the building and/or its setting.</li> </ul> <p><b>ALSO:</b> Refer to page 39 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> See Paragraph 12 of <b>Planning Policy Statement 9: Biodiversity and Geological Conservation</b> which refers to 'avoiding or repairing the fragmentation of natural habitats through policies in plans'. Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>		
W19	<b>Conservation Areas</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for waste development which would have an adverse effect on a Conservation Area will only be permitted where it can be demonstrated that there are no alternative sites available and that there is an overriding need for the development which outweighs the importance of preserving the character and setting of the Conservation Area.</p> <p><b>ALSO:</b> Refer to page 39 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 15: 'Planning and the Historic Environment'</b> and Annex E of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p> <p><b>AND:</b> Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>		
W20	<b>Durham Cathedral and Castle World Heritage Site, Historic Battlefields and Historic Parks and Gardens</b>	<b>SAVED</b>
<p><b>POLICY:</b> Where proposals for waste development are within, adjacent to, or otherwise likely to affect Durham Castle and Cathedral World Heritage Site, sites included on the national and local Registers of Historic Battlefields, and Parks and Gardens of Special Historic Interest, they will only be permitted where:</p> <ul style="list-style-type: none"> <li>a) they would not involve the loss of features considered to form an integral part of the special historic character, landscape setting or appearance of the heritage asset; and</li> <li>b) they would not otherwise detract from the interpretation, enjoyment, layout, design character, appearance or setting of the heritage asset.</li> </ul> <p>When determining planning applications, special consideration will be given to matters of design, including landscaping, visual impact, and views both to and from the designated area, in order to conserve its character and setting.</p>		

	<p><b>ALSO:</b> Refer to page 40 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 15: Planning and Historic Environment</b> and Annex E of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p> <p><b>AND:</b> Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	
<b>W21</b>	<p><b>Archaeology</b></p> <p><b>POLICY:</b> Where there is reason to believe that important archaeological remains may exist within or in the vicinity of the site of a proposed waste development, developers will be required to provide an archaeological assessment and field evaluation prior to the determination of the planning application.</p> <p><b>ALSO:</b> Refer to page 41 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 16: 'Archaeology and Planning'</b>.</p> <p><b>AND:</b> Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	<b>SAVED</b>
<b>W22</b>	<p><b>Archaeology</b></p> <p><b>POLICY:</b> Where nationally important archaeological remains, whether scheduled or not, and their settings are affected by a proposed waste development there will be a presumption in favour of their preservation in situ. Proposals for waste development that would have an adverse effect on regionally important archaeological remains will only be permitted where the need for the development outweighs the importance of retaining the site intact and no other suitable locations are available.</p> <p><b>ALSO:</b> Refer to page 41 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 16: 'Archaeology and Planning'</b>.</p> <p><b>AND:</b> Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	<b>SAVED</b>
<b>W23</b>	<p><b>Archaeology</b></p> <p><b>POLICY:</b> Where the preservation of archaeological remains in situ is not appropriate, planning permission will not be granted unless satisfactory provision has been made for the excavation and recording of the remains.</p> <p><b>ALSO:</b> Refer to page 41 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Guidance 16: 'Archaeology and Planning'</b>.</p> <p><b>AND:</b> Refer to Policies 2, 8 and 32 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p>	<b>SAVED</b>
<b>W24</b>	<p><b>Rights of Way</b></p> <p><b>POLICY:</b> Waste development will be permitted where it can be demonstrated that there will be no significant adverse impact upon the recreational value of the countryside, and in particular facilities such as the local path network, country parks and picnic areas. Adequate arrangements will be required for the continued use of public rights of way and permissive paths such as railway walks both during and after waste development, either by means of existing or diverted routes.</p> <p><b>ALSO:</b> Refer to page 42 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to Policy 7 of <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>.</p> <p><b>AND:</b> Refer to Public Rights of Way Strategy?</p>	<b>SAVED</b>

W25	<b>Agricultural Land</b>	<b>SAVED</b>
<p><b>POLICY:</b> When considering proposals for waste development the waste planning authority will take account of the overall effect on the quality of agricultural land in the area. Proposals that would impact upon, or lead to the loss of high quality (best and most versatile) agricultural land will be strongly resisted. Where a development will result in the loss of agricultural land, it will only be permitted where there is a need for the development which cannot be met on previously developed sites and on land within the boundaries of existing urban areas; Where development of agricultural land is unavoidable the use of areas of poorer quality land will be preferred to land of higher quality, except where other sustainability considerations indicate otherwise.</p> <p><b>ALSO:</b> Refer to page 42 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>		
W26	<b>Water Resources</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for waste development which does not involve landfill or landraise will not be permitted unless it can be demonstrated that there will be no significant adverse impact or significant deterioration to:</p> <ul style="list-style-type: none"> <li>a) the quality of surface or groundwater resources; and</li> <li>b) the flow of surface or groundwater at or in the vicinity of the site.</li> </ul> <p><b>ALSO:</b> Refer to page 45 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>. Policy 2 and Policy 34. Refer to Annex E of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>		
W27	<b>Landfill/Landraise And Groundwater Vulnerability</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for landfill and landraise will not be permitted in Groundwater Source Protection Zone I. For other parts of the County, a risk assessment of a level of detail appropriate to the site's location, its hydrogeology and the nature of the wastes should accompany each planning application. Unless it demonstrates that active long-term site management is not essential to prevent long-term groundwater pollution, proposals for landfill and landraise will not be permitted on or in a Major Aquifer, or within Groundwater Source Protection Zones II or III, or below the water table in any strata where the groundwater provides an important contribution to river flow or other sensitive surface waters.</p> <p><b>ALSO:</b> Refer to page 45 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>. Policy 2 and 34. Refer to Annex E of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>		
W28	<b>Flood Risk</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for new waste development will not be permitted in flood risk areas unless it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) there is no alternative option available in a lower risk flood zone;</li> <li>b) there will be no unacceptable risk from flooding;</li> <li>c) there will be no unacceptable increase in the risk of flooding elsewhere, as a result of the development; and,</li> <li>d) appropriate measures exist or can be carried out to manage and minimise the risk of flooding.</li> </ul> <p><b>ALSO:</b> Refer to page 47 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2, 3, and 35. Refer to <b>Planning Policy Statement 25: Development and Flood Risk</b>.</p>		



W29	<b>Modes of Transport</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development will be required to incorporate measures to minimise transportation of waste. A Transport Assessment shall be produced in support of all proposals for waste development which is likely to have significant transport implications. The Transport Assessment will be required to show, where practicable, that full consideration has been given to the transport of waste by rail and through pipelines.</p> <p><b>ALSO:</b> Refer to page 48 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 57.</p>		
W30	<b>Modes of Transport</b>	<b>SAVED</b>
<p><b>POLICY:</b> Planning permission will not be granted for any development which would reduce the potential for the use of the following rail connections for the transport of waste materials and by-products:</p> <ul style="list-style-type: none"> <li>a) Bishop Auckland - Eastgate;</li> <li>b) Ferryhill - Cornforth - Raisby Quarry;</li> <li>c) Thrislington Quarry; and</li> <li>d) The Leamside Line.</li> </ul> <p><b>ALSO:</b> Refer to page 49 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 57.</p>		
W31	<b>Environmental Impact of Road Traffic</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development will only be permitted if:</p> <ul style="list-style-type: none"> <li>a) traffic estimated to be generated by the development can be accommodated safely on the highway network and the amenity of roadside communities is protected;</li> <li>b) the strategic highway network can be safely and conveniently accessed; and</li> <li>c) the impact of traffic generated by the development on local and recreational amenity is otherwise acceptable.</li> </ul> <p><b>ALSO:</b> Refer to page 49 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>		
W32	<b>Planning Obligations for controlling environmental impact of road traffic</b>	<b>SAVED</b>
<p><b>POLICY:</b> In granting planning permission for waste development, planning conditions will be imposed and planning obligations or other legal agreements sought, to cover the following matters, insofar as they fairly and reasonably relate to the proposed development:</p> <ul style="list-style-type: none"> <li>a) the routing of traffic to and from the site;</li> <li>b) highway improvements or maintenance;</li> <li>c) the prevention of the transfer of mud, dust, litter or release of smoke onto the public highway by measures including the provision of wheel cleaning facilities, suitably metalled access roads and the sheeting of laden vehicles;</li> <li>d) access to and from the site and the provision of on-site turning, parking, loading and unloading areas; and</li> <li>e) the means of transporting material within the site, or between different parts of the same working area.</li> </ul> <p><b>ALSO:</b> Refer to page 51 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>		

W33	<b>Protecting Local Amenity</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste development will be required to incorporate suitable mitigation measures to ensure that any harmful impacts from the following sources are kept to an acceptable level:</p> <ul style="list-style-type: none"> <li>a) pollution by noise, odour, litter, vermin and birds, dust and mud;</li> <li>b) visual intrusion;</li> <li>c) traffic and transport; and</li> <li>d) subsidence and landslip.</li> </ul> <p><b>ALSO:</b> Refer to page 52 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policies 2 and 8. Refer to paragraph 29 of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>		
W34	<b>Site Management</b>	<b>SAVED</b>
<p><b>POLICY:</b> In considering planning applications for landfill and landraise the waste planning authority will require the applicant to demonstrate that their technical and financial capabilities are sufficient to undertake the proposed reclamation and aftercare of the site in accordance with an agreed scheme of planning conditions. The waste planning authority will ensure that adequate safeguards are in place, which may include appropriate mutual funds operated through the industry, or other means, including an escrow account or financial bond, to ensure that any breach of planning conditions, with regard to the restoration and after-care of the site, can be remedied without additional public cost.</p> <p><b>ALSO:</b> Refer to page 54 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>		
W35	<b>Cumulative Impact</b>	<b>SAVED</b>
<p><b>POLICY:</b> In considering proposals for waste development the cumulative impact of the following will be taken into account:</p> <ul style="list-style-type: none"> <li>a) existing waste development in the area;</li> <li>b) waste development with planning permission, including proposals not yet started;</li> <li>c) past waste development in the area;</li> <li>d) current planning applications for waste development in the area;</li> <li>e) other non-waste activities in the area.</li> </ul> <p>Permission will not be granted where the cumulative impact exceeds that which would be acceptable if produced from a single site under the relevant policies of this plan.</p> <p><b>ALSO:</b> Refer to page 56 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter. Refer to paragraphs 7.37-38 of the <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> companion Guide.</p>		
W36	<b>Locations for Waste Recovery Facilities</b>	<b>SAVED</b>
<p><b>POLICY:</b> Unless it can be clearly demonstrated that any environmental impacts can be effectively mitigated by alternative means, proposals for new or the expansion of existing waste management facilities (with the exception of landfill) should be fully contained within well designed buildings or enclosed structures appropriate to the technology or process, appropriate in scale and character to their surroundings.</p> <p><b>ALSO:</b> Refer to page 65 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 8. Refer to paragraphs 37-38 of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b>.</p>		

<b>W37</b>	<b>Household Waste Recycling Centres</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for Household Waste Recycling Centres will be permitted where they help achieve a network of facilities accessible to centres of population and where they can be satisfactorily located:</p> <ul style="list-style-type: none"> <li>a) on land identified for general industrial use; or</li> <li>b) on previously developed land in sustainable locations; or</li> <li>c) as part of an existing waste management facility.</li> </ul> <p><b>ALSO:</b> Refer to page 69 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W38</b>	<b>Waste Transfer Stations</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for Waste Transfer Stations and Materials Recovery Facilities will be permitted where it can be demonstrated that the development will assist the efficient collection and recovery of waste materials, and they can be satisfactorily located:</p> <ul style="list-style-type: none"> <li>a) on land identified for general industrial use ; or</li> <li>b) on previously developed land in sustainable locations; or</li> <li>c) as part of an existing waste management facility; or</li> <li>d) where the proposal forms part of an integrated waste management facility.</li> </ul> <p>Provision will be made for new waste transfer facilities in Teesdale and Wear Valley.</p> <p><b>ALSO:</b> Refer to page 69 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b>. Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W39</b>	<b>Waste Recycling</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for the recovery and recycling of inert waste materials, including construction and demolition waste, will be permitted, provided that they can be satisfactorily located:</p> <ul style="list-style-type: none"> <li>a) at existing waste transfer stations; or</li> <li>b) on land identified for general industrial uses; or</li> <li>c) on previously developed land in sustainable locations; or</li> <li>d) at existing landfill or mineral sites (see Minerals Local Plan Policy M5) where it can be demonstrated that the use will not unduly prejudice the agreed reclamation timescale for the site.</li> </ul> <p>Temporary developments may be acceptable in conjunction with construction developments where the material is recycled and re-used on site.</p> <p><b>ALSO:</b> Refer to page 71 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 45 and 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W40</b>	<b>End of Life Vehicles</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for waste management facilities which handle, process, transfer or store scrap or abandoned vehicles or other scrap metal will be permitted:</p> <ul style="list-style-type: none"> <li>a) provided they can be satisfactorily located on land identified for general industrial use or on previously developed land in sustainable locations; or</li> <li>b) where they form part of an integrated waste management facility on an existing waste management site.</li> </ul>		

**ALSO:** Refer to page 72 of the **County Durham Waste Local Plan (April 2005)** for full policy justification.

**ACTION:** Refer to **North East of England Regional Spatial Strategy to 2021 (adopted 2008)** Policy 46. Also refer to **Planning Policy Statement 10 Planning for Sustainable Waste Management** paragraphs 20-21 and its Companion Guide, paragraph 7.36.

**W41 Indoor Composting** **SAVED**

**POLICY:** Proposals for the development of indoor composting schemes, including small scale community composting schemes, will be permitted where they:

- a) form part of an integrated waste management facility; or
- b) can be satisfactorily located on general industrial sites or on previously developed land in sustainable locations; or
- c) involve the re-use of appropriate rural buildings, or small scale extensions, or small scale new build, as part of farm diversification.

**ALSO:** Refer to page 73 of the **County Durham Waste Local Plan (April 2005)** for full policy justification.

**ACTION:** Refer to **North East of England Regional Spatial Strategy to 2021 (adopted 2008)** Policy 46. Also refer to **Planning Policy Statement 10: Planning for Sustainable Waste Management** paragraphs 20-21 and its Companion Guide, paragraph 7.36.

**W42 Outdoor Composting** **SAVED**

**POLICY:** Proposals for outdoor composting schemes, including small scale community composting schemes, will be permitted where they can be satisfactorily located:

- a) on previously developed land in sustainable locations; or
- b) on existing areas of hardstanding such as disused airfields or farmyards; or
- c) where they form part of an integrated waste management facility; or
- d) where they form part of a reclamation proposal which makes beneficial use of the composted material, and
- e) the processing of waste remains ancillary and appropriate in scale to an existing primary use.

**ALSO:** Refer to page 73 of the **County Durham Waste Local Plan (April 2005)** for full policy justification.

**ACTION:** Refer to **North East of England Regional Spatial Strategy to 2021 (adopted 2008)** Policy 46. Also refer to **Planning Policy Statement 10: Planning for Sustainable Waste Management** paragraphs 20-21 and its Companion Guide, paragraph 7.36.

**W43 Aerobic and Anaerobic Digestion** **SAVED**

**POLICY:** Proposals for aerobic and anaerobic digestion plants which make a significant contribution to sustainable waste management in County Durham and which make the best practical use of by-products (soil improvers and recovered materials) will be permitted:

- a) where they can be satisfactorily located on land identified for general industrial uses or on previously developed land in sustainable locations; or
- b) where the proposal forms an integrated part of an existing waste management facility or sewage treatment plant.

**ALSO:** Refer to page 74 of the **County Durham Waste Local Plan (April 2005)** for full policy justification.

**ACTION:** Refer to **North East of England Regional Spatial Strategy to 2021 (adopted 2008)** Policy 46. Also refer to **Planning Policy Statement 10: Planning for Sustainable Waste Management** paragraphs 20-21 and its Companion Guide, paragraph 7.36.

W44	<b>Small Scale Aerobic And Anaerobic Digestion</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for small-scale aerobic and anaerobic digestion plants which make the best practical use of by-products will be permitted:</p> <ul style="list-style-type: none"> <li>a) on general industrial sites; or on previously developed land in sustainable locations; and</li> <li>b) where the processing of waste is appropriate in scale to an existing primary use of the site ; or</li> <li>c) where they involve the re-use of appropriate rural buildings and hard standings, including as part of farm diversification.</li> </ul> <p><b>ALSO:</b> Refer to page 74 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
W45	<b>Energy from Waste</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for the development of energy from waste facilities will be permitted where it can be demonstrated that they contribute to a sustainable waste management system for County Durham and:</p> <ul style="list-style-type: none"> <li>a) where they can be satisfactorily located on land identified for general industrial uses, or on previously developed land in sustainable locations; or</li> <li>b) where the proposal forms an integrated part of an existing permanent waste management facility. Proposals should be able to demonstrate that they: <ul style="list-style-type: none"> <li>i) generate useable electricity and heat; and</li> <li>ii) enable the recycling of bottom ash.</li> </ul> </li> </ul> <p><b>ALSO:</b> Refer to page 76 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
W46	<b>Landfill and Landraise</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for new landfill or landraise sites and extensions to existing sites which create new landfill capacity will only be permitted where it can be demonstrated that:</p> <ul style="list-style-type: none"> <li>a) they contribute to a sustainable waste management system for County Durham; and</li> <li>b) they represent the best practicable environmental option; and</li> <li>c) they satisfy an established need; and</li> <li>d) they achieve overall environmental benefits; or</li> <li>e) a proposal represents a small 'windfall' scheme which will secure the reclamation of registered contaminated or previously developed land within a short timescale or increase the nature conservation interest of a proposed site through the creation of new habitats, without creating a significant amount of new voidspace.</li> </ul> <p>Proposals for new landfill/landraising development in areas of groundwater vulnerability will not be permitted unless it can be demonstrated that it meets the terms of Policy W27.</p> <p><b>ALSO:</b> Refer to page 81 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		



<b>W47</b>	<b>Agricultural Land</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for development by landfill or landraise on agricultural land, which have the primary purpose of improving agricultural land quality, will only be permitted where it can be shown that:</p> <ul style="list-style-type: none"> <li>a) the quality of land will be improved and it cannot be improved by other more suitable methods; and</li> <li>b) the proposal represents the Best Practicable Environmental Option; and</li> <li>c) there is no unacceptable loss of amenity caused by the operations; and</li> <li>d) restoration of the site is not unduly delayed; and</li> <li>e) the materials used are inert.</li> </ul> <p><b>ALSO:</b> Refer to page 84 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W48</b>	<b>Energy from Landfill Gas</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for the generation of energy from landfill gas will be permitted where they contribute to the development of sustainable waste management.</p> <p><b>ALSO:</b> Refer to page 85 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W49</b>	<b>Incineration Without Energy Recovery</b>	<b>SAVED</b>
<p><b>POLICY:</b> Waste incineration without energy recovery will not be permitted unless it can be demonstrated that there is an overriding need for the facility that cannot be met from other facilities and it represents the Best Practicable Environmental Option.</p> <p><b>ALSO:</b> Refer to page 86 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W50</b>	<b>Mining of Waste</b>	<b>SAVED</b>
<p><b>POLICY:</b> The mining or excavation of waste will only be permitted where:</p> <ul style="list-style-type: none"> <li>a) it will provide a demonstrable benefit to the environment, human health and local amenity; or</li> <li>b) the waste is shown to be endangering human health or harming the environment; or</li> <li>c) removal of the waste is required to facilitate major infrastructure projects; and</li> <li>d) the proposals represent the Best Practical Environmental Option.</li> </ul> <p><b>ALSO:</b> Refer to page 86 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 46. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>		
<b>W51</b>	<b>Special and Clinical Waste</b>	<b>SAVED</b>
<p><b>POLICY:</b> Proposals for the handling, storage, treatment, processing, incineration or disposal of special or clinical waste will be permitted only if the applicant can demonstrate to the satisfaction of the Waste Planning Authority that there is an established need for the facility, that it represents the Best Practical Environmental Option, and that it can be satisfactorily located:</p> <ul style="list-style-type: none"> <li>a) where it forms an integral part of a major waste management facility; or</li> <li>b) within a medical or research institution which is generating the waste; or</li> </ul>		

	<p>c) on land identified for general industrial uses.</p> <p><b>ALSO:</b> Refer to page 89 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 47. Also refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36.</p>	
<b>W52</b>	<p><b>Sewage Treatment Works</b></p> <p><b>POLICY:</b> Proposals for new, or extensions to existing, sewage treatment works will be permitted where they represent the Best Practical Environmental Option and where:</p> <p>a) they are required to improve the treatment of sewage and waste water; or  b) they are required to improve discharge standards; or  c) they are required to provide increased treatment capacity.</p> <p>Prior to the development of new green field sites or extensions to existing sites priority should be given, where possible, to accommodating any additional development as infill development within the curtilage of existing STW sites. Additionally, proposals for recovery of sludge to produce beneficial end products will be encouraged where they can be located without significant adverse effects on local communities or the environment.</p> <p><b>ALSO:</b> Refer to page 90 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> paragraphs 20-21 and its Companion Guide, paragraph 7.36. <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>	<b>SAVED</b>
<b>W53</b>	<p><b>Incineration Of Animal Carcasses</b></p> <p><b>POLICY:</b> Proposals for the development of incineration facilities for the disposal of animal carcasses will only be permitted where it can be demonstrated that:</p> <p>a) there is an established need for the facilities; and  b) they contribute to a sustainable waste management system for County Durham; and  c) they represent the Best Practical Environmental Option.</p> <p>Where appropriate, proposals should produce electricity and useable heat.</p> <p><b>ALSO:</b> Refer to page 92 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>	<b>SAVED</b>
<b>W54</b>	<p><b>Reclamation Conditions</b></p> <p><b>POLICY:</b> Planning applications for waste development should include proposals for the satisfactory reclamation of the site. Conditions will be imposed, and planning obligations or other legal agreements sought, to cover the following matters as necessary:</p> <p>a) the submission of further detailed reclamation proposals at specified stages in the development;  b) the phased reclamation of waste operations where appropriate in order to ensure that the period over which land is out of beneficial use is kept to a minimum;  c) the stripping, storage, replacement and management of any topsoil, subsoil and soil making material in good condition for ultimate restoration;  d) the installation of drainage systems;  e) the contouring and grading of restored land;  f) a programme of after-care following the completion of restoration including, where appropriate, provision for long term management;  g) the removal of buildings, plant, structures, machinery and hardstanding used in connection with the waste operations after the completion of operations; and  h) the mitigation of any adverse traffic impact due to site reclamation activity; and  i) any other matters necessary to ensure the satisfactory reclamation of the site.</p>	<b>SAVED</b>

	<p><b>ALSO:</b> Refer to page 95 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 2.</p>	
<b>W55</b>	<p><b>After-Use</b></p> <p><b>POLICY:</b> All proposals for the after-use of waste management sites shall have particular regard to the following:</p> <ul style="list-style-type: none"> <li>a) the impact on the amenity of local communities and opportunities for their enhancement;</li> <li>b) the impact on landscape character and opportunities for improvements to the landscape;</li> <li>c) impacts on the cultural and built environment;</li> <li>d) the quality of agricultural land;</li> <li>e) opportunities for the provision of sport and recreational facilities or public open space;</li> <li>f) opportunities for the enhancement and creation of features of nature conservation importance;</li> <li>g) opportunities for the creation of community woodlands;</li> <li>h) opportunities for the creation of new rights of way; and</li> <li>i) the likely traffic impact due to the after-use of the site.</li> </ul> <p><b>ALSO:</b> Refer to page 97 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> Refer to <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> Policy 2.</p>	<b>SAVED</b>
<b>W56</b>	<p><b>Legal Agreements</b></p> <p><b>POLICY:</b> The Waste Planning Authority will seek to secure a legal agreement between appropriate parties in order to ensure satisfactory control over waste development in terms of site development, operations, reclamation and aftercare, mitigation of off site impacts, off site landscaping and/or highway improvements, where such matters are beyond the scope of planning conditions.</p> <p><b>ALSO:</b> Refer to page 104 of the <b>County Durham Waste Local Plan (April 2005)</b> for full policy justification.</p> <p><b>ACTION:</b> <b>North East of England Regional Spatial Strategy to 2021 (adopted 2008)</b> does not address this matter.</p>	<b>SAVED</b>
<b>W57</b>	<p><b>Monitoring and Review</b></p> <p><b>ACTION:</b> Monitoring and review of the Plan's performance against objectives, in accordance with Paragraphs 39-41 of <b>Planning Policy Statement 10: Planning for Sustainable Waste Management</b> for Waste will be undertaken through the Annual Monitoring Report.</p>	<b>EXPIRED</b>
<b>W58</b>	<p><b>Thrislington Quarry</b></p> <p><b>POLICY:</b> Proposals for waste facilities at Thrislington Quarry will be permitted, provided that:</p> <ul style="list-style-type: none"> <li>a) there is first agreed a comprehensive scheme for integrating, phasing and managing those facilities with and alongside the extraction and processing of stone and sand from the quarry, including its expansion and/or progressive restoration; and</li> <li>b) comprehensive measures are established to protect groundwater, based on a satisfactory outcome of a risk assessment carried out in accordance with Policy W27; and</li> <li>c) it is demonstrated that there will be no direct or indirect adverse impact upon the integrity of Thrislington candidate Special Area of Conservation (that also comprises a Site of Special Scientific Interest and the Thrislington Plantation National Nature Reserve), unless those facilities can be justified and managed in accordance with Policies W11 and W12; and</li> <li>d) traffic generated by development can access the highway network safely and will not significantly increase the impact on those living locally; and</li> <li>e) individually and collectively, proposals also accord with all other policies in the Waste Local Plan.</li> </ul>	<b>SAVED</b>

**ALSO:** Refer to page 111 of the **County Durham Waste Local Plan (April 2005)** for full policy justification.

**ACTION:** Refer to **North East of England Regional Spatial Strategy to 2021 (adopted 2008)** Policy 46. Refer to paragraph 17 of **Planning Policy Statement 10: Planning for Sustainable Waste Management**.