

# Evidence Report

## Appendix 3:

# Safeguarding of Minerals and Waste Infrastructure and Resources

**Hertfordshire Minerals and Waste  
Local Plan 2040**

**Hertfordshire County Council**



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# 1. Introduction

- 1.1. Hertfordshire County Council is reviewing its adopted Minerals Local Plan, Waste Local Plan and supporting documents. These comprise the following documents (with adoption date):
  - Minerals Local Plan Review (March 2007)
  - Minerals Consultation Areas SPD (November 2007)
  - Waste Core Strategy and Development Management Policies DPD (November 2012)
  - Waste Site Allocations DPD (July 2014)
  - Employment Land Areas of Search SPD (November 2015)
- 1.2. The documents listed above are to be replaced by a single Minerals and Waste Local Plan (MWLP) covering the period to 2040. The new MWLP will set the overall spatial framework and development management policies for sustainable minerals and waste management development in Hertfordshire.
- 1.3. This Evidence Report provides an overview of and response to the main issues raised during the Regulation 18 consultation relating to the Minerals and Waste Local Plan Draft Plan Appendix 3: Safeguarding of Minerals and Waste Infrastructure and Resources.

## 2. Document Context

- 2.1. The purpose of Appendix 3: Safeguarding of Minerals and Waste Infrastructure and Resources is to provide guidance for applicants in the consideration of minerals and waste infrastructure and mineral resources as part of the planning application process.
- 2.2. Policy 4: Site Safeguarding and Consultation Areas and Policy 5: Minerals Safeguarding Areas within the Minerals and Waste Local Plan create a requirement for the consideration of these assets and their protection from incompatible development.
- 2.3. The guidance should be used by applicants where development proposals fall within Site Safeguarding Areas (SSA), Site Consultation Areas (SCA) or Mineral Safeguarding Areas (MSA). The guidance also creates a framework for assessment should the proposal fall within these areas.

### 3. Minerals & Waste Local Plan Policy

3.1. The Draft Minerals and Waste Local Plan was published for a Regulation 18 public consultation from 22 July to 31 October 2022. During the consultation period, members of the public, industry and other bodies were invited to comment on the Plan and its appendices.

### 4. Main Issues Raised

4.1. During the Regulation 18 consultation, 2 representations were made in relation to this document. The main points of these are summarised below:

- a) It is suggested that applicants should be encouraged to engage in pre-application engagement with an SSA operator.
- b) The following amendments are suggested to the appendix:
  - ‘2.15.CAAs are required to **at minimum** include the following information ...’.
    - **Identification of pre-existing conditions, such as background noise and lighting and where relevant ensuring baseline assessments have captured all activity within the SSA.**
    - **Confirmation of pre-application consultation/engagement with the minerals infrastructure operator to demonstrate a full understanding of the existing and potential future operation of the site – including specifically: hours of operation, level of activity and likely sources of noise or disturbance.**
- c) The following additional paragraph is suggested to the appendix:
  - **Site Orientation**  
**2.23 Sites can be designed in such a way that sensitive elevations, windows to habitable rooms, balconies and other amenity spaces are orientated away from the SSA boundary.**

4.2. The council’s response to the main issues is as follows:

- a) The Council accepts the suggestion and appropriate wording will be added to the Appendix
- b) The council agrees and will make the necessary changes to the Appendix
- c) The council agrees and will make the necessary changes to the Appendix

### 5. Conclusion

5.1. This Evidence Report demonstrates the main issues raised to this supporting document to the emerging Minerals and Waste Local Plan. It also summarises how the council has addressed those issues within the Regulation 19 consultation.

- 5.2. Any representations received on this section at the Regulation 19 consultation stage will be submitted alongside the Local Plan to the Secretary of State as part of the examination process.
  
- 5.3. This Evidence Report was written to support the Proposed Submission Plan (Regulation 19) consultation. This report forms part of the Regulation 22 statement, as set out by the Town and Country Planning (Local Planning) (England) Regulations 2012.