

Report to	Planning Committee
Date	11 April 2019
By	Director of Planning
Title of Report	Update on the progress of the Review of the Hampshire Minerals and Waste Plan (2013)
Purpose of Report	To update Planning Committee on progress and agree the Review timetable

Recommendation:

The Committee is asked to recommend that the NPA agree:

- 1. The decision that an update to the Hampshire Minerals & Waste Plan (2013) is not required at this time, but that a further Review will begin in 2020**
- 2. That a summary of the review process and the decisions be consolidated and published on the SDNPA website as the '2018 Review of the Hampshire Minerals & Waste Plan'.**
- 3. A programme of on-going engagement with interested parties commences following publication of the '2018 Review'**

1. Introduction and Summary

- 1.1** The Hampshire Minerals and Waste Plan 2013 (HMWP) was prepared by the South Downs National Park Authority (SDNPA) in partnership with the Hampshire Authorities (Hampshire County Council, New Forest National Park Authority, Portsmouth City Council, Portsmouth City Council).
- 1.2** The National Planning Policy Framework (2018) requires that Local Plans should be reviewed to assess whether they require updating at least once every five years¹. The HWMP was adopted in October 2013 and therefore a Review was required to be undertaken in 2018.
- 1.3** A recent update to the Planning Practice Guidance suggests that if a local planning authority decides not to update their policies, they should publish the reasons within 5 years of the adoption date of the plan².

¹ https://assets.publishing.service.gov.uk/government/uploads/system/uploads/attachment_data/file/740441/National_Planning_Policy_Framework_web_accessible_version.pdf

² Planning Practice Guidance (Paragraph: 051 Reference ID: 61-051-20180913) (Revision date: 13 09 2018): <https://www.gov.uk/guidance/plan-making>

- 1.4 Each Authority involved in the preparation on the HWMP must publish the decision.
- 1.5 Following an assessment of how each policy has performed so far in the lifetime of the HWMP, the Authorities are proposing to undertake a Review of the HWMP in 2020.
- 1.6 The purpose of this paper is to provide a summary of the assessment process and to ask the Committee to agree that the full assessment be published in due course. The Planning Committee is asked to agree that a further Review should take place in 2020. The 2018 Review Assessment document will be published once all the partner Authorities have agreed the process through their respective organisations.
- 1.7 A copy of the Report prepared by officers at HCC for their Executive Member for Transport and Environment provides more detail of the assessment that was undertaken and is appended to this Report (**Appendix I**).

2. Findings of the Review

- 2.1 The Review assesses each policy to determine its effectiveness based on the data contained within the relevant Monitoring Reports³ produced since the adoption of the Plan. Each policy was provided with a RAG (Red, Amber or Green) Monitoring Summary to determine how it has performed against the relevant monitoring indicator. The Hampshire Minerals & Waste Plan contains 34 policies. Of these, seven policies were initially categorised as 'Monitoring shows some issues to be reviewed' (Amber) and seven as 'Monitoring shows issues to be reviewed and may need to be addressed' (Red). The remaining 20 policies were categorised as 'Monitoring shows no issues' (Green).
- 2.2 The Development Management policies (Policies 1 – 14) which control the impacts of development are considered to be working effectively with only one Amber and one Red rating amongst them. Policy 14 (Community benefits) was categorised as Red. This is because implementation of this policy has highlighted that it does not relate directly to work done by the Minerals and Waste Planning Authority (MWPA); instead it refers to bilateral agreements that do not include the MWPA. Should the Plan be updated, it is considered that this policy could be removed and support for community benefits provided in the supporting text of Policy 1.
- 2.3 The assessment of Waste Policies concluded:
 - In general, the waste forecasts have been relatively accurate;
 - Landfill capacity is identified as not meeting the forecasted need, however, Policy 32 allows for additional landfill capacity and there is also reserve capacity
- 2.4 The assessment of Mineral Policies concluded:
 - The landbank and permitted reserves of all sand and gravel, silica sand and brick-making clay are not meeting their required levels. However, review of the mineral supply policies has highlighted that these do not exclude further development proposals to come forward and would be supported where a shortfall in supply is identified. The policies are considered to be flexible and enable development, where required;
 - The allocations in the HWMP are coming forward (relatively to the timescales set out in the HMWP) as well as unplanned opportunities; and
 - The landbank is being affected by a delay in decision-making through planning applications which is not the result of policy.
- 2.5 One of the key issues in the Review for the SDNPA is the issue of a declining landbank for soft sand across the region. The SDNPA is currently working closely with East Sussex, West Sussex and Kent to understand the implications for our Plan Areas. Wider discussion leading to a Position Statement is taking place at a regional level through the South East England Aggregate Working Party (SEAWP). The Hampshire Authorities are involved in this work and the Position Statement will inform the 2020

³ Hampshire Minerals & Waste Plan – Monitoring Reports (2013-2017):
<https://www.hants.gov.uk/landplanningandenvironment/strategic-planning/hampshire-mineralswaste-plan>

3. Next Steps and Timetable

- 3.1 The findings of the Review along with the decision on updating the HMWP need to be published⁴ and it is proposed to do this by making the '2018 Review of the Hampshire Minerals & Waste Plan' public as soon as possible.
- 3.2 It is proposed that a further Review is conducted in 2020. The '2020 Review' will begin with a workshop for stakeholders in late 2019.
- 3.3 No documents will be published or actions taken until all the partner Authorities have agreed the approach through their respective decision making processes.

4. Other Implications

Implication	Yes/No
Will further decisions be required by another committee/full authority	Yes. If Planning Committee agree the recommendation it will require further consideration by the NPA. A full Review and Update of the HMWP will be undertaken again at a later date and this will return to PC and NPA for approval as appropriate.
Does the proposal raise any Resource implications?	The cost of preparing the HMWP is shared on a proportional basis by the joint Hampshire Authorities. The costs for all joint waste and minerals planning work in Hampshire are reviewed on a yearly basis.
Has due regard been taken of the South Downs National Park Authority's equality duty as contained within the Equality Act 2010?	Due regard, where relevant, has been taken of the South Downs National Park Authority's equality duty as contained within the Equalities Act 2010. An Equality Impact Report (EIR) was prepared by HCC to support the Review Assessment.
Are there any Human Rights implications arising from the proposal?	The HMWP has been considered in light of statute and case law and any interference with an individual's human rights is considered to be proportionate to the aims sought to be realised.
Are there any Crime & Disorder implications arising from the proposal?	It is considered that the proposal does not raise any crime and disorder implications.
Are there any Health & Safety implications arising from the proposal?	It is considered that the proposal does not raise any health and safety implications.
Are there any Sustainability implications based on the 5 principles set out in the SDNPA Sustainability Strategy: 1. Living within environmental limits 2. Ensuring a strong, healthy and just society	A Sustainability Appraisal (SA/SEA) was prepared to inform the preparation of the HMWP 2013. Any full review that takes place will be subject to SA/SEA.

⁴ Planning Practice Guidance (Paragraph: 051 Reference ID: 61-051-20180913) (Revision date: 13 09 2018): <https://www.gov.uk/guidance/plan-making>

3. Achieving a sustainable economy 4. Promoting good governance 5. Using sound science responsibly	
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5. Risks Associated with the Proposed Decision

Risk	Likelihood	Impact	Mitigation
The Review assessment is out of date and not adequate	Low	High	The Authorities plan to start a process of full review later in 2019/2020.

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Appendices	I. Hampshire Mineral & Waste Plan Review Committee Report
SDNPA Consultees	Legal Services; Chief Finance Officer; Monitoring Officer; Director of Planning
External Consultees	None
Background Documents	Appendix A: HCC Report of the Director of Economy, Transport and Environment to the Executive Member for Environment and Transport, November 2018