

# HAMPSHIRE COUNTY COUNCIL

## Executive Decision Record

<b>Decision Maker:</b>	Cabinet
<b>Date:</b>	22 July 2013
<b>Title:</b>	Hampshire Minerals and Waste Plan
<b>Reference:</b>	4965
<b>Report From:</b>	Director of Economy, Transport and Environment

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### 1. The decision:

- (a) To note that the Inspector's Report has been received and his conclusion that with the main modifications identified in his report, the Hampshire Minerals and Waste Plan (HMWP) meets the criteria for soundness and may therefore be adopted.
- (b) To recommend that the County Council adopts the HMWP which incorporates the main modifications identified in the Inspectors Report, as outlined in appendix 1 of the report, and the additional modifications as outlined in appendix 3.
- (c) To recommend that the County Council adopts the HMWP as a basis for its development management activities with immediate effect.
- (d) To recommend that authority is delegated to the Director of Economy, Transport and Economy to undertake all necessary steps to secure the process of statutory adoption including the publication of formal notices on the adoption of the Plan.
- (e) To note that the HMWP will supersede the Hampshire Minerals and Waste Core Strategy (2007) and the 'saved' policies from the Hampshire Minerals and Waste Local Plan (1998) as set out in Appendices 4 and 5 of the report.

### 2. Reasons for the decision:

- 2.1. The County Council, as Minerals and Waste Planning Authority, has a statutory duty to plan for minerals and waste development.
- 2.2. The County Council has worked in partnership with Southampton City Council, Portsmouth City Council, the New Forest National Park Authority

and the South Downs National Park Authority to prepare the Hampshire Minerals and Waste Plan which enables the delivery of sustainable minerals and waste development to 2030 in Hampshire.

- 2.3. Plan preparation has taken place over a number of years and involved several stages of public consultation. The Plan was formally submitted to the Secretary of State for Public Examination, in 2012, in accordance with the prescribed plan-making process. Public hearings were held in June 2012 and March 2013. Modifications to the submission plan were proposed following the first stage of public hearings and following County Council and partners approval, these were also subject to public consultation between the two stages of public hearings.
- 2.4. The Planning Inspector issued his Report on the soundness of the HMWP at the end of May 2013. The Inspector's overall conclusion was that the Plan as submitted in February 2012 had a number of deficiencies in relation to soundness and/ or legal compliance for the reasons set out in his Report and he recommended non adoption of the Plan as submitted in February 2012. However, the Inspector recommended that the partner authorities incorporate the proposed modifications outlined in his report to make the Plan sound and/or legally compliant and therefore capable of adoption.
- 2.5. The Plan must therefore be amended in accordance with the recommendations of the Inspectors Report. The Plan can then be considered to be sound and suitable for adoption by Full Council. The other partner authorities will also need to resolve to adopt the Plan before adoption can formally take place.
- 2.6. The HMWP will supersede the Hampshire Minerals and Waste Core Strategy (2007) and the saved policies of the Hampshire Minerals and Waste Local Plan (1998) once it has been adopted.
- 2.7. The HMWP links to the corporate objectives on maximising well-being and enhancing our quality of place.

### **3. Other options considered and rejected:**

- 3.1. The partner authorities can only adopt a sound Plan or abandon the current plan and start the plan making process again. Without implementing the recommended modifications in the Inspectors Report, the Plan would not be sound and the Hampshire Authorities would not be able to adopt the Plan. Therefore, the HMWP can only be adopted in accordance with the Inspectors Report, provided the main modifications identified in the report are incorporated.

### **4. Conflicts of interest:**

- 4.1. Conflicts of interest declared by the decision-maker: None.

4.2. Conflicts of interest declared by other Executive Members consulted: None.

5. Dispensation granted by the Conduct Advisory Panel: none.

6. Reason(s) for the matter being dealt with if urgent: not applicable.

7. Statement from the Decision Maker:

<b>Approved by:</b>	<b>Date:</b>
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<b>Chairman of the Cabinet Councillor R. Perry</b>	

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