

RELEVANT PLANNING POLICIES

WILTSHIRE AND SWINDON STRUCTURE PLAN 2016

MEETING THE NEED FOR MINERALS

MSP1 A CONTRIBUTION TO MEETING LOCAL, REGIONAL AND NATIONAL NEEDS FOR MINERALS WILL BE MAINTAINED AT A LEVEL WHICH IS APPROPRIATE TO THE NATURE AND EXTENT OF THE PLAN AREA'S MINERAL RESOURCES AND WHICH WOULD NOT GIVE RISE TO UNACCEPTABLE IMPACTS.

MINERAL DEVELOPMENTS AND ASSOCIATED DEVELOPMENT WHICH WOULD HAVE SIGNIFICANT ADVERSE EFFECTS ON THE ENVIRONMENT WILL BE RESISTED, UNLESS THE NEED FOR THE PARTICULAR MINERAL IS OVERRIDING.

ENCOURAGEMENT WILL BE GIVEN TO THE EFFICIENT USE OF ALL MINERALS AND MAXIMISING THE USE OF SECONDARY AND RECYCLED AGGREGATES WHEREVER PRACTICABLE, TO REDUCE THE NEED FOR MINERAL EXTRACTION.

RESTORATION OF MINERALS SITES

MSP3 LAND USED FOR MINERALS EXPLORATION OR WORKING OR FOR ASSOCIATED PLANT OR BUILDINGS SHOULD BE RESTORED AT THE EARLIEST OPPORTUNITY TO A STATE WHICH WILL PRESERVE OR ENHANCE THE OVERALL QUALITY OF THE ENVIRONMENT AND WHICH IS SUITABLE FOR A BENEFICIAL AFTER-USE APPROPRIATE TO THE LOCATION, IN PARTICULAR:

- (i) THE AGRICULTURAL POTENTIAL OF ANY AREA OF BEST AND MOST VERSATILE AGRICULTURAL LAND SHOULD BE MAINTAINED OR ENHANCED BY RESTORATION OF THE SITE AND
- (ii) WHERE APPROPRIATE, RESTORED LAND SHOULD BE SUBJECT TO A PERIOD OF AFTERCARE.

PROVISION OF AGGREGATES

MSP5 THE MINERAL PLANNING AUTHORITIES WILL SEEK TO:

5. MAINTAIN A LANDBANK FOR SAND AND GRAVEL IN ACCORDANCE WITH GOVERNMENT GUIDANCE. IN DOING SO, SEPARATE LANDBANKS WILL BE MAINTAINED FOR SOFT SAND AND SHARP SAND AND GRAVEL; AND
6. IDENTIFY PREFERRED AREAS, AREAS OF SEARCH AND SITE SELECTION CRITERIA FOR THE EXTRACTION OF SOFT SAND AND SHARP SAND AND GRAVEL IN THE MINERALS LOCAL PLAN, BASED ON THE SUB-REGIONAL APPORTIONMENT AS AGREED BY THE REGIONAL AGGREGATES WORKING PARTY, TO ENSURE THE MAINTENANCE OF THESE LANDBANKS.

PROVISION OF ADEQUATE WASTE FACILITIES

W3 PROVISION FOR AN ADEQUATE NETWORK OF WASTE MANAGEMENT FACILITIES SHOULD BE MADE HAVING REGARD TO:

- (1) MEETING THE WASTE MANAGEMENT NEEDS OF THE PLAN AREA
- (2) THE PROXIMITY OF THE FACILITIES TO THE SOURCE OF THE WASTE
- (3) MAKING A CONTRIBUTION, WHERE APPROPRIATE, TOWARDS ACHIEVING REGIONAL SELF SUFFICIENCY
- (4) ACHIEVING THE BEST PRACTICABLE ENVIRONMENTAL OPTION

GENERAL ENVIRONMENTAL CRITERIA

W4 PROPOSALS FOR WASTE MANAGEMENT FACILITIES SHOULD HAVE REGARD TO EFFECTS ON LOCAL AMENITIES, NEARBY LAND USES, LANDSCAPE, THE NATURAL AND HISTORIC ENVIRONMENT, TRAFFIC GENERATION, WATER RESOURCES, POLLUTION AND RESTORATION AND AFTERCARE OF THE SITE.

ADOPTED WILTSHIRE AND SWINDON WASTE LOCAL PLAN 2011

POLICY 1 - SUSTAINABLE WASTE MANAGEMENT AND BPEO

TO ASSIST IN ACHIEVING SUSTAINABLE WASTE MANAGEMENT AND THE BPEO, PLANNING APPLICATIONS FOR WASTE MANAGEMENT PROPOSALS MUST DEMONSTRATE TO THE SATISFACTION OF THE WPAS THAT THEY HAVE HAD REGARD AS APPROPRIATE TO THE NEED TO:

- (A) CONTRIBUTE TO AN ADEQUATE AND INTEGRATED NETWORK OF WASTE MANAGEMENT FACILITIES;
- (B) MEET LOCAL AND NATIONAL WASTE MANAGEMENT TARGETS AND TAKE FULL ACCOUNT OF THE PLAN'S WASTE HIERARCHY BY MAXIMISING OPPORTUNITIES FOR WASTE ELIMINATION, REDUCTION, RE-USE, RECYCLING/COMPOSTING AND ENERGY RECOVERY IN THAT ORDER OF PRIORITY;

- (C) REDUCE CONSUMPTION OF, AND EFFICIENTLY USE, PRIMARY RESOURCES;
- (D) MINIMISE THE DISTANCE WASTE HAS TO BE TRANSPORTED;
- (E) MAXIMISE OPPORTUNITIES FOR TRANSPORTING WASTE BY RAIL OR WATER;
- (F) PROTECT AND WHERE REQUIRED ENHANCE ENVIRONMENTAL, ECONOMIC, SOCIAL AND COMMUNITY ASSETS;
- (G) OPTIMISE THE USE OF PREVIOUSLY DEVELOPED OR USED LAND OR BUILDINGS;
- (H) CONFORM TO THE PRECAUTIONARY PRINCIPLE.

POLICY 2 - THE NEED FOR WASTE DEVELOPMENT AND REGIONAL SELF SUFFICIENCY

WASTE MANAGEMENT PROPOSALS WILL ONLY BE PERMITTED WHERE:

- (A) THERE IS A DEMONSTRATED NEED TO CATER FOR WILTSHIRE AND SWINDON'S WASTE ARISING; OR
- (B) THERE IS A NEED TO MEET A DEMONSTRATED CROSS BOUNDARY REQUIREMENT, WHICH ACCORDS WITH THE PROXIMITY PRINCIPLE, AND TO PROVIDE FOR WASTE ARISING WITHIN THE PLAN AREA; OR
- (C) IN THE CASE OF LANDFILL, THE DEVELOPMENT IS NEEDED FOR OPERATIONAL OR RESTORATION PURPOSES; AND WHERE THE NEED FOR THE DEVELOPMENT OUTWEIGHS ANY MATERIAL PLANNING OBJECTIONS.

POLICY 6 - ENVIRONMENTAL PROTECTION, HUMAN HEALTH, AND AMENITY AND TRANSPORT

PROPOSALS FOR NEW AND/OR EXTENDED WASTE MANAGEMENT FACILITIES WILL ONLY BE PERMITTED WHERE IT CAN BE DEMONSTRATED THAT THERE WILL BE NO SIGNIFICANT ADVERSE IMPACT ON THE ENVIRONMENT, HUMAN HEALTH OR AMENITY. A HIGH STANDARD OF DESIGN WILL BE REQUIRED AND APPLICANTS WILL NEED TO DEMONSTRATE IN THEIR APPLICATION THAT THEIR PROPOSALS FULFIL THE FOLLOWING REQUIREMENTS:

- (A) SAFEGUARDING THE AMENITY AND CHARACTER OF ANY NEARBY DWELLINGS, SETTLEMENTS AND OTHER NEARBY, SENSITIVE LAND USES, INCLUDING URBAN GREEN SPACES, AND THE COUNTRYSIDE. IN ADDITION WASTE MANAGEMENT DEVELOPMENT SHOULD NOT IMPEDE THE IMPROVEMENT OF ADJOINING AREAS OF DEGRADED ENVIRONMENT;
- (B) HIGH QUALITY DESIGN OF THE SITE, BUILDINGS, STRUCTURES AND ACCESS ROADS, TO ACHIEVE AN ACCEPTABLE VISUAL IMPACT ON THE SURROUNDING AREA;
- (C) THE CONTROL OF NOISE AND LIGHT EMISSIONS AND THEIR IMPACT ON EXISTING OR COMMITTED NOISE OR LIGHT SENSITIVE DEVELOPMENT OR AREAS;

- (D) THE CONTROL OF AIR EMISSIONS, INCLUDING SMELL AND DUST;
- (E) THE NEED TO AVOID THE CREATION OF CONTAMINATED LAND;
- (F) CONTROL OF THE IMPACTS OF TRAFFIC MOVEMENT ON LOCAL COMMUNITIES, SENSITIVE AREAS AND THE HIGHWAY NETWORK, INCLUDING MAKING THE BEST AND MOST EFFICIENT USE OF STRATEGIC AND LOCAL LORRY ROUTES. WHERE APPROPRIATE, APPLICATIONS SHOULD BE ACCOMPANIED BY A TRANSPORT ASSESSMENT WHICH ADDRESSES THE IMPACT ON THE ROAD NETWORK OF TRAFFIC GENERATED BY THE PROPOSED DEVELOPMENT;
- (G) PROTECTION OF THE BEST AND MOST VERSATILE AGRICULTURAL LAND;
- (H) PROTECTION AND WHERE APPROPRIATE ENHANCEMENT OF THE WATER ENVIRONMENT, INCLUDING PROTECTION OF GROUNDWATER, WATERCOURSES AND OTHER SURFACE WATER, THE AVOIDANCE OF FLOOD RISK AND THE EFFICIENT USE OF WATER;
- (I) PROTECTION AND WHERE APPROPRIATE ENHANCEMENT OF ANY AFFECTED DESIGNATED SITES OF NATURE CONSERVATION, HABITAT AND BIODIVERSITY, LANDSCAPE, COUNTRYSIDE, ARCHAEOLOGICAL AND/OR CULTURAL HERITAGE IMPORTANCE, INCLUDING LISTED BUILDINGS AND CONSERVATION AREAS, TAKING INTO ACCOUNT THE OBJECTIVES OF THE DESIGNATIONS;
- (J) PROTECTION OF OTHER FEATURES IDENTIFIED AS BEING IMPORTANT FOR BIODIVERSITY, AND ANY RARE AND PROTECTED SPECIES;
- (K) PROTECTION OF IMPORTANT LOCAL LANDSCAPES;
- (L) PROTECTION OF THE SETTINGS OF LISTED BUILDINGS, CONSERVATION AREAS AND SCHEDULED MONUMENTS;
- (M) PROTECTION OF OTHER IMPORTANT ARCHAEOLOGICAL REMAINS, PARKS AND GARDENS OF HISTORIC INTEREST AND THE ROUNDWAY DOWN BATTLEFIELD;
- (N) PROTECTION OF OTHER RECREATIONAL, CULTURAL AND TOURISM ASSETS;
- (O) THE SAFEGUARDING OF RIGHTS OF WAY;
- (P) THE SAFEGUARDING OF CANAL AND RAILWAY ROUTES WHERE THEIR RE-USE MAY BE ACHIEVABLE.

POLICY 8 - RESTORATION AND AFTERCARE OF SITES

PLANNING PERMISSION FOR WASTE MANAGEMENT DEVELOPMENT WHERE REINSTATEMENT IS REQUIRED WILL ONLY BE GRANTED IF:

- (A) THE PROPOSALS PROVIDE FOR SATISFACTORY RESTORATION OF THE SITE AT THE EARLIEST PRACTICABLE OPPORTUNITY TO AN APPROPRIATE LANDFORM AND LANDSCAPE CHARACTER CAPABLE OF SUPPORTING A BENEFICIAL AFTER-USE; AND
- (B) WHERE APPROPRIATE, A SCHEME OF AFTERCARE FOR THE SITE IS PROVIDED.

POLICY 19 - EXTENSIONS TO EXISTING LANDFILL SITES

EXTENSIONS TO EXISTING LANDFILL SITES WILL ONLY BE PERMITTED WHERE THE APPLICATION DEMONSTRATES TO THE SATISFACTION OF THE WPAS THAT THE PROPOSAL:

- (A) IS NECESSARY FOR OPERATIONAL OR RESTORATION PURPOSES;
- (B) PROVIDES FOR ON-SITE RECOVERY OF WASTE WHEREVER THIS WOULD ACHIEVE THE BPEO;
- (C) MAKES PROVISION FOR THE MANAGEMENT AND CONTROL OF THE GENERATION OF ANY LEACHATE AND LANDFILL GAS INCLUDING, WHERE APPROPRIATE, THE RECOVERY OF ENERGY FROM LANDFILL GAS; AND
- (D) COMPLIES WITH POLICIES 1, 2 AND 5 TO 10 OF THIS PLAN.

ADOPTED WILTSHIRE AND SWINDON MINERALS LOCAL PLAN 2001

POLICY 31 - RESTORATION

MINERALS DEVELOPMENT WILL ONLY BE PERMITTED WHEN THE PROPOSALS (INCLUDING THOSE FOR AMENDED WORKING AND RESTORATION) PROVIDE FOR THE SATISFACTORY RESTORATION OF THE SITE AT THE EARLIEST PRACTICABLE OPPORTUNITY TO AN APPROPRIATE LANDFORM AND LANDSCAPE CHARACTER, WHICH IS CAPABLE OF SUPPORTING A BENEFICIAL AFTER USE, IN ACCORDANCE WITH AN APPROVED SCHEME.

POLICY 34 - AGGREGATE LANDBANKS

STOCKS OF PERMITTED RESERVES OF CRUSHED ROCK, SHARP SAND AND GRAVEL AND SOFT SAND (LANDBANKS) WILL BE MAINTAINED THROUGHOUT THE PLAN PERIOD IN ACCORDANCE WITH GOVERNMENT GUIDANCE WHEN DEVELOPMENT PROPOSALS ACCORD WITH ALL OTHER RELEVANT POLICIES OF THIS PLAN.

POLICY 37 - THE WINNING AND WORKING OF SOFT SAND

PERMISSION FOR THE WINNING AND WORKING OF SOFT SAND WHERE MATERIAL PLANNING OBJECTIONS OUTWEIGH PLANNING BENEFITS WILL ONLY BE GRANTED WHEN EITHER:

1. THE DEVELOPMENT WILL MEET AN ACTUAL OR FORECAST SHORTFALL IN THE SOFT SAND LANDBANK BASED ON THE MEAN ANNUAL SOFT SAND PRODUCTION RATE DERIVED FROM THE RAWP APPORTIONMENT OF THE GOVERNMENT'S MOST RECENTLY APPROVED AGGREGATE FORECASTS, OR:
2. IT IS DEMONSTRATED THAT THE MINERAL IS REQUIRED FOR A PARTICULAR USE FOR WHICH EXISTING PERMITTED SOFT SAND RESERVES ARE NOT SUITABLE. IN ADDITION, ALL PROPOSALS FOR THE EXTRACTION OF SOFT SAND SHOULD COMPLY WITH THE PROVISIONS OF THE POLICIES IN CHAPTERS 2 AND 3 OF THIS PLAN.

POLICY 38 - EXTENSIONS TO SAND AND GRAVEL WORKINGS

NOTWITHSTANDING THE REQUIREMENTS OF POLICY 36, EXTENSIONS TO EXISTING SOFT SAND AND SHARP SAND AND GRAVEL WORKINGS WILL BE PERMITTED PROVIDED THAT EITHER:

1. THE DEVELOPMENT WILL MEET AN ACTUAL OR FORECAST SHORTFALL IN THE SOFT SAND OR SHARP SAND AND GRAVEL LANDBANK, OR:
2. THE MINERAL WOULD BE STERILISED IF PLANNING PERMISSION WERE NOT GRANTED, AND, IN ALL CASES THE PROPOSALS COMPLY WITH ALL OTHER RELEVANT POLICIES OF THIS PLAN.

NORTH WILTSHIRE LOCAL PLAN 2011

POLICY NE15 - THE LANDSCAPE CHARACTER OF THE COUNTRYSIDE

THE LANDSCAPE OF NORTH WILTSHIRE AND ITS LOCALLY DISTINCTIVE CHARACTERISTICS SHALL BE CONSERVED AND ENHANCED, DEVELOPMENT WILL BE PERMITTED IF IT DOES NOT ADVERSELY AFFECT THE CHARACTER OF AN AREA AND FEATURES THAT CONTRIBUTE TO LOCAL DISTINCTIVENESS.

DEVELOPMENT SHALL TAKE INTO ACCOUNT:

- (i) THE SETTING OF, AND RELATIONSHIP BETWEEN, SETTLEMENT AND BUILDINGS AND THE LANDSCAPE.
- (ii) THE PATTERN OF WOODLAND, TREES, FIELD BOUNDARIES, OTHER VEGETATION AND FEATURES.
- (iii) THE SPECIAL QUALITIES OF WATERCOURSES AND WATERBODIES AND THEIR SURROUNDINGS SUCH AS RIVER VALLEYS.
- (iv) THE TOPOGRAPHY OF THE AREA AVOIDING SENSITIVE SKYLINES, HILLS AND NOT DETRACTING FROM IMPORTANT VIEWS.

THE BEST AND MOST VERSATILE AGRICULTURAL LAND SHALL BE PROTECTED FROM NON-AGRICULTURAL DEVELOPMENT.