

GO-East

18 SEP 2007

38820 / CD4



JG

GOVERNMENT OFFICE
FOR THE EAST OF ENGLAND

Mrs Julie Greaves
Team Leader Minerals & Waste Policy
Hertfordshire County Council
County Development Unit
County Hall
Hertford
Herts SG13 8DN

Alex Plant
Development & Infrastructure
Eastbrook
Shaftesbury Road
Cambridge
CB2 8DF

Tel: 01223 372723
GTN: 3841 2723
Fax: 01223 372862
email: alex.plant@goeast.gsi.gov.uk

Website: <http://www.goeast.gov.uk>

14 September 2007

Dear Julie

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE PLANNING
AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN HERTFORDSHIRE WASTE LOCAL PLAN 1995-2005
(ADOPTED 1999)**

I am writing with reference to your application of 22 March 2007 applying for a direction under paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 in respect of policies in the Hertfordshire Waste Local Plan.

The Secretary of State's Direction (Schedule 1) is attached. Those policies not listed in the Direction will expire on 27th September 2007.

The Secretary of State's assessment of whether saved policies should be extended is based upon the criteria set out in Planning Policy Statement 12 and the Department for Communities and Local Government Protocol on saving policies.

The extension of saved policies listed in this Direction does not indicate that the Secretary of State would endorse these policies if presented to her as new policy. It is intended to ensure continuity in the plan-led system and a stable planning framework locally, and in particular, a continual supply of land for development.

Local planning authorities should not suppose that a regulatory local plan style approach will be supported in forthcoming Development Plan Documents. LPAs should adopt a positive spatial strategy led approach to DPD preparation and not seek to reintroduce the numerous policies of many local plans.

The exercise of extending saved policies is not an opportunity to delay DPD preparation. LPAs should make good progress with local development frameworks according to the timetables in their local development schemes. Policies have been extended in the expectation that they will be replaced promptly and by fewer policies in DPDs. Maximum use should be made of national and regional policy.

Following 27 September 2007 the extended policies should be read in context. Where policies were adopted some time ago, it is likely that material considerations, in particular the emergence of new national and regional policy and also new evidence, will be afforded considerable weight in decisions. In particular, we would draw your attention to the importance of reflecting policy in Planning Policy Statement 3 Housing and Strategic Housing Land Availability Assessments in relevant decisions.

Signed by the authority of the
Secretary of State



Alex Plant
Deputy Regional Director of Development & Infrastructure
Government Office for the East of England



**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE
PLANNING AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN HERTFORDSHIRE WASTE LOCAL PLAN
1995-2005 (ADOPTED 1999)**

The Secretary of State for Communities and Local Government in the exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Act 2004 directs that for the purposes of the policies specified in Schedule 1 to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by the authority of the
Secretary of State

A handwritten signature in black ink, appearing to read 'A. Plant', is written over the printed name.

*Alex Plant
Deputy Regional Director of Development & Infrastructure
Government Office for the East of England
14th September 2007*

SCHEDULE 1

POLICIES CONTAINED IN HERTFORDSHIRE WASTE LOCAL PLAN 1995-2005 (ADOPTED 1999)

- WLP1 Sustainable Development**
- WLP2 Need for waste management facilities**
- WLP3 Waste minimisation and new developments**
- WLP4 Waste disposal in engineered landfill sites**
- WLP5 Separation of waste at engineered landfill**
- WLP7 Re-use of waste arising from new development**
- WLP8 Use of recycled materials in new developments**
- WLP9 Temporary inert recycling facilities at demolition, dredging, construction and highways sites**
- WLP10 Waste separation and storage facilities at new residential and industrial uses**
- WLP11 Waste separation, storage and recycling facilities at major new development sites**
- WLP12 Areas of search for permanent facilities for use, recovery, recycling and transfer of waste**
- WLP13 Criteria for facilities for reuse, recovery, recycling and transfer of waste**
- WLP14 Green waste composting outside areas of search**
- WLP15 Anaerobic digestion outside areas of search**



WLP16	Use of land in the green belt
WLP17	Temporary inert waste and skip waste recycling facilities at landfill sites
WLP18	Safeguarding of sites for reuse, recovery, recycling or transfer of waste
WLP19	Criteria for waste to energy plants outside areas of search
WLP 20	Waste reduction facilities (including incineration)
WLP21	Disposal of waste by landfill
WLP22	Energy recovery from landfill
WLP23	Safeguarding of mineral void
WLP24	Land raising
WLP25	Handling, transfer, treatment, processing and disposal of difficult and special wastes
WLP26	Clinical Waste
WLP27	Clinical Waste Incinerators
WLP28	Treatment or Disposal of Waste Water (sewage)
WLP29	Scrap metal, including scrap vehicles
WLP30	Areas of search for waste transfer stations
WLP31	Criteria for waste by water transfer stations outside areas of search
WLP32	Chilterns Area of Outstanding Natural Beauty
WLP33	Landscape Intrusion
WLP34	Impact on landscape features of local importance
WLP35	Nature Conservation
WLP36	Impact on listed buildings, parks and gardens
WLP37	Archaeology



WLP38	Agricultural land
WLP39	Rights of Way
WLP40	Noise
WLP41	Surface water and groundwater resources
WLP42	Floodwater protection and risk of flooding
WLP43	Traffic
WLP44	Proximity of other land uses
WLP45	Standard and form of restoration
WLP46	Restoration, aftercare and after use

