

**Report for:** Cabinet – 22 January 2019

**Title:** Pre-Submission Consultation on the North London Waste Plan.

**Report**

**authorised by :** Helen Fisher, Interim Director for Housing Planning and Regeneration

**Lead Officer:** Matthew Patterson, matthew.patterson@haringey.gov.uk

**Ward(s) affected:** All

**Report for Key/**

**Non Key Decision:** Key

**1. Describe the issue under consideration**

- 1.1 The seven North London Boroughs of Barnet, Camden, Enfield, Hackney, Haringey, Islington and Waltham Forest (“the North London Boroughs”) are working together to produce the North London Waste Plan (‘NLWP’). The NLWP will cover the period 2017 to 2035 and, once adopted, it will form part of the statutory Development Plan for these areas.
- 1.2 The purpose of the NLWP is firstly to ensure there will be adequate provision of suitable land to accommodate waste management facilities of the right type, in the right place and at the right time up to 2035 to manage waste generated in North London; and secondly to provide policies against which planning applications for waste development will be assessed, alongside other relevant planning policies/guidance.

**2 Cabinet Member Introduction**

- 2.1 Every local authority has a statutory duty to have a plan that makes them self-sufficient in waste disposal. Haringey Council has decided to achieve this through a partnership with its 6 neighbouring boroughs.
- 2.2 We are again at an important stage in the production of the North London Waste Plan (NLWP) – Pre-submission publication. Since consultation on the Preferred Option draft was undertaken, borough officers and members from all seven authorities have been working collaboratively to resolve the complexities of planning for the management of north London’s waste alongside meeting our pressing need for additional housing and the regeneration of redundant or surplus industrial land.
- 2.3 The revised NLWP has properly engaged the county authorities that currently receive some of north London’s waste, fulfilling the Duty to Cooperate. It identifies sufficient designated employment areas suitable for the future provision of the waste facilities we need to manage the waste we generate in north London. The areas selected are the result of robust assessment and an acknowledgement that new facilities should not be concentrated in only one or

two boroughs. It also safeguards all existing waste facilities, ensuring that these continue to contribute towards managing north London's waste arisings.

- 2.4 Waste and recycling are issues that can raise passions. People are rarely keen to have their own waste processed or incinerated on their own doorsteps. This Council, along with our neighbouring boroughs, have to take a big picture view of how best to manage and dispose of the waste of just over 2 million Londoners.
- 2.5 This administration is comfortable that we are proposing a balanced plan, that takes on board conflicting agendas and priorities. As a result, the North London Waste Plan is a justified and robust waste policy document that Haringey Council should welcome and endorse.

### **3 Regulatory Committee Comments**

- 3.1 At the meeting of the Regulatory Committee on 18<sup>th</sup> October, a number of questions were raised by Councillors, many relating to concerns raised by way of deputation by the Pinkham Way Alliance regarding the inclusion of the Former Friern Barnet Sewage Works in the Plan. In response to these Officers clarified that a small part of this site is within Flood Zone 2, the majority was in Flood Zone 1. It was noted that the North London Waste Authority had not put forward any proposals regarding the type of facility that could be provided on this site at this time, and that if a site were to be delivered in Haringey, there would be an increase in employment, and of business rates paid to the Council. The Council would also look to secure a proportion of employment in the building and operation of the site for local people. On any site where removal of trees was proposed, they would be replanted elsewhere. The Council would always look to secure appropriate mitigation and improve biodiversity where possible.
- 3.2 After discussing the Plan, Councillor Ross proposed that the Regulatory Committee put to the Cabinet that Pinkham Way be removed from the list of identified sites. Councillor Cawley-Harrison seconded the proposal. The Chair moved a vote, and 6 members voted in favour of the recommendation and 5 against, it was therefore resolved that the report be recommended for consideration at Cabinet, with the request from the Regulatory Committee that Pinkham Way be removed from the list of identified sites. Paragraphs 6.33-6.42 of this report outlines Officers' comments and advice in regard to this request.

### **4 Recommendations**

- 4.1 Cabinet is asked to:
  - a) Note the recommendation from Regulatory Committee that Pinkham Way be removed from the list of identified sites in the NLWP. For the reasons set out in paragraphs 6.33-6.42 of this Report, Cabinet is asked not to accept the Committee's recommendation;
  - b) Recommend to Full Council:

i) the approval of the NLWP (set out in Annex 1) for publication, consultation and subsequent submission to the government as being ready for examination; and

ii) Agree that the Director of Housing Regeneration and Planning in consultation when appropriate with the Cabinet Member responsible for Planning, and in conjunction with the other north London boroughs, are authorised to submit appropriate changes to the NLWP in the run up to, and during, the public examination into the document, in response to objectors' submissions, requests from the Planning Inspector and any emerging evidence, guidance or legal advice.

## **5 Reasons for decision**

5.1 To enable the NLWP to progress to adoption, and to ensure the North London Boroughs have an adopted plan to manage waste arising in the area and to deal with planning applications for waste facilities.

## **6 Background**

6.1 In July 2015 Haringey council agreed that the draft NLWP should be published for consultation.

6.2 The draft NLWP ("the Draft Plan") consultation under Regulation 18 (preparation of local plan) of the Town and Country Planning (Local Planning)(England) Regulations 2012 took place over a nine week period during 30<sup>th</sup> July 2015 to 30<sup>th</sup> September 2015. The Draft Plan provided the first opportunity for stakeholders to make comments on the strategy for future waste management in North London, potential locations for new facilities across the area, and policies.

6.3 A total of 6,707 individuals were notified of the Draft Plan consultation and over 5,050 organisations and public bodies were notified. Notifications were sent to a total of 7,577 addresses to properties within a 150m radius of those sites and areas not designated as Strategic Industrial Land (SIL) or Locally Significant Industrial Sites (LSIS) in borough Local Plans.

6.4 Six public consultation days were held during the period 2<sup>nd</sup> September to 11<sup>th</sup> September 2015. Events took place in each North London Borough, with the exception of Camden and Islington for which a combined event was held in Camden. An additional meeting was held in Hackney about the Theydon Road area. Information about these events was included in the letter/email sent to individuals and organisations. Each consultation day included an afternoon workshop session which people were asked to register for in advance and an informal drop-in session in the evening.

6.5 A total of 213 representations were received. Additionally a petition with 1,067 signatures from the Pinkham Way Alliance was submitted objecting to the inclusion of the former Friern Barnet Sewage Works (Pinkham Way) site. An interim report on the draft NLWP consultation was published on the NLWP website.

## Results of consultation

- 6.6 There was general support for the draft aim, objectives and spatial strategy of the plan. Some textual changes were suggested including a stronger commitment to achieving net self-sufficiency.
- 6.7 The preferred approach for the Plan including maximised recycling and net self-sufficiency in a number of waste streams was on the whole supported by those in the field of waste planning. More information on the management and export for each type of waste was requested, particularly Construction, Demolition & Excavation waste and hazardous waste. It was also suggested that this section include more information about how the NLWP is reducing exports to landfill.
- 6.8 Around 70% (148) of the comments received were objections to sites and areas. The methodology for identifying new sites and areas was broadly supported. However a number of proposed sites and areas which have been assessed as potentially suitable for waste uses through the NLWP assessment criteria were not considered suitable by local residents and community groups. The main issues raised by residents related to the potential negative impacts of a waste facility in the local area, including traffic/congestion, suitability of roads and access, effect on biodiversity, flood risk, proximity to sensitive receptors and residential areas, concern over noise, smell, pollution, vermin etc. A number of objections by landowners and tenants were also received. One such site was the Pinkham Way site in Haringey which included a petition against the sites inclusion as mentioned above.
- 6.9 There was broad support for the policy setting assessment criteria for waste management facilities although a number of changes were suggested to strengthen requirements or for clarification. Competing views were received from residents who want strict controls on development alongside ambitious objectives, and the waste industry who consider some of the requirements in the policy too onerous.
- 6.10 There was strong support for the policy safeguarding existing sites. It was suggested that this policy could include expansions to existing facilities. There was general support for improving coverage of Re-use & Recycling Centres across North London with some suggestions about how the policy could be improved. New policies were suggested about incorporating recycling facilities in new development, waste water and landfill/landraising.

## How has the Draft Plan been changed?

- 6.11 The Boroughs have taken into account the consultation representations and the result of the further work in drawing up the proposed submission version of the plan. There was a delay in between Regulation 18 (preparation of a local plan) and Regulation 19 (publication of a local plan before submission to the Secretary of State) under the Town and Country Planning (Local Planning)(England) Regulations 2012 because of a pause in the work of bringing the plan forward following some concerns raised principally by Enfield Council.
- 6.12 In deciding which sites and areas to take forward, the North London Boroughs took into account a number of factors including national and regional policy, the

aims of the NLWP and consultation responses on the Draft Plan. Further work was undertaken to gather and assess any additional information on the proposed sites and areas received during the consultation or as a result of new data being published, for example sites and areas affected by Crossrail 2, groundwater, historic assets and proximity of sensitive receptors. In addition borough transport officers have undertaken broad brush highways assessments of the sites and areas. The selection of new sites and areas has been based on using a number of criteria to assess them and categorising them in order of their suitability.

- 6.13 The revised approach to new sites is to focus on existing, well-established industrial land, and areas which performed well against the assessment criteria, while achieving a better geographical spread. Details of the site appraisals are appended to this report. Research into recent new waste developments and their site area and throughput has found evidence of greater throughput on smaller site areas. This research has helped to reduce the need for new land in North London. It has been possible to reduce the number of new sites/areas identified in the Draft Plan, while maintaining flexibility and maximising the opportunities for waste to be managed as near to its source as possible. The list of new areas set out below is put forward for inclusion in the proposed submission NLWP because it includes the most suitable land with the best geographic spread.
- 6.14 The policies of the plan have been amended in line with the revised approach of the plan. Policy 1, which deals with existing waste sites states that if a waste site is redeveloped, the re-provision of the facility will be required in line with the spatial principle of the NLWP to get a better distribution of waste sites. Policy 3, which deals with windfall sites, introduces a sequential test whereby developers must demonstrate that no existing sites, or sites in the identified areas of search are available or suitable before being able to develop on a site not identified in the plan. Any development on a windfall site needs to take into account future development opportunities such as those in Opportunity Areas or as the result of Crossrail 2, West Anglia Mainline and four tracking. In policy 5, which deals with assessment criteria for waste developments, there has been a strengthening of amenity considerations around compatibility with neighbouring uses and there is more detail on cumulative impacts of waste development and effect on regeneration. The provision of jobs and training is also highlighted.
- 6.15 Further work has been done to estimate how much and what type of waste is likely to be exported to each waste planning authority area from North London during the plan period. This is to give greater certainty to the waste planning authorities who have been taking in waste from North London. The boroughs have been engaging with these authorities under the duty to cooperate and identifying if there are any barriers to these movements continuing. This has been done through inter-regional meetings and direct correspondence.

### **The revised policy context**

- 6.16 The boroughs have undertaken further work to ensure that the proposed submission plan takes account of changes to the London Plan and to the National Planning Policy Framework (NPPF) and is based on the most up to date evidence.

- 6.17 The boroughs have taken the time to consider the implications for waste planning of the development proposals in the NLWP area. Transport initiatives such as West Anglia Mainline, Four Tracking and Crossrail 2 run through the NLWP area and are intended to lever in further development around stations. The GLA has declared Opportunity Areas and Housing Zones, which have implications for existing and future waste management facilities. The draft London Plan introduces new targets for boroughs for managing waste and for housing.
- 6.18 In response, the boroughs have looked at widening the range of new land identified and achieving a better geographical spread across the boroughs, introducing a sequential approach to new waste management development and looking at opportunities for co-location in areas where other development is expected. The boroughs have undertaken a revised NLWP Data study to ensure the latest data is used and taking into account the revised apportionment of waste in the draft London Plan.

### **What is in the Draft Plan?**

- 6.19 The chosen approach to future waste management in North London is to reduce waste exports by identifying land for facilities to manage the equivalent of all Local Authority Collected Waste (LACW), Commercial and Industrial (C&I), Construction and Demolition waste (C&D), including hazardous waste, generated in North London, while recognising that some imports and exports will continue (net self-sufficiency). The NLWP plans to move waste up the waste hierarchy by diverting as much waste as possible away from disposal to landfill by identifying land suitable for recycling and recovery facilities.

#### *Existing sites*

- 6.20 The plan builds on the waste management capacity of existing waste sites. Existing waste sites are safeguarded for waste use in the London Plan and also through the NLWP. A change to the plan since consultation is that appropriate expansion or intensification of existing waste sites is encouraged. Existing sites in each borough are listed in appendix 1 of the plan

#### *Spatial principles*

- 6.21 The NLWP is underpinned by the following spatial principles:
- A. Make use of existing sites
  - B. Seek a geographical spread of waste sites across North London, consistent with the principles of sustainable development
  - C. Encourage co-location of facilities and complementary activities
  - D. Provide opportunities for decentralised heat and energy networks
  - E. Protect local amenity
  - F. Support sustainable modes of transport

#### *Targets*

- 6.22 The recycling and recovery targets built into the NLWP are as follows:

Waste stream	Target	2016 baseline
Local Authority Collected Waste	50% recycling for LACW by 2020	32%
Commercial and Industrial	70% recycling by 2020, 75% recycling by 2031 with 15% energy recovery from 2020	44%
Construction and Demolition Waste	95% recycling by 2020	73%
Biodegradable or recyclable waste	Zero biodegradable or recyclable waste to landfill by 2026	Not known

### Capacity gap

6.23 There is not enough capacity in North London to deal with the amount of waste projected. The capacity gap is identified by looking at the amount of different waste streams projected to need management at five yearly intervals and taking away the capacity that will exist at time for that waste stream. Based on assumptions regarding growth, achievement of recycling levels, net self-sufficiency in three waste streams in the Draft Plan, and the average size of facilities, the land take requirements for meeting net self-sufficiency for LACW, C&I and C&D is set out in the table below, with requirements for meeting London Plan apportionment set out in brackets:

Facility Type	Hectares				
	2018	2025	2030	2035	Total
Recovery (C&I/LACW)	1 (1)				1(1)
Recycling (C&I)	1(1)	1(1)		1	3(2)
Recycling (C&D)	0	0	2	0	2
Recycling (Hazardous)	2				2
Treatment HIC, CDE	1				1
<b>TOTAL land required in North London</b>	<b>5 (2)</b>	<b>1 (1)</b>	<b>2 (0)</b>	<b>1 (0)</b>	<b>9 (3)</b>

6.24 Most Local Authority Collected Waste is managed at the Edmonton EcoPark facility. The existing Edmonton facility will be replaced in 2025. The North London Waste Authority (NLWA) has received a Development Consent Order for a new Energy Recovery Facility with capacity of around 700,000 tonnes per annum to deal with all the residual waste under the control of the Authority from 2025 until at least 2050.

6.25 To meet higher recycling targets, there is a need for additional capacity for recycling for both LACW and C&I waste streams throughout the plan period. As many existing facilities can manage both waste streams, the need for recycling is combined.

6.26 The NLWP will identify sufficient land to manage the equivalent of all Construction and Demolition (C&D) waste arising in North London by 2035, while acknowledging that some exports will continue, particularly for Excavation waste. A total of 5 hectares of land will be required to facilitate this provision. Opportunities to re-use CD&E waste locally will be supported.

6.27 Another part of the capacity gap relates to hazardous waste. All the waste streams include some hazardous waste. Hazardous waste is managed in specialist facilities which have and depend on wide catchment areas for their economic feasibility. North London has a limited number of such facilities, mainly metal recycling and end of life vehicles, although other facilities are permitted and carry out management of hazardous waste as part of their regular operation. There remain gaps in provision. The areas identified in this plan have been assessed for their potential suitability for such facilities.

6.28 The North London Boroughs have estimated and consulted on future exports to landfill for each of the main recipients of North London's waste. A number of facilities in receipt of the Boroughs' waste sent for landfill are due to close during the NLWP plan period. The amount of waste affected by these closures has been identified. The Boroughs have established that there are both alternative sites and adequate void space in London, South East and East of England to take North London's estimated waste exports between 2017 and 2035.

*New areas suitable for waste management*

6.29 The NLWP no longer proposes any sites but identifies areas of search to meet future waste needs. The one site identified in the draft NLWP is a replacement site for the NLWA's facility in Hendon and is expected to receive planning permission shortly.

6.30 While a 'site' is an individual plot of land that will be safeguarded for waste use, an 'area' comprises a number of individual plots of land, for example, an industrial estate or employment area that is in principle suitable for waste use but where land is not specifically safeguarded for waste. The NLWP identifies a number of areas of search in which sites should become available within the plan period. It is considered that this amount of new land is sufficient to achieve a sound plan. The areas of search are not safeguarded and boroughs are not prevented from giving permission to non-waste uses in these areas. The area approach is more flexible for boroughs and developers. No areas of search are identified in Camden or Islington but waste development could still take place there under the windfall policy.

6.31 The following areas are identified:

Area Name	Area (ha)	Borough
Oakleigh Road	0.99	Barnet
Brunswick Industrial Park	3.9	Barnet
Mill Hill Industrial Estate	0.9	Barnet
Connaught Business Centre	0.9	Barnet
Eley's Estate	26.9	Enfield
Millfields LSIS	1.48	Hackney
Brantwood Road	16.9	Haringey
North East Tottenham	15.3	Haringey
Friern Barnet Sewage Works/ Pinkham Way	5.9	Haringey
Argall Avenue	26.41	Waltham Forest



6.32 An additional three areas are identified within the area of the London Legacy Development Corporation (LLDC) because they are the planning authority for small parts of Hackney and Waltham Forest. The boroughs cannot make planning allocations in their area but under the Memorandum of Understanding (MoU) that the boroughs have agreed with the LLDC, three areas have been identified as potentially suitable for waste use.

Area Name	Area (ha)	Borough
Bartrip Street	0.6	Hackney
Chapman Road (Palace Close)	0.33	Hackney
Temple Mill Lane	2.1	Waltham Forest

#### Friern Barnet Sewage Works/ Pinkham Way

6.33 It is mostly owned by the North London Waste Authority (“NLWA”). The site has a dual designation in the local plan as local employment land, recognising its former use as a sewage works and then landfill site, and as a Site of Importance for Nature Conservation (SINC), resulting from inactivity on the site over the past 20+ years. PW is also proposed to be designated as a site for waste planning purposes in the NLWP. The PWA have long campaigned against designation for potential waste management development of PW.

6.34 The Pinkham Way Alliance object to the site being allocated for potential waste use as they believe the site should not be classified as brownfield land / previously developed land, and that the employment designation is not justified. They assert the site should be classified as open space. The Regulatory Committee has recommended to Cabinet that it considers the Draft Plan with the request that Pinkham Way be removed from the list of identified sites. However, Cabinet is asked not to accept the Regulatory Committee’s recommendation for the following reasons.

6.35 The site, whether or not considered brownfield land, is underused land in the urban area identified in the development plan as being an employment area. Its only protective designation is as a SINC and the implications of this for waste management use have been taken fully into account in the site selection process.

6.36 The Site is not designated as open space nor does it have any policy designation protecting its open character. The Site lies outside the designated Metropolitan Land. There is nothing to indicate that it has any function as an area for physical recreation whether of a formal or informal nature as the site is fenced off, contaminated and unsafe. This would tend to indicate that it is not “open space” in the sense used in section 8 of the NPPF. The emphasis in paragraphs 96 and 97 of the National Planning Policy Framework is on accessible open space for recreational purposes and this site is clearly not accessible.

6.37 The NLWP is not the place to seek to challenge the employment area designation of the area. That is settled by the strategic policies and the SA DPD. The only issue for the NLWP is whether the identification of the site for waste management purposes is sound. Whilst the policy designation of the site is relevant, it has not been determinative in the selection of the site. The site is

under-used urban land of some local nature conservation value worthy of designation as a SINC. Against this must be weighed the sub-regional need for additional waste management facilities. It is therefore concluded that this site is justified in being selected as an area of search where a waste facility could be acceptable, subject to mitigating any impacts upon biodiversity.

- 6.38 The type of waste use that is acceptable on the Pinkham Way site is restricted to recycling, composting and waste transfer as set out in table 11 of policy 2 of the Draft Plan (page 67). Use as an incinerator or is specifically ruled out.
- 6.39 The North London Waste Authority has indicated that it does not have any current plans for the Pinkham Way site however any proposal would be smaller than previous proposed developments on the site. Whilst the whole of the Pinkham Way site is included in the area of search any planning application would need to be of a scale that protects the dual designation of the site as an employment area and as a SINC. There are a number of strong assessment criteria in NLWP policy 5 to enable the local planning authority to ensure that any waste development is well designed and its impacts are minimised.
- 6.40 It is considered appropriate for the Pinkham Way site to remain within the waste plan. The area has been assessed as suitable for waste management use provided that this is undertaken sensitively. It is needed as to ensure that adequate provision will be made to meet the need for waste management facilities and, therefore there is no justification for its removal from the plan.
- 6.41 It is a requirement under the NPPF and London Plan for boroughs to plan for waste management uses, not to produce a plan is not an option. If the Pinkham Way site was removed, all authorities would have to consider how to proceed. An alternative site would need to be found and it is considered that there is no alternative site. If Haringey were to withdraw from the joint plan it would need to produce its own plan and Officers consider that there are no alternative sites to put forward. Any plan that is progressed by Haringey alone would contain the same sites as currently proposed.
- 6.42 For the reasons set out in paragraphs 6.33 to 6.41 above, the plan has not been amended in line with Regulatory Committee's request.
- 6.43 On 11 December 2018 the Council received a letter of complaint from the PWA, which was copied to the Cabinet Members. A copy of the Council's response to the issues raised by the PWA in their letter of complaint is appended to this report at Appendix 5.

#### *Policies*

- 6.44 There are eight development management policies which cover the following areas:

1 Existing waste management sites

- 2 Locations for new waste management facilities
- 3 Windfall sites
- 4 Re-use and Recycling Centres
- 5 Assessment criteria for waste management facilities and related development
- 6 Energy recovery and decentralised energy
- 7 Waste water treatment works and sewage plant
- 8 Control of inert waste

### **Timetable**

6.45 The NLWP is going to boroughs for formal approval between October and December 2018. Consultation on the proposed submission version will begin in January 2019 with submission to the Secretary of State in the summer 2019. Hearings in the autumn 2019 and adoption in 2020. If any of the Borough's do not approve the NLWP this timetable will have to be revised.

## **7 Alternative options considered**

7.1 The Council could decide not to progress with the North London Plan. However as a Waste Authority the Council would still be obliged to produce a Waste Local Plan. This is a requirement stemming from Article 28 of the European Union (EU) Waste Framework Directive which states that all member states must prepare a Waste Management Plan. The National Waste Management Plan for England, supported by the National Planning Policy for Waste (NPPW), identify that the National Waste Management Plan will be supported by each WPA's Waste Local Plan and as such it is a statutory requirement to prepare this document.

7.2 Any Waste Plan must be prepared in line with the requirements of the Planning and Compulsory Purchase Act 2004, the Waste (England and Wales) Regulations 2011 and the Town and Country Planning (Local Planning) (England) Regulations 2012. Given the advanced stage of preparation of the NLWP, which has been a robust and sound process, and the delay in putting in place up to date waste management policies, a decision not to proceed with the NLWP would result in the Council needing to commence a Haringey only Waste Local Plan. This option has been rejected by officers as not being a reasonable alternative.

## **8 Contribution to strategic outcomes**

8.1 Waste planning can accord with the delivery of the majority of corporate objectives, as it will help the Council to manage waste in line with objectives to reduce, reuse and recycle which contribute to a cleaner, greener Borough, and to drive growth and employment through directing new waste facilities to appropriate employment locations. It assists in the delivery of priority 3 of the Corporate Plan: A Clean, well maintained and safe borough where people are proud to live and work.

**Statutory Officers comments (Chief Finance Officer (including procurement), Assistant Director of Corporate Governance, Equalities)**

**Finance**

- 8.2 The North London Boroughs Memorandum of Understanding (MoU) sets out the cost of the North London Waste Plan, and how it is shared equally among the seven boroughs who have all been involved in drawing up the budget.
- 8.3 The budget takes into account the cost of the consultants, the two members of staff employed by Camden as the lead borough for the various consultations and of the examination.
- 8.4 The estimated cost to each member borough is as shown in the table below:

	2018/19	2019/20	2020/21
Consultant additional	£54,185	£10,800	
Consultant original	£22,860	£87,535	
Programme Management	£120,540	£122,815	£39,342
Publicity	£26,478	£50,000	£20,250
Legal	£10,000	£44,000	£5,000
Examination		£135,000	
Total	£234,063	£450,150	£64,592
Per borough	£33,438	£64,307	£9,227

- 8.5 There is no specific budget set for this in the current year, but the cost will be paid from the consultancy budget, and compensated by additional planning income which has been included in the current budget forecast.
- 8.6 A specific budget for this will need to be set in the subsequent years, this will be paid for from planning income.

### **Procurement**

- 8.7 There are no procurement implications.

### **Legal**

- 8.8 The Assistant Director of Corporate Governance had reviewed and noted this report.
- 8.9 The Council agreed a revised Memorandum of Understanding (MoU) about joint working on the NLWP which has been agreed and signed by all the other boroughs. The MoU sets out how the boroughs will cooperate to carry out the work, it makes Camden the lead borough and deals with financial matters and dispute resolution.
- 8.10 Article 28 of the European Union (EU) Waste Framework Directive states that all member states must prepare a Waste Management Plan. The National Waste Management Plan for England, supported by the National Planning Policy for Waste (NPPW), identify that the National Waste Management Plan will be supported by each WPA's Waste Local Plan and as such it is a statutory requirement to prepare this document. The Waste (England and Wales)

Regulations 2011 sets out the necessary requirements for Waste Local Plans to comply with Article 28.

8.11 The North London Boroughs will be consulting on the proposed submission NLWP under Regulation 19 of the Town and Country Planning (Local Planning) (England) Regulations 2012 (as amended). Those who make representations on the NLWP objecting to its proposals will be entitled to be heard at the independent examination held by an inspector appointed by the Secretary of State. The purpose of the independent examination is to determine whether the NLWP meets all the relevant legal requirements including the Duty to Cooperate and is sound. The North London Boroughs can ask the Inspector to recommend such modifications to the NLWP as are necessary to render it sound in the event that it is found to be unsound.

8.12 As a development plan document full Council has the responsibility for approving the Draft Plan prior to submission to the Secretary of State for the public examination. Following public examination, the Draft Plan must then be approved by Full Council before adoption.

### **Equality**

8.13 The Council has a Public Sector Equality Duty under the Equality Act 2010 to have due regard to the need to:

- Eliminate discrimination, harassment and victimisation and any other conduct prohibited under the Act
- Advance equality of opportunity between people who share those protected characteristics and people who do not
- Foster good relations between people who share those characteristics and people who do not.

8.14 The three parts of the duty applies to the following protected characteristics: age, disability, gender reassignment, pregnancy/maternity, race, religion/faith, sex and sexual orientation. Marriage and civil partnership status applies to the first part of the duty.

8.15 An Equality Impact Assessment has been carried out on the NLWP and is publically available at [www.nlwp.net](http://www.nlwp.net)

### **9 Use of Appendices**

- Appendix 1: North London Waste Plan Pre-Submission Document
- Appendix 2: Sustainability Appraisal and Appendices
- Appendix 3: Site Assessment Sheets for Haringey Sites
- Appendix 4: Equalities Impact Assessment
- Appendix 5: Response to the PWA
- Appendix 6: Responses to Regulation 18 Consultation

### **10 Local Government (Access to Information) Act 1985**

None