
DRAFT SUPPLEMENTARY GUIDANCE: WASTE MANAGEMENT

Report by Service Director Regulatory Services

PLANNING AND BUILDING STANDARDS COMMITTEE

29 June 2015

1 PURPOSE AND SUMMARY

- 1.1 This report proposes the approval of Draft Supplementary Guidance on Waste Management. Once approved, the Guidance will become a material consideration in the determination of planning applications.**
- 1.2 The aim of this new Supplementary Guidance is to support the effective implementation of the Proposed Local Development Plan Policies PMD1–Sustainability, PMD2–Quality Standards and IS10–Waste Management Facilities.
- 1.3 It is proposed that the Draft Supplementary Guidance is subject to public consultation for a period of 12 weeks. Following consultation, it is intended that if substantive comments are received a report will be brought back to the Planning and Building Standards Committee to seek final agreement.
- 1.4 A new Local Development Plan is in the process of being approved. The document is currently at Examination and the decision of the Reporter is imminent. Once this Supplementary Guidance has been approved by the Council, it is anticipated it will be referred to the Scottish Government in order that it can achieve elevated status and would formally become part of the Adopted Local Development Plan.

2 RECOMMENDATIONS

- 2.1 I recommend that the Planning and Building Standards Committee agrees to:**
- a) **Approve the use of the document as a Draft Supplementary Guidance on Waste Management to be used as a basis for public consultation.**
 - b) **Delegate the approval of the document to the Service Director of Regulatory Services as Supplementary Guidance if there are no substantive comments arising from the public consultation.**

3 BACKGROUND

- 3.1 The Scottish Government's Zero Waste Plan (ZWP) for Scotland sets out the Government's vision for a zero waste society where all types of waste are dealt with, regardless of their type and source, and contains a range of targets. To help meet these targets, it is essential for Scottish Borders Council and its partners to engage with developers as early as possible in the planning application process to encourage the reduction, reuse and recycling of as much waste as possible.
- 3.2 The aim of this Supplementary Guidance is to support the effective implementation of the Scottish Borders Council Consolidated Local Plan 2011 Principle 1—Sustainability and Policies G1—Quality Standards for New Development and Inf7—Waste Management Facilities. It is primarily intended for use by developers, consultants and applicants seeking advice on the incorporation of waste management facilities into new developments.
- 3.3 The guidance will apply to all new developments where additional residential and commercial waste management is required. It sets out the requirements that must be taken into consideration at the planning application stage for waste management in all new development. This guidance forms part of a suite of policies and supplementary guidance which must be taken into consideration during the planning application process, and in particular, must be read in conjunction with other Local Plan Policies and guidance that encourage good placemaking and design.
- 3.4 The Draft Supplementary Guidance was discussed at a meeting of the Development Plan Group on 1 April 2015.

4 IMPLICATIONS

4.1 Financial

There are no substantive cost implications arising for the Council. There is budget to cover the necessary consultation elements.

4.2 Risk and Mitigations

Risk of not producing guidance

- a) The lack of guidance would cause uncertainty to developers and the public and be a barrier to effective decision making by the Council. This could result in ad hoc and inconsistent decision making with waste management requirements not being taken fully into account.
- b) Failure to produce the Supplementary Guidance would reflect badly on the Council's commitment to improve the incorporation of waste management facilities within new developments.
- c) There may also be resource impacts within the Development Management section potentially resulting in delay in the processing of planning applications due to waste management requirements not being correctly addressed and submitted at an early stage.

Risk of producing guidance

- a) There are no perceived risks related to the adoption of the guidance by the Council.

4.3 Equalities

An Equalities Impact Assessment has been carried out on this proposal and it is anticipated that there are no adverse equality implications.

4.4 Acting Sustainably

In accordance with the Environmental Assessment (Scotland) Act 2005 a screening assessment of the Supplementary Guidance has been undertaken in order to identify whether there will be potentially significant environmental effects. The screening exercise was undertaken using the criteria specified in Schedule 2 of the Act and no significant environmental issues were found.

4.5 Carbon Management

- a) The extraction, processing, use and disposal of all materials produces environmental impacts, and contributes directly to climate change through the energy used. Waste disposal also has major climate impacts, particularly the emission of the greenhouse gas methane from landfill sites.
- b) The Local Plan has a role in making sure that new development provides for the collection of waste and in enabling the provision of facilities for the sustainable recovery and treatment of waste.
- c) The Scottish Government's Zero Waste Plan sets out targets for a zero waste society. To help meet these targets it is essential for Scottish Borders Council to engage with developers as early as possible in the planning application process in order to encourage the reduction, reuse and recycling of as much waste as possible. Achieving zero waste will make a positive contribution to climate change and renewable energy targets as more waste is prevented, less waste is sent to landfill and more resources are reused, recycled and recovered.

4.6 Rural Proofing

It is anticipated there will be a neutral impact on the rural environment from the Supplementary Guidance.

4.7 Changes to Scheme of Administration or Scheme of Delegation

There are no changes to be made.

5 CONSULTATION

- 5.1 Consultation on this report has been undertaken with the Chief Financial Officer, the Monitoring Officer, the Chief Legal Officer, the Service Director Strategy and Policy, the Chief Officer Audit and Risk, the Chief Officer HR and the Clerk to the Council. Any comments received have been incorporated into the final report.

Approved by

Service Director Regulatory Services

Signature

Author

Name	Designation and Contact Number
Karen Ruthven	Planning Officer (Planning Policy and Access)

Background Papers: None

Previous Minute Reference: None

Note – You can get this document on tape, in Braille, large print and various computer formats by contacting the address below. Jacqueline Whitelaw can also give information on other language translations as well as providing additional copies.

Contact us at Jacqueline Whitelaw, Environment and Infrastructure, Scottish Borders Council, Council Headquarters, Newtown St Boswells, Melrose, TD6 0SA, Tel 01835 825431, Fax 01835 825071, email eitranslationrequest@scotborders.gov.uk