

**Post Inspectors Report Schedule of Additional
Modifications to the Publication Draft County
Durham Minerals and Waste Policies and
Allocations Document (M&WDPD)**

For Reference Purposes

May 2024

Durham County Council

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Introduction

1.1 This document is the Post Inspectors Report Schedule of Additional Modifications to the Publication Draft County Durham Minerals and Waste Policies and Allocations Development Plan Document (M&WDPD) (May 2024).

1.2 Additional Modifications (AM's) can include the correction of grammatical or typographical errors, and other alterations not directed to addressing soundness or legal compliance issues. AM's are made by Council's prior to the adoption of plans, and Inspectors have no power to recommend them. AM's differ from Main Modifications (MM's) which are changes that tend to affect the substance or application of a policy within a Development Plan Document (DPD)). MM's can only be made where Inspectors appointed to examine a plan consider them to be necessary to secure its soundness and/or legal compliance.

1.3 This updated Schedule of Additional Modifications is not a consultation document it is has been published for reference purposes alongside the Cabinet report which recommends that the Council agree to the adoption of the County Durham Minerals and Waste Policies and Allocations Document (M&WDPD), including amendments to the County Durham Plan Policies Map, following its Independent Examination by Planning Inspectors appointed by the Secretary of State for the Department for Levelling Up, Housing and Communities.

Schedule of Additional Modifications

Ref	Page	Policy/ Paragraph	Additional Modification
AM1	Front Cover	Front Cover	County Durham Minerals and Waste Policies and Allocations Document <u>Plan Period 2021 to 2035</u> Publication Draft Plan <u>Adopted Plan</u> November 2022 (Date to be added to reflect adoption date)
AM2	4	Heading	Amend heading: Purpose of this document <u>Introduction</u>
AM3	4	1.1 & 1.2	Combine paragraph 1.1 and 1.2. Amend combined paragraphs

			<p>This document is the Publication Draft County Durham Minerals and Waste Policies and Allocations document (M&WDPD). It has been published to invite representations on its content. Following consultation, the Council will submit the M&WDPD to the Secretary of State for an independent examination by a Government appointed Planning Inspector. 1.2 It has The M&WDPD has been prepared in accordance with the requirements of the Planning and Compulsory Purchase Act 2004. <u>Consultation under Regulation 18 of the Town and Country Planning (Local Planning) (England) Regulations 2012 was held during 2021 and consultation under Regulation 19 in late 2022 and early 2023. A Local Plan examination was held in September 2023. Following consultation on Main Modifications the M&WDPD was subsequently adopted by the Council in [insert date].</u> Two stages of consultation were held on the M&WDPD during 2021 under Regulation 18 of the Town and Country Planning (Local Planning) (England) Regulations 2012. This consultation is the third stage of consultation that is now being undertaken on the M&WDPD under Regulation 19 of the Town and Country Planning (Local Planning) (England) Regulations 2012.</p>
AM4	4	1.3.	<p>Renumber as paragraph 1.2. Amend paragraph</p> <p><u>As an</u> once adopted as a Development Plan Document (DPD), the M&WDPD will forms part of the statutory development plan¹ for County Durham along with the County Durham Plan and any ‘made’ (adopted) Neighbourhood Plans, and together <u>Together</u> with the provisions of the County Durham Plan it will provides the statutory decision-making framework for the determination of all planning applications for minerals and waste development in County Durham. <u>In order to align with the Plan period of the County Durham Plan the Plan Period of the M&WDPD will be to the end of 2035. It has</u> will also replaced all remaining saved policies of the County Durham Minerals Local Plan²(CDMLP) which was adopted in December 2000 and the County Durham Waste Local Plan³(CDWLP) which was adopted in April 2005. The remaining saved policies <u>which have been replaced</u> are listed in Appendix A B of the County Durham Plan and Appendix of this document.</p> <p>Delete footnote 2 ² Minerals Local Plan – Durham County Council</p>

			Delete footnote 3 ³ Waste Local Plan – Durham County Council
AM5	4	1.4	Renumber as paragraph 1.3
AM6	4/5	1.5	Renumber as paragraph 1.4
AM7	5	1.6	Renumber as paragraph 1.5. Amend sentence 3 and 4: It is intended to complement the policies of the County Durham Plan and has will not replaced any policy within the County Durham Plan. Given its role in complementing the County Durham Plan, it is intended that the time plan period of the M&WDPD will aligns with that of the County Durham Plan to 2035 .
AM8	5	1.7	Renumber as paragraph 1.6. Amend final sentence: Where necessary in relation to these environmental policy related matters the M&WPD will seek to add s value and provides s clarity to the policy framework which will be used to determine minerals and waste planning applications.
AM9	4	1.8	Renumber as paragraph 1.7. Amend third sentence In total the M&WDPD sets out twenty four five minerals and waste.....
AM10	5/6	1.9	Renumber as paragraph 1.8.
AM11	6	1.10	Renumber as paragraph 1.9 and delete footnote 4. Scoping Report for the M&WDPD ⁴ . ⁴ Minerals and Waste Policies and Allocations Document Scoping Report (June 2018) and the Minerals and Waste Policies and Allocations DPD – Sustainability Appraisal Scoping Report Synopsis (June 2018) can be downloaded from the County Durham Plan evidence page: County Durham Plan Evidence Library – Keystone (objective.co.uk)

AM12		1.11	<p>Renumber as paragraph 1.10. Amend sentence and delete footnote 5.</p> <p>The M&WDPD is now being <u>has been</u> prepared in accordance with the timetable for its preparation as set out in the Council's latest Local Development Scheme (2022)⁵ which can be downloaded from the Council's website.</p> <p>⁵The Council's Local Development Scheme can be downloaded from the Council's website: https://www.durham.gov.uk/article/7440/What-is-the-County-Durham-Plan</p>
AM13	6	1.12	<p>Renumber as paragraph 1.11 and delete footnotes 6 and 7.</p> <p>.....Development Plan Document⁶. A call for new minerals and waste sites⁷ was also undertaken at this time.</p> <p>⁶ Regulation 18 Statement – Notice of Intention to Prepare a Local Plan Development Plan Document can be downloaded here: https://consult.durhamcc.objective.co.uk/kse/event/35975/section/</p> <p>⁷ A Call for New Minerals and Waste Sites can be downloaded here: https://consult.durhamcc.objective.co.uk/kse/event/35973/section/</p>
AM14	6	1.13	<p>Renumber as paragraph 1.12. Insert new sentence after sentence 1:</p> <p><u>The third formal stage of consultation under Regulation 19 was undertaken between 28th November 2022 and 13th January 2023 on the Publication Draft M&WDPD.</u></p> <p>Amend sentence 2:</p> <p><u>At both the Draft Plan and Publication Draft stages of consultation a</u>A number of supporting documents were also published at this time including a document which assessed the potential minerals and waste allocations submitted in response to the call for sites 2021 and accompanying Sustainability Appraisal and Habitats Regulation Assessment Screening Report.</p>
AM15	6	1.14	<p>Renumber as paragraph 1.13.</p> <p>Amend sentence two:</p>

			County Durham borders <u>a</u> number of County, District and Unitary Council's and a National Park Authority.
AM16	6	1.15	<p>Renumber as paragraph 1.14. Amend sentence one:</p> <p>All strategic matters relating to both minerals and waste were addressed during the preparation of the County Durham Plan and at that time Statements of Common Ground (SOCG), documenting the cross-boundary matters being addressed and progress in cooperating to address these matters, were produced.</p> <p>Add new sentence after sentence one:</p> <p><u>As part of preparing the M&WDPD the Council sought to refresh existing SOCG with all adjoining Councils, a number of which were updated with authorities who did not respond directly during the M&WDPDs preparation.</u></p>
AM17	6	1.16	<p>Renumber as paragraph 1.15. Amend sentence one and two:</p> <p>The Council consulted all adjoining Council's on the M&WDPD at the initial regulation 18 stage in January 2021, and on the draft M&WDPD in September 2021 <u>and on the Publication Draft M&WDPD during November 2022 to January 2023. No</u> and will continue to so throughout the document's preparation. To date no cross-boundary issues have been raised by any authority consulted.</p>
AM18	7	1.17	<p>Renumber as paragraph 1.16. Amend sentence two:</p> <p>This includes through the established North_e<u>E</u>ast Minerals and Waste Planning Officers Group (NEMWPOG) which all North_e<u>E</u>ast and adjoining local authorities are invited to attend.</p>
AM19	7	1.18	<p>Renumber as paragraph 1.17. Amend sentence one to read:</p> <p>The evidence base which is currently <u>was</u> available to support the preparation of the M&WDPD <u>was</u> largely the evidence which was prepared to support the County Durham Plan.</p>

			<p>Amend sentence three to read:</p> <p>However, where necessary additional work has been undertaken. The Council therefore considers<u>considered</u> that the M&WDPD was<u>is</u> supported by an up-to-date relevant and proportionate evidence base which has informed the planning policies and site allocations proposed within it.</p>
AM20	7	1.19	<p>Renumber as paragraph 1.18 and delete footnote 8 .</p> <p>...Waste Management Capacity Model'⁸ (June 2018) and...</p> <p>⁸Addendum to 2012 Study Waste Arisings and Waste Management Capacity Model can be downloaded here: https://durhamcccconsult.objective.co.uk/kse/folder/52317</p> <p>Add new sentence at end of para:</p> <p><u>A separate Waste Technical Paper was also prepared during 2021 and 2022 and was then finalised following publication of Environment Agency data at the end of 2022.</u></p>
AM21	7	1.20	<p>Renumber as paragraph 1.19. Delete footnote 9:</p> <p>⁹The Councils key mineral evidence can be downloaded here: https://durhamcccconsult.objective.co.uk/kse/folder/52317</p>
AM22	7	1.21	<p>Renumber as paragraph 1.20.</p> <p>Amend sentence one:</p> <p>Working in partnership with other C<u>c</u>ouncil's in Northumberland and Tyne & Wear the Council published the latest iteration of the Joint Local Aggregate Assessment¹⁰ (Joint LAA) in April 2022.</p> <p>Amend sentence three:</p> <p>This assessment supersedes previous versions and sets out forecast residual need (having taken into account GDP <u>County Durham Plan</u> allocations for further mineral working) which</p>

			needs to be met by additional permitted reserves including of both sand and gravel and crushed rock (carboniferous limestone).
AM23	8	1.22	<p>Renumber as paragraph 1.21. Amend paragraph:</p> <p>The preparation of development plan documents such as the M&WDPD requires the preparation of a number of other supporting technical documents and assessments. This <u>Consultation on the M&WDPD at its Publication Draft stage was</u> is directly supported by:</p> <ul style="list-style-type: none"> • County Durham M&WDPD Updated Assessment of potential Minerals and Waste sites in County Durham – prepared in response to a call for sites 2021 (November 2022) – This document updated the Council’s original appraisal of the new minerals and waste sites which were proposed by the minerals and waste industry as potential allocations following the call for sites which was undertaken by the Council between January and February 2021. • County Durham M&WDPD Heritage Impact Assessment (November 2022) – This document complements and has informed the County Durham M&WDPD <u>Updated</u> Assessment of potential Minerals and Waste sites in County Durham (September <u>November</u> 2022) and undertakes a detailed assessment in relation to both designated and non-designated heritage assets. • County Durham M&WDPD Statement of Consultation Regulation 18 Draft Plan (November 2022) - This document reports upon the consultation and engagement methods undertaken at this stage of the M&WDPDs preparation and sets out the comments which were submitted in relation to the Draft Plan, the Sustainability Appraisal and Habitats Regulation Assessment Screening Report and the Council’s response.
AM24	8/9	1.23	<p>Renumber as paragraph 1.22. Amend sentence one:</p> <p><u>During its preparation the</u> The Publication Draft M&WDPD has also been subject to several assessments including a Sustainability Appraisal, Habitats Regulation Assessment and an Equality Impact Assessment.’</p> <p>Amend bullet 2 final sentence:</p>

			<p>The overall conclusion of the HRA Screening Report was that the proposed sites included within the Publication Draft County Durham M&WDPD do not have any alone (or in-combination) likely significant effects on the following sites:</p> <p>Amend bullet 3 final sentence:</p> <p>An EQIA Screening Assessment has been undertaken during the preparation of the upon the Publication Draft County Durham M&WDPD and has concluded that there is no evidence of an actual or negative impact on protected characteristics.</p>
AM25	9	1.24	<p>Renumber as paragraph 1.23. Amend paragraph:</p> <p>The County Durham Plan Policies Map shows the spatial extent of policies within the County Durham Plan. Following adoption, The Council's intent is that the County Durham Plan Policies Mmap has been will not be updated to reflect the allocations within the M&WDPD. during the preparation of the document but once adopted they will be added. A number of inset maps have been prepared for each of the allocations which are set out within the M&WDPD, which are to be used as the M&WDPD is progressed.</p>
AM26	9/10	1.25	<p>Renumber as paragraph 1.24.</p> <p>Amend sentence one:</p> <p>Several other documents were also are relevant to the preparation of the M&WDPD: Final bullet delete last sentence:</p> <p>'The last AMR was published in December 2021 and provides updated information on waste management and on minerals including aggregates for both 2019 and 2020.'</p>
AM27	9	1.25	<p>Amend bullet 1:</p> <p>Statement of Community Involvement (SCI) – the Council published a revised SCI in 2019. This document sets out the Council's approach for involving local communities and other stakeholders in....</p>

			Amend bullet 2: Annual Monitoring Report (AMR) – every every Every year the Council....
AM28	10	Heading	Delete heading: Making Representations on the Publication Draft M&WDPD
AM29	10	1.26	Delete paragraph: We would like to hear your views on the Publication Draft M&WDPD, the Sustainability Appraisal and the Habitats Regulation Assessment Screening Report. As this is the final stage of consultation prior to the submission of the M&WDPD to the Secretary of State and prior to the documents examination we need to hear your views in relation to both soundness and legal compliance.
AM30	10	1.27	Delete paragraph: Representations should be made wherever possible on the form provided and should refer to the tests of ‘soundness’ explained below. The Plan will be examined against these tests of soundness (and legal compliance) and stakeholders are now asked to comment on whether the plan meets the tests or needs to be changed in some way to meet them.
AM31	10	Heading	Delete heading: Soundness and Legal Compliance.
AM32	10	1.28	Delete paragraph: The National Planning Policy Framework (NPPF) contains a series of tests which local plans are examined against to assess whether the plan has been produced correctly and provides an effective planning framework for the area it covers. These ‘tests of soundness’ are set out as follows in the NPPF: a) Positively prepared – providing a strategy which, as a minimum, seeks to meet the area’s objectively assessed needs; and is informed by agreements with other authorities, so that unmet need from neighbouring areas is accommodated where it is practical to do so and is consistent with achieving sustainable development.

			<p>b) Justified – an appropriate strategy, taking into account the reasonable alternatives, and based on proportionate evidence.</p> <p>c) Effective – deliverable over the plan period and based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground.</p> <p>d) Consistent with national policy – enabling the delivery of sustainable development in accordance with the policies in this Framework.</p>
AM33	10	1.29	<p>Delete paragraph:</p> <p>Consultation begins on Monday 28th November 2022. All comments should be submitted to us by 4.30pm on Friday 13th January 2023. Comments can be submitted on our consultation portal: https://consult-durhamcc.objective.co.uk/kse or sent via email to spatialpolicy@durham.gov.uk or by post to the Spatial Policy Team using our freepost address, which is Freepost Spatial Policy. No further information is required for the address.</p>
AM34	10	1.30	<p>Delete paragraph:</p> <p>On request a Microsoft Word response form is also available. You can also telephone the Spatial Policy Team with any questions, to request hard copies of the documentation or to request further information: Tel: 03000 263 403</p>
AM35	11	1.31	<p>Delete:</p> <p>A summary of all representations received to this consultation will be published in a Statement of Consultation together with the Council's response. Other than the name of the sender and company/organisation (if relevant) no other personal information will be publicly available. The Council will share details in line with the Spatial Policy Privacy Notice and when required to do so by law and/or statutory regulations. Any information and personal data will be retained securely and in line with Durham County Council's retention guidelines.</p>
AM36	11	Heading	<p>Delete heading:</p> <p>What Happens Next?</p>
AM37	11	1.32	<p>Delete:</p>

			<p>Representations on the Publication Draft M&WDPD, SA/SEA report and other relevant documentation will be compiled and submitted to the Secretary of State for independent examination. The Inspector who is appointed by the Secretary of State will then set out a timetable for the examination of the M&WDPD. The timescales post submission will be determined by the Inspector, but it is anticipated that the timescales for the next stages will be as follows:</p> <ul style="list-style-type: none"> • Consultation on Publication Draft Plan – December 2022 to January 2023 • Submission to the Planning Inspectorate in Spring 2023 • Examination in Public Autumn 2023 • Modification Stage in either late 2023 or early 2024 • Adoption in 2024
AM38	11	1.33	<p>Delete:</p> <p>An independent Programme Officer will also be appointed to assist the Inspector who will act as a key contact point during the examination. Further information will be set out on the Council's website when it becomes available.</p>
AM39	10	2.7	<p>Delete footnote 11</p> <p>..... and the Council's Local Aggregate Assessment¹⁴.</p> <p>¹⁴ The Council's Minerals Technical Paper and Local Aggregate Assessments can be downloaded from the County Durham Plan evidence library: https://durhamcc-consult.objective.co.uk/kse/folder/52317</p>
AM40	14	3.1	<p>Amend sentence one, two and three:</p> <p>An overarching vision for County Durham was provided within the adopted County Durham Plan (CDP). As the M&WDPD is a subsidiary document to the CDP County Durham Plan it is neither appropriate nor necessary for it to have a separate vision. The vision of the County Durham Plan is set out below but is not part of this consultation.</p>
AM41	15	3.2	<p>Amend sentence one and two:</p>

			<p>Objectives for the Supply of Minerals and Waste Management in County Durham were also provided within the GDP <u>County Durham Plan</u>, similarly, these are not being amended by the M&WDPD. Objectives 2120 and 2221 specifically related to minerals and waste and are set out below</p> <p>Delete sentence three:</p> <p>These objectives are also not part of this consultation.</p> <p>Final sentence:</p> <p>The GDP <u>County Durham Plan</u> also contained nineteen other objectives many of which are also relevant to minerals and waste.</p>
AM42	16	3.3	<p>Amend first sentence:</p> <p>In addition to the objectives in the GDP <u>County Durham Plan</u> it is considered necessary for the M&WDPD to contain a number of non-strategic objectives that specifically relate to minerals and waste development which collectively the M&WDPDs h individual policies will seek to deliver.</p> <p>Amend NSO3: certainty to the approach that will be taken to peat reflecting the provisions of the National Planning Policy Framework (NPPF).</p>
AM43	17	4.1	<p>Amend final sentence:</p> <p>This requirement is reaffirmed in paragraph 2 of the revised National Planning Policy Framework (NPPF).</p>
AM44	17	4.2	<p>Amend first sentence:</p>

			In terms of its specific role, the M&WDPD is not intended to be a standalone Minerals and Waste Local Plan. It is intended to complement the policies of the County Durham Plan (CDP) and will not replace any policy within the CDP County Durham Plan .
AM45	17	4.3	Amend sentence one to three: The CDP County Durham Plan contains a number of strategic minerals and waste policies which, will continue to apply to relevant future planning applications for minerals and waste development. These policies will need to be read alongside the policies and provisions of the M&WDPD. The CDP County Durham Plan also contains a number of other environmental policies which will also be applicable to determining future minerals and waste planning applications. For example, the CDP County Durham Plan contains....
AM46	17	4.5	Amend sentence two: The M&WDPD in association with the CDP County Durham Plan , when read as a whole, seeks to deliver sustainable development as a means of growing the county's economy, supporting the wellbeing of communities across the county and protecting and enhancing the environment.
AM47	18	4.9	Amend sentence: This will ensure that the views of all stakeholders, including statutory organisations, Town and Parish Council's, neighbourhood forums, Area Action Partnerships, residents' associations and other local interested parties are sought at an early stage to ensure their views are known.
AM48	18	4.10	Amend paragraph: This approach is supported by the Council's Statement of Community Involvement (2019) SCI which offers specific advice on how to undertake pre-application engagement. It is considered good practice that when pre-application engagement has been undertaken an applicant will submit a consultation statement with the planning application setting out what community engagement which has been undertaken and any the issues raised.

AM49	19	Policy MW1	<p>Amend policy criterion 2a:</p> <p>Protected landscapes, and landscape character and quality;</p> <p>Amend criterion 2c:</p> <p>The Hhistoric environment;</p> <p>Amend criterion 6:</p> <p>Aviation Ssafety through the creation of new bird strike hazards.</p>
AM50	19	4.11	<p>Amend sentence two:</p> <p>It is acknowledged that not all elements will be relevant for every development, however, applicants must consider the relevance of all criteria to their proposal as they may be asked to justify why they consider a specific element is not relevant.</p>
AM51	19/20	4.13	<p>Amend first sentence:</p> <p>Minerals and waste development can be a concern for local communities as a result of the potential disturbance or adverse effects that proposals can potentially have on human health and on the amenity of local communities, including both their living and working environments. Consideration of adverse impacts should be considered in conjunction with relevant County Durham Plan policies including Policy 31 (Amenity and Pollution) and M&WDPD Policy MW4 (Noise), MW5 (Air Quality and Dust) and MW6 (Blasting).</p>
AM52	20/21	4.13	<p>Amend first bullet final sentence:</p> <p>In accordance with the Council's s planning validation requirements such an assessment can be undertaken through a Landscape and Visual Impact Assessment or a Visual Impact Assessment.</p>

			<p>Amend second bullet first sentence:</p> <p>Light pollution - If not, properly controlled, the use of artificial lighting during periods of darkness can result in light pollution beyond site boundaries.</p> <p>Amend second bullet (second from final sentence):</p> <p>In accordance with the Council's planning validation requirements a lighting assessment will be required for developments which would involve the provision of significant external lighting which may have an adverse impact on residential amenity, the character of the open countryside or a heritage asset.</p> <p>Amend third bullet first sentence:</p> <p>Air pollution - If not, properly controlled, increases in air pollutants can have harmful effects on human health and the natural and historic environment.</p> <p>Amend third bullet final sentence:</p> <p>In accordance with the Council's planning validation requirements where necessary an air quality and or dust assessment will be required for all applications.</p> <p>Amend fourth bullet first sentence:</p> <p>If not, properly controlled, noise from minerals and waste development can be a major source of disturbance and can adversely impact on quality of life, affect health and wellbeing¹³.</p> <p>Amend fourth bullet final sentence:</p>
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			<p>In accordance with the Council's <u>s</u> planning validation requirements proposals that raise issues of potential noise disturbance or for new noise sensitive development in existing noisy areas will require a noise assessment.</p> <p>Amend fifth bullet first and second sentences:</p> <p>If not, properly controlled, blasting at quarries can cause both ground vibration and air over pressure. It has the potential to impact on <u>the</u> amenity of local communities by having an adverse impact on people within buildings and can also cause damage to buildings and structures. Vibration from blasting can also disturb wildlife in the surrounding area. Policy MW6 (Blasting) has been prepared to address vibration from blasting.</p>
AM53	21	4.14	<p>Amend second sentence:</p> <p>In line with the 'Minerals' PPG14.</p>
AM54	22	4.17	<p>Amend final sentence:</p> <p>In accordance with the Council's <u>s</u> planning validation requirements where landscape impacts are likely a Landscape and Visual Impact Assessment will be required.</p>
AM55	22	4.18	<p>Amend sentence two:</p> <p>Consideration of adverse impacts should be in in conjunction with County Durham Plan Policy 40 (Trees, Woodlands and Hedges), Policy 41 (Biodiversity and Geodiversity), Policy 41 (Trees, Woodlands and Hedges), (Policy 42 (Internationally Designated Sites) and Policy 43 (Protected Species and Nationally and Locally Protected Sites).</p>
AM56	23	4.20	<p>Amend second from final sentence:</p> <p>In accordance with the Council's <u>s</u> planning validation requirements a number of specialist ecological reports will be required as part of a Biodiversity and Geology Survey and Report¹⁵.</p>

			Amend footnote 15 to read: Biodiversity and Geology Survey and Report: A <u>–</u> Protected Species Survey and Report; B – Preliminary Ecological Assessment (PEA) & any further Specialist Ecological Surveys; C – Biodiversity Net Gain and Biodiversity Management and Monitoring Plan.
AM57	24	4.23	Amend final sentence: In accordance with the Council's <u>s</u> planning validation requirements a heritage statement will be required for all proposals whose scale or nature could impact on heritage assets.
AM58	24	4.26	Amend sentence three and four: Some forms of mineral extraction are recognised to be water compatible including sand and gravel working adjacent to rivers and, as recognised by Policy MW3 (Benefits of Mineral Extraction) can potentially help reduce flood risk by improving the management of floodwater through the creation of flood water storage areas where sand and gravel has been extracted in the floodplain next to rivers. This is supported through Policy MW3 (Benefits of Mineral Extraction) and Policy MW20 (Mineral Site Restoration Landfill and Land Raise <u>Landraise</u>). Where appropriate a flood risk assessment will be required, and the Council will apply the sequential test and exceptions test for flood risk as set out in the National Planning Policy Framework <u>NPPF</u> .
AM59	25	4.27	Amend sentence one: Given that minerals can only be worked where the mineral resource naturally occurs and the location of proposals for most waste disposal and waste recovery operations <u>is</u> within the open countryside, such proposals can have the potential to adversely impact on areas of best and most versatile agricultural land and soil resources.
AM60	27	4.32	Amend sentence three: Of particular relevance to the M&WDPD is the requirements of CDP <u>County Durham Plan Policy</u> 29 (Sustainable Design) which seeks to achieve zero carbon buildings and providing renewable and low carbon energy generation will be applicable to proposals for all new waste management facilities.

AM61	27	4.33	<p>Amend all but final sentence:</p> <p>Through the provisions of Policy MW3 (Benefits of Mineral Extraction) the Council will consider and give weight to the benefits of mineral extraction (except in relation to proposals for coal extraction) and particular value will be placed upon measures which help mitigate and adapt to climate change. Technological developments in how minerals and waste will be transported in the future will also play a role in the future. Through the provisions of Policy MW7 (Traffic and Transport) the Council will seek to maximise the use of sustainable forms of transport such as by rail/and or by low emission vehicles and through the provisions of Policy MW8 (Mineral Rail Handling Facilities) the Council will seek to facilitate rail transport where there are railways nearby with available capacity. Through the provisions of Policy MW10 (Ancillary minerals related infrastructure) the Council requires the consideration of climate change mitigation associated with emissions through electrification or renewable energy generation. Climate change is also addressed through the provisions of Policy MW12 (Oil & Gas Exploration, Approval, Approval Appraisal and Production).....</p>
AM62	27	4.34	<p>Amend final sentence:</p> <p>Other than facilities such as landfill most new waste management facilities within the County will be located on industrial estates, accordingly the requirements of County Durham Plan Policy 29 (Sustainable Design) which seeks to achieve zero carbon buildings and providing renewable and low carbon energy generation.</p>
AM63	27	4.35	<p>Amend first sentence:</p> <p>Addressing climate change is one of the core land use planning principles which the National Planning Policy Framework NPPF.</p>
AM64	28	4.36	<p>Amend third sentence:</p> <p>Planning Practice Guidance The PPG provides specific advice on what factors should be considered in assessing quarry slope stability²³.</p>
AM65	29	4.38	<p>Amend final sentence:</p>

			Similarly, due to the location of a number of the County's large carboniferous limestone quarries and where further interest in working is now concentrated it is also potentially an issue along the A66 in South West southwest Durham.
AM66	29	4.39	Amend sentence: This will include, where appropriate, consideration of existing minerals and waste development in the area, sites with planning permission but where minerals and/or waste development has not started, current planning applications for minerals s development (but not prospective sites for which no planning application has been made).
AM67	29	4.41	Amend sentence: However, where the proposed mineral exploration is not classed as 'permitted development ' and planning permission is sought, it is important for safeguards to be in place to minimise the environmental, amenity and long-term impacts of the development.
AM68	29	4.41	Amend final sentence bullet 3: The main considerations associated with deep boreholes include visual impact, noise, access to land and water pollution. For all such proposals it will be necessary that drilling rigs, well sites and all other associated facilities and infrastructure associated with exploration and appraisal are sited in the least sensitive location from which the target reservoir can be accessed, and that exploration and appraisal operations are agreed for a temporary period and that a comprehensive restoration strategy is agreed, together with a scheme of after-use after use and aftercare.
AM69	30	4.42	Amend final sentence: would be determined in accordance with Policy MW12 (Oil and Gas Exploration, Appraisal and Production).
AM70	30	4.43	Amend first sentence: The National Planning Policy Framework (NPPF) makes it clear that when determining planning applications, that local planning authorities should give 'great weight' to the benefits of minerals extraction, including to the economy.

AM71	30	4.46	<p>Amend sentence one:</p> <p>Environmental benefits of minerals extraction relate mainly to the benefits that can be provided through enhancements to the environment through the restoration and after-use after use of mineral sites.</p>
AM72	31	4.46	<p>Amend bullet 2:</p> <p>Improvements to landscape character contributing to the delivery of the County Durham Landscape Strategy;</p>
AM73	32/33	Policy MW4	<p>Amend criterion 1 policy wording:</p> <p>Proposals for minerals development including minerals extraction, processing and restoration at minerals sites, surface operations associated with underground mineral extraction sites and waste recycling and disposal operations that form an integral part of a minerals sites, will be permitted</p> <p>Amend policy wording criterion 1e (second sentence):</p> <p>.... Where work is likely to take longer than eight weeks, a lower limit over a longer period should be set as deemed appropriate....</p>
AM74	33	4.49	<p>Amend sentence three:</p> <p>The National Planning Policy Framework (NPPF) makes it clear that planning policies should be prepared to address both noise limits and noisy short-term activities which, whilst they may otherwise be regarded as unacceptable, they are unavoidable to facilitate minerals extraction.</p>
AM75	33	4.49	<p>Amend sentence three and footnote:</p> <p>The Planning Practice Guidance 'Noise' (PPG)28 provides advice on how the planning system can manage potential noise impacts in new development and specific guidance on how mineral operators should seek to control noise relating to minerals sites is provided within the Planning Practice Guidance (Minerals)- 'Minerals' PPG 29.</p>

			Footnote 28 https://www.gov.uk/guidance/noise--2 <u>Planning Practice Guidance (Noise) Paragraph: 001 - 0017 Reference ID: 30-001-20190722 Revision date: 22 07 2019.</u> Footnote 29 https://www.gov.uk/guidance/minerals#Assessing-environmental-impacts-from-minerals-extraction <u>Planning Practice Guidance (Noise) Paragraph: 019 - 0022 Reference ID: 27-019-20140306 Revision date: 06 03 2014.</u>
AM76	33/34	4.50	Amend first sentence: To consider adverse impacts and minimise, mitigate and whenever possible remove noise emissions at source and ensure a good standard of amenity can be achieved, a noise impact assessment and noise action plan will be required.
AM77	34	4.52	Amend first sentence: Noise limits around minerals sites, including surface operations associated with underground mineral extraction sites and waste recycling and disposal operations that form an integral part of a mineral working operation, will vary in accordance with the existing noise climate around the proposed site and the time of day.
AM78	35	4.55	Amend first sentence: The Planning Practice Guidance (<u>Air Quality</u> PPG) on Air Quality provides guiding principles on how planning can take account of the impact of new development on air quality.
AM79	35	4.55	Amend second sentence: It advises that the UK has a national emission reduction commitment for a number of <u>air quality pollutants</u> ³¹ O.B.J.’
AM80	37	4.60	Amend second from final sentence: This distance may be revised due to local circumstances such as the topography, the nature of the landscape, the respective location of the site and the nearest residential property or other sensitive land uses in relation to the prevailing wind speed, wind direction and visibility.
AM81	37	4.61	Amend second from final sentence:

			It can include also include speed limits on internal haul roads, with plant operating with exhausts upturned. All Heavy Goods Vehicles entering or leaving sites should also be covered suitable to their load to avoid dust being emitted when transporting loose materials.
AM82	38	Policy MW6	Amend policy wording first sentence: Proposals for minerals <u>s</u> working will be permitted where the operator can demonstrate that....
AM83	38	4.62	Amend second sentence: Within County Durham, vibration linked to quarry blasting operations is largely related to the County's hard rock quarries, where crushed rock aggregate is produced.
AM84	38	4.63	Amend final sentence: or within the precautionary functional land buffer, as identified within the HRA of the M&WDPD and CDP County Durham Plan .
AM85	39	Policy MW7	Criterion 2 amend Where this is the case, this will be considered a benefit under Policy MW3 (Benefits of Minerals Extraction). Where the movement of minerals by rail is feasible as part of new or extended mineral workings, applicants will be required to consider such movements from both existing and new rail handling facilities. Proposals for the establishment of new mineral rail handling facilities will be considered in accordance with Policy MW8 (Mineral Rail Handling Facilities).
AM86	40	4.66	Amend third sentence: This is due to the Heavy Goods Vehicle (HGV) traffic associated with minerals and waste developments which can cause adverse impacts on highway safety, on pollution caused by vehicle emissions, on local amenity through noise, dust, vibration, the physical separation of communities and visual intrusion caused by traffic flow.
AM87	40	4.68	Amend paragraph: While currently limited there may be opportunities for more sustainable nonroad-based transport of minerals and waste now and in the future. County Durham Plan Policy 48

			(Safeguarding Minerals Sites, Minerals Related Infrastructure and Waste Management Sites) of the County Durham Plan has sought to safeguard minerals related transportation infrastructure including rail lines and alignments, rail links to quarries and railheads which could facilitate the sustainable transport of minerals by rail and by sea. Policy MW8 (Mineral Rail Handling Facilities) also seeks to facilitate the provision of new mineral rail handling facilities.
AM88	41	4.70	Amend first sentence: Technological advancements across the transport sector to facilitate a movement away from fossil fuel-based road transport are anticipated over the coming years.
AM89	41	4.72	Amend third sentence: The Transport Assessments or Statement will be used to establish whether the residual transport impacts of a proposed development are likely to be acceptable and will establish the need for any highway improvement works. Amend final sentence: It will be important that all vehicular traffic generated by a proposal can safely access and be accommodated on <u>the</u> highway network in terms of both capacity and congestion and without having an unacceptable adverse effect on highway safety.
AM90	42	4.73	Amend third sentence: The Council will therefore seek to ensure that the most suitable route is identified as part of any planning permission and will seek to ensure that vehicles transporting minerals and waste, avoid or minimise the use of minor rural roads and utilise as soon as practicable the defined Lorry Route Network Map ³⁷ of roads within the County.
AM91	42	4.75	Amend final sentence: It may also be possible to limit vehicle sizes in certain circumstances, for example when a minerals development is located in a sensitive area such as the an AONB.
AM92	44	4.78	Amend second sentence:

			<p>The range of environmental issues that will need to be considered will be broadly similar to those relating to other minerals <u>s</u> development.</p> <p>Amend fourth sentence:</p> <p>In order to minimise impacts on local amenity, consideration should always be given to the location of such facilities in order to avoid local roads near to sensitive receptors such as housing’.</p> <p>Amend final sentence: Preferably such facilities should be located on industrial estates or outside of the built-up framework of settlements so that local amenity issues such as noise and dust are avoided.</p>
AM93	45	Policy MW9	<p>Amend Criterion 5:</p> <p>.... applicable requirements of Policy MW1 (General criteria for considering minerals and waste development), Policy MW34 (Noise), <u>MW54</u> (Air Quality & Dust), M56 (Blasting), MW7 (Traffic and Transport) and MW20 (Mineral Site Restoration, Landfill and Landraise).</p>
AM94	45	4.79	<p>Amend final sentence:</p> <p>While such applications in County Durham are rare, in recent years <u>s</u> planning permission has been granted to three borrow pits in association with the construction of estate roads in West Durham.</p>
AM95	45	4.81	<p>Amend final sentence:</p> <p>Borrow <u>P</u>pits may result in proposals to import waste as fill to restore the site and as a result the Council will seek to ensure that this does not occur by seeking low level restoration when suitable onsite material is not available, unless this can be demonstrated to provide an unsatisfactory form of restoration.</p>

AM96	45	4.82	<p>Amend only sentence:</p> <p>The Council will always require the applicant to demonstrate that a borrow pit is the most appropriate mechanism to supply the necessary material for the associated construction project, and that the supply of material cannot be reasonably met using suitable secondary or recycled materials of appropriate quality or from existing quarries in the local area, and that the that the supply of material from such sources would be seriously detrimental to the environment and amenity of the area because of the scale, location or timing of the necessary operations.</p>
AM97	46	Policy MW10	<p>Amend policy wording criterion 1d: meet the applicable requirements of Policy MW1 (General criteria for considering minerals and waste development), Policy MW34 (Noise), MW45 (Air Quality & Dust) and MW7 (Traffic and Transport) and other relevant policies.</p> <p>Amend policy wording criterion 2a:</p> <p>That the proposed development can be satisfactorily located on employment land that is well related to markets and rail or <u>the</u> lorry route network except where they are located on a strategic or specific use employment site as identified by County Durham Plan Policy 2 (Employment Land); and</p> <p>Amend policy wording criterion 2b:</p> <p>meet the applicable requirements of Policy MW1 (General criteria for considering minerals and waste development), Policy MW34 (Noise), MW5 (Air Quality & Dust) and MW7 (Traffic and Transport) and other relevant policies.</p>
AM98	47	4.85	<p>Amend sentence three and four:</p> <p>Where a proposal does not fall within the provisions of the GDPO and planning permission is required the principal policy against which applications will be determined will be Policy MW10. In addition to such ancillary mineral related development activities being located at</p>

			<p>existing mineral sites, Policy MW10 also recognises that in locational terms, certain facilities may also be satisfactorily located on employment land in certain circumstances.</p> <p>Amend final sentence:</p> <p>However, in all cases, it will be necessary to ensure that the ancillary mineral related development will not result in an unacceptable impact on the environment, human health or the amenity of local communities and on nearby businesses.</p>
AM99	47/48	4.87	<p>Amend sentence four:</p> <p>However, it is important that the siting of such development in what would normally be an open countryside location can be justified, and that any benefits of co-location are not outweighed by environmental and local amenity impacts’.</p>
AM100	49	Policy MW11	<p>Amend: policy wording sentence one:</p> <p>Through the periodic review of existing minerals s planning permissions and the process of considering new schemes for modern working and restoration conditions on dormant mineral sites, the Council will seek to agree new schemes of conditions with mineral operators to modern standards to ensure that:</p>
AM101	51	5.1	<p>Footnote 43:</p> <p>Only substances that have been assessed as being non-hazardous pollutants under the Groundwater Directive (see glossary) may be used in hydraulic fracturing fluids.</p>
AM102	52	5.4	<p>Amend first sentence:</p> <p>The National Planning Policy Framework (NPPF) does require mineral planning authorities to plan positively for, the three phases of oil and gas development (exploration, appraisal, and production), whilst ensuring appropriate monitoring and site restoration is provided for.</p>
AM103	54	5.10	<p>Amend final sentence:</p> <p>This should detail the proposed schedule and methods of decommissioning activities, along with time scales, as well as anticipated impacts on the environment and local amenity, including through transportation and the mitigation proposed.</p>

AM104	54	5.11	<p>Amend first sentence:</p> <p>Should any future planning application be granted planning permission, where necessary, planning conditions will be attached to any permission to ensure that environmental and local amenity interests are always protected.</p>
AM105	54	5.11	<p>Amend third sentence:</p> <p>Detailed guidance on the planning application process, including a summary of the key regulators for hydrocarbon extraction and issues that are covered by other regulatory regimes is provided in the Planning Practice Guidance PPG.</p>
AM106	54	5.12	<p>Amend first sentence:</p> <p>Community engagement is a crucial issue regarding oil and gas extraction. In line with the Council's Statement of Community Involvement SCI, a potential applicant</p>
AM107	57	6.1	<p>Amend paragraph:</p> <p>This Chapter chapter addresses several types of economically important mineral resources which have been safeguarded in the County Durham Plan including the vein minerals, Fluorspar and Barytes and Silica Sand all of which are known to be present in County Durham and have been worked in the recent past but are not currently worked today. It also addresses Metalliferous metalliferous minerals principally Zinc which has not been worked within the North Pennines for many years but has been subject to continued commercial interest over the past twenty-five years and Lithium which is now currently subject to interest for exploration in several locations within the United Kingdom, including both Cornwall and County Durham.'</p>
AM108	57	6.3	<p>Amend first sentence:</p> <p>This chapter also addresses peat where the National Planning Policy Framework (NPPF) is explicit in the approach that should be taken.</p> <p>Amend third sentence:</p>

			<p>The Chapterchapter explains that these mineral resources (except for some peat) all occur within West Durham which is recognised to be the most environmentally sensitive part of County Durham.</p> <p>Amend final sentence:</p> <p>Should proposals for future extraction occur in the future, the impact of any future working on the environment and the amenity of local communities will be key consideration in determining any future such proposals.</p>
AM109	58	Policy MW14	<p>Amend policy wording criterion 2:</p> <p>Given the complex geological and hydrogeological locations associated with Lithium extraction which is a novel form of mineral extraction a phased a-risk-based approach will be required.</p>
AM110	58	6.4	<p>Amend first sentence:</p> <p>County Durham contains a major part of the North Pennine Orefield which also extends into the adjoining Counties counties of Northumberland, Cumbria and North Yorkshire. Historically the area has been important for the mining of the industrial mineral's fluorspar and barytes and historically for a range of metal ores including lead with associated by-products silver and zinc.</p>
AM111	59	6.6	<p>Amend final sentence:</p> <p>The United Kingdom Minerals Yearbook reported that in 2019 12,000 tonnes of Fluorspar were produced. Growth in new markets has led to the inclusion of Fluorspar onby the EU on its fourth list of critical minerals in 2020.</p>
AM112	59	6.7	<p>Amend second sentence:</p> <p>However, it is now expected that exploration activities may now occur during the plan period. Whether commercially viable accessible resources s remain is unknown.</p>

AM113	60	6.9	<p>Amend final sentence:</p> <p>The United Kingdom Minerals Yearbook reported that in 2019 an estimated 50,000 tonnes of Barytes were produced. Growth in new markets has led to the inclusion of Barytes on<u>by</u> the EU on its fourth list of critical minerals in 2020.</p>
AM114	60	6.11	<p>Amend third sentence:</p> <p>Nonetheless, over the last thirty years there has been continued interest in large scale commercial interest within the North Pennines Orefield, including during 2012 to 2015 around the Nenthead area.</p>
AM115	60	6.14	<p>Amend second sentence:</p> <p>Since 2017 two exploration companies, Cornish Lithium Ltd and British Lithium Limited, have started exploring for lithium in south-west South West England and Northern Lithium.....</p> <p>Amend third sentence:</p> <p>It is understood that the Weardale Granite which lies deep below the North Pennines may does contain lithium within the groundwater (in hot saline brines) in economically viable quantities.</p>
AM116	61	6.18	<p>Amend first sentence:</p> <p>The NPPF also requires that local planning authorities to make provision for a steady and adequate supply of industrial minerals.</p>
AM117	62	6.20	<p>Amend sentence one and two:</p> <p>Currently the need for several of the minerals addressed by this Chapter chapter are either being met elsewhere in the country or are not yet being met at all in the United Kingdom. In such instances it is not possible therefore to comply fully with the requirements of the NPPF and PPG. There is also currently no national demand forecast for any of the minerals addressed by this Chapter chapter.</p>

AM118	62	6.22	<p>Amend second and third sentence:</p> <p>Given the potential role of certain minerals in considering planning applications for such proposals, the Council will carefully consider whether the proposal is required to provide for the extraction of a steady and adequate supply of industrial or other minerals which are essential to help maintain national supply and/or meet net zero carbon ambitions and whether the proposal is required for the purposes for which their specific qualities are essential. In addition, we will also need to ensure that great weight will be given to the benefits of their extraction in accordance with Policy MW3 (Benefits of Mineral Extraction).</p>
AM119	63	6.24	<p>Amend final sentence:</p> <p>Should any proposals for their exploration or working come forward such applications will need to be determined against all relevant polices of the County Durham Plan and the M&WDPD.</p>
AM120	63	6.25	<p>Amend final sentence:</p> <p>.... as well as being considered against CDPCounty Durham Plan Policy 42 (Internationally Designated Sites), CDPCounty Durham Plan Policy 43 (Protected Species and Nationally and Locally Protected Sites) and CDPCounty Durham Plan Policy 41 (Biodiversity and Geodiversity).</p>
AM121	63	6.27	<p>Amend final sentence:</p> <p>.... will need to be determined in accordance with other relevant policies including CDPCounty Durham Plan Policy 41 (Biodiversity and Geodiversity).</p>
AM122	64	7.3	<p>Amend second sentence and footnote:</p> <p>Similarly, the 'Waste' PPG (Waste) advises that, 'Some former mineral sites may also be restored as a landfill facility using suitable imported waste materials as an intermediate stage in restoration prior to an appropriate after use.'⁵³</p>

			Footnote 53 Planning Practice Guidance (Waste) Paragraph: 045 Reference ID: 27-045-20140306 Revision date: 15 04 2015.
AM123	65	7.6	Final sentence: Policy MW19 (Water Resources - Landfill, Landraise and Inert Waste Other Recovery) has been specifically prepared to address groundwater, which is a key consideration in landfill.
AM124	65	7.7	Delete first sentence: Proposals for waste development will require an environment permit or exemption from the Environment Agency.
AM125	65	MW16	Amend criterion 5: requirements of Policy MW1 (General criteria for considering minerals and waste development), Policy MW19 (Water Resources - Landfill, Landraise and Inert Waste Other Recovery) and Policy MW20 (Mineral Site Restoration, Landfill and Landraise).
AM126	67	7.10	Amend final sentence: Applicants should seek to provide evidence as to the nature of their proposed development i.e., whether it is a waste disposal or a waste recovery operation.
AM127	67	7.12	Amend final sentence: They could also result in the diversion of soils and clays from other sites which may need these materials to achieve approved landforms and after-uses after uses and may impede and delay their timely and proper restoration.
AM128	68	7.14	Amend only sentence: In all instances, it will be necessary for the applicant to demonstrate that the same benefit cannot be achieved in another way and the amount of material which is proposed to be used <u>for the operation</u> must be the minimum amount required.
AM129	69	7.21	Amend sentences:

		 Proposals should meet all relevant plan policies including the requirements of Policy MW1 (General criteria for considering minerals and waste development) and Policy MW19 (Water Resources) and the applicable requirements of Policy MW20 (Mineral Site Restoration, Landfill and Landraise). It should be noted that there will be no requirement for applicants to demonstrate the quantitative or market need for an allocated inert waste disposal site or meet either the provisions of MW17 criteria 2 or 4.
AM130	70	7.22	<p>Amend third sentence:</p> <p>However, because of a combination of European Union (EU) policy (including through the requirements and implementation of the EU Landfill Directive and EU Waste Framework Directive)^{fn}, national waste policy and measures such as the Landfill Tax and local policy and strategies, including the County Durham Waste Local Plan and County Durham Municipal Waste Management Strategy, this has now changed.</p> <p>Insert new footnote:</p> <p><u>Including through the requirements and implementation of the EU Landfill Directive and EU Waste Framework Directive.</u></p>
AM131	70	7.23	<p>Amend first sentence:</p> <p>It is expected that over the lifetime of the plan that sufficient alternative treatment solutions higher up the waste hierarchy will come on stream to manage the non-hazardous waste stream in County Durham and the North East, either within County Durham or in nearby adjoining areas of the North East.</p>
AM132	71	7.24	<p>Amend final sentence:</p> <p>Proposals for disposal of non-hazardous waste which arises from locations outside County Durham will be resisted as the creation of capacity to dispose of non-hazardous waste from other areas would not be consistent with the proximity principle.</p>
AM133	71	7.26	Amend sentences:

		 including the requirements of Policy MW1 (General criteria for considering minerals and waste development) and Policy MW19 (Water Resources - <u>Landfill, Landraise and Inert Waste Other Recovery</u>) and the applicable requirements of Policy MW20 (Mineral Site Restoration, Landfill and Landraise).
AM134	74	MW20	Amend criterion 6: in accordance with Policy MW16 (Inert Waste Other Recovery) and MW17 (Inert Waste Disposal via Landfill); and
AM135	75	8.1	Amend second bullet: Concreting plants which are can be located on industrial estates.
AM136	75	8.2	Amend second sentence: Restoration and after use need to be seen as an integral part of any mineral, landfill or land raise landraise proposal.
AM137	75	8.3	Amend second sentence: To ensure high quality restoration, applicants are therefore always encouraged therefore to discuss their proposals for restoration, after-use, and aftercare with the Council prior to planning applications being submitted. Amend final sentence: 'This is considered particularly important where their proposals are near to local communities.'
AM138	75	8.4	Amend third sentence: However, for some larger and longer-term sites and when a substantial change to an existing restoration scheme is proposed, a restoration masterplan may be required together with the submission of further detailed restoration proposals at specified stages of the development.
AM139	75	8.6	Amend first and second sentence:

			<p>Planning conditions can provide for aftercare provisions to be put in place for a period of up to five years following restoration, to successfully establish an after-use after use. However, there may be circumstances where it may be appropriate to extend the period for after-care and maintenance in some circumstances, for example many habitats and species may require such agreements for a period of more than five years for the after-use after use to become established, and they may also be sought to secure any required or desired long-term management.</p>
AM140	77	8.11	<p>Amend first sentence:</p> <p>Once sites have fulfilled their primary purpose, their restoration should seek to enhance the wider environment through the delivery of beneficial after-uses after use. The Council considers that the development of such beneficial after-uses after use may also help to mitigate, in some degree, the adverse impacts of the use of the site during its operational life.</p>
AM141	77	8.13	<p>Amend first sentence:</p> <p>After-uses After use delivered through high quality site restoration can:</p>
AM142	77	8.15	<p>Amend third sentence:</p> <p>Where other agricultural land is to be restored to an agricultural after-use after use, the restoration scheme should be designed to achieve a good standard of restoration, consistent with the former quality of the land.</p>
AM143	78	8.16	<p>Amend sentences:</p> <p>.... appropriate after use. Policy MW17 (Inert waste disposal via landfill) has been prepared to provide the framework to address such proposals. It is also recognised that inert waste can assist in helping deliver restoration landforms and in instances where a proposal can be demonstrated to be other recovery, Policy MW16 (Inert Waste Recovery) will be applicable.</p> <p>.....</p>
AM144	78	8.17	<p>Amend first sentence:</p>

			A separate planning application may also be required for some proposed after-uses <u>after uses</u> , though this is unlikely to be the case where reclamation to agriculture, forestry/community woodland, nature conservation or informal recreation not involving substantial public use is involved.
AM145	80	Chapter Title	Amend chapter title: Chapter 9 – Potential Non-Strategic Minerals and Waste <u>Site</u> Allocations
AM146	80	9.2	Amend first sentence: Through the strategic policies of the County Durham Plan, the Council sought to ensure a steady and adequate supply of minerals over the plan period to meet society’s needs. Amend second sentence: <u>County Durham Plan</u> Policy 49 (Primary Aggregates Provision) of the County Durham Plan sets out the scale of future aggregate working based upon the Council's Local Aggregate Assessment ⁶⁴ at the time that the County Durham Plan was prepared. Amend sixth sentence: <u>County Durham Plan</u> Policy 50 (Locational Approach to the Future Supply of Primary Aggregates) sets out the locational approach to the future supply of primary aggregates including for any proposals for non-strategic sites in the M&WDPD and for planning applications. <u>County Durham Plan</u> Policy 52 (Brick Making Raw Materials) sets out the approach to ensuring that a steady and adequate supply of brick making raw materials can be maintained. <u>County Durham Plan</u> Policy 53 (Surface Mined Coal and Fireclay) and County Durham Plan Policy 54 (Natural Building and Roofing Stone) address their relevant minerals. Amend final sentence:

			Finally, County Durham Plan Policy 60 (Waste Management Provision) addresses future waste provision and within its provisions sets out the waste management capacity gap or surplus for specific waste facility types.
AM147	80	9.4	<p>Amend sentence:</p> <p>These three sites were for two Preferred Areas for carboniferous limestone, a 3.7 million tonne allocation to the west of Heights Quarry near Eastgate in Weardale and an 8.2 million tonne eastern extension to Hulands Quarry near Bowes in Teesdale (County Durham Plan Policy 58) and one Strategic Area of Search for coal measures mudstone, to meet the future needs of Todhills Brickworks near Newfield (County Durham Plan Policy 59).</p>
AM148	82	9.10	<p>Amend third sentence:</p> <p>Permitted reserves of Basal Permian sand at Thrislington West Quarry have been worked more quickly and are now expected to be exhausted by 2025, which is five years before the site's <u>site's</u> planning permission ends in 2030.</p> <p>Amend fifth sentence:</p> <p>In addition, the operator of Old Quarrington and Cold Knuckles Quarry now advises that due to increased sales, permitted reserves are now expected to be exhausted by 2027</p> <p>Amend sixth and seventh sentences:</p> <p>Further to this, the Council's Local Aggregate Assessment has considered further the likelihood of inactive sites contributing to future supply and for the time being discounted, the prospect of working resuming at Hummerbeck⁶⁸, which is a very old sand and gravel site dating from 1969. The scale of overall sales has also increased because of sand and gravel working commencing at Low Harperley Quarry near Wolsingham⁶⁹.</p>
AM149	83	9.11	Amend sentences:

		 The allocations identified under Policy MW23 <u>21</u> (Site specific allocations at Thrislington West Quarry) and Policy MW24 <u>22</u> (Site Specific Allocation Northern Extension to Crime Rigg Quarry) are considered sufficient to provide for the plan allocation which have been identified (see g).
AM150	83	Table 1	Amend Row C second column. Demand Forecast 01/01/2021 to 31/12/2035 (15 years)
AM151	84	9.14	Amend fifth sentence: The latest Local Aggregate Assessment advised that provision remains for a further 2.93 million tonnes of carboniferous limestone to be made to meet the County Durham Plan target of 14.1 14.3 million tonnes.
AM152	85	9.17	Amend second sentence: While the periodic review of this site under the Environment Act is ongoing, the Council concluded a Regulation 63 Review under the Conservation of the Habitats and Species Regulations 2010 (as amended) in 2015.
AM153	85	9.19	Amend only sentence: The Council's reasoning for the allocation or non-allocation of sites is set out within <u>the County Durham M&WDPD Assessments of potential Minerals and Waste sites in County Durham – submitted in response to a call for sites 2021 (November 2022)</u> the accompanying assessment document ⁷⁵ which has been updated following consultation on the Draft M&WDPD last year. Delete footnote 75. County Durham M&WDPD Assessments of potential Minerals and Waste sites in County Durham – submitted in response to a call for sites 2021 (November 2022)
AM154	86	9.22	Amend final sentence:

			While there is no shortfall of need for magnesian limestone aggregate, the deposits overlying the basal Permian sand north of Crime Rigg Quarry will also contribute to the steady and adequate supply of magnesian limestone and maintain productive capacity.
AM155	86	Policy MW21	Amend: Policy MW21- Site specific allocations at Thrislington West Quarry
AM156	87	9.23	Amend sentence: Thrislington West Quarry is a large magnesian limestone and Basal Permian sand quarry, located on the Magnesian Limestone Escarpment to the South south of West Cornforth and east of Ferryhill.
AM157	87	9.24	Amend sentence one: Through the provisions of Policy MW21, the M&WDPD....
AM158	90	9.27	Amend sentence one: Through the provisions of Policy MW22, the M&WDPD.....
AM159	91	9.29	Amend criterion c: Biodiversity - The site allocation is open arable farmland divided by a network of hedgerows and in frequent infrequent trees and there are no ecological designations within or near to the site allocation. However, a full ecological assessment of the site would be expected at the planning application stage;
AM160	92	9.29	Amend criterion g final two sentences: However, given the geology of the site allocation and its location directly to the north of the existing Crime Rigg Quarry Site of Special Scientific Interest (SSSI), it also has the potential to provide geological exposures which are comparable with the existing Crime Rigg Quarry SSSI. In accordance with Policy MW24 23 , the acceptability of a planning application for further inert waste disposal within the void of the existing Crime Rigg Quarry (south of the B1283), which would have an adverse effect on Crime Rigg Geological SSSI will be dependent upon the submission of sufficient geological, environmental and economic

			evidence to demonstrate the viability of the northern extension becoming the replacement geological SSSI, whilst at the same time demonstrating that comparable special interest features will be exposed within the allocation during the transition period (i.e., the landfill operations are concurrent with the new SSSI interest feature exposures).'
AM161	95	9.32	Amend final sentence: ' However, it is recognised that as an existing quarry with a landfill within it, that subject to a satisfactory detailed assessment of the site's environmental acceptability, that further landfilling at this site could contribute to longer term need for inert waste disposal.'
AM162	95	9.34	Amend first sentence: Subject to an acceptable planning application being submitted, the site allocation could provide additional void space capacity which would enable inert waste disposal to continue once the existing remaining void space is exhausted, and could contribute to help meeting the identified need for waste disposal in the County Durham Plan to 2035.
AM163	96	9.35	Amend criterion e) final sentence: Through the preparation of a planning application a detailed hydrological and hydrogeological investigation and risk assessment will be required;
AM164	99	9.36	Amend final sentence: There are currently a number of planning permissions at the combined Old Quarrington and Cold Knuckle Quarry, however, planning permission at Cold Knuckles Quarry currently requires that restoration of the quarry by 3rd July 2026.
AM165	100	9.38	Amend final sentence: The allocation would contribute to meeting the identified need for waste disposal in the County Durham Plan but given the scale of proposed disposal would not alone meet ongoing disposal requirements which are currently met in County Durham for inert waste by Crime Rigg Quarry Landfill landfill , Bishop Middleham Quarry Landfill landfill and Old Quarrington Quarry Landfill landfill .

AM166	100	9.39	<p>Amend first sentence:</p> <p>The site allocation lies within an operational quarry and whilst being overlain by two local environmental designations (Old Quarrington Quarry Local Geology Site (LGS) and Quarrington Hill & Coxhoe Bank Plantation Local Wildlife Site (LWS)), which These have already been considered through the existing planning permissions for the existing operational quarry.</p>
AM167	100	9.39	<p>Amend criterion a final sentence:</p> <p>Subject to detailed design, there would be it is unlikely that there would be significant effects on landscape character during the operational period and post restoration, but this will need to be confirmed through a future planning application;</p>
AM168	103	10.2	<p>Amend final sentence:</p> <p>It also aligns with the monitoring that is undertaken separately by the Council's Planning Development-Control Management Team which monitors all minerals and major waste planning permissions granted by the Council through its monitoring and enforcement role.</p>
AM169	103	10.3	<p>Amend first sentence:</p> <p>The policies set out in the M&WDPD will primarily be implemented through the development management process, through the process of determining determination of planning applications and through the consideration of the outcome of any appeals following the refusal of planning permission by the Council.</p>
AM170	106 and 107	Table 10.1	<p>Row Policy MW2 amend: MW2 (Mineral Exploration)</p> <p>Row Policy MW3 amend: MW3 (Benefits of Minerals Extraction)</p> <p>Row Policy MW6 amend: MW6 (Vibration from Blasting)</p> <p>Row Policy MW8 amend: Policy MW8 (Mineral Rail Handling Facilities)</p> <p>Row Policy MW9 amend: MW9 (Borrow Pits)</p> <p>Row Policy MW10 amend: MW10 (Ancillary Minerals Related Infrastructure)</p> <p>Row Policy MW11 amend: MW11 (Periodic Review of Mineral Planning Permissions)</p>

			<p>Row Policy MW12 amend: Policy MW12 (Exploration, Appraisal and Production)</p> <p>Row Policy MW13 amend: Policy MW13 (Transport of Oil and Gas)</p> <p>Row Policy MW14 amend: Policy MW14 (Vein Minerals, Metalliferous minerals, Lithium and Silica Sand)</p> <p>Row Policy MW15 amend: Policy MW15 (Peat)</p> <p>Row Policy MW16 amend: MW16 (Inert waste 'other recovery')</p> <p>Row Policy MW17 amend: Policy MW17 (Inert Waste Disposal via landfill)</p> <p>Row Policy MW18 amend: Policy MW18 (Non-Hazardous Landfill)</p> <p>Row Policy MW19 amend: Policy MW19 (Water Resources- <u>Landfill, Landraise and Inert Waste Other Recovery</u>)</p> <p>Row Policy MW20 amend: Policy MW20 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Row Policy MW21 amend: Policy MW21 (Site specific <u>A</u>allocations at Thrislington West Quarry)</p> <p>Row Policy MW22 amend: Policy MW22 (Site Specific Allocation Northern Extension to Crime Rigg Quarry)</p> <p>Row Policy MW23 amend: Policy MW23 (Site Specific Allocation Inert Waste Infilling at Crime Rigg Quarry)</p> <p>Row Policy MW24 amend: Policy MW24 (Site Specific Allocation Inert Waste Infilling at Cold Knuckle Quarry)</p>
AM171	108	Appendix A	<p>Amend chapter title wording:</p> <p>Appendices - Appendix A: Table of Superseded/<u>Replaced</u> Policies</p>
AM172	108	Table A1	<p>Amend title: County Durham Minerals Local Plan and County Durham Waste Local Plan Policies which <u>have been</u> will be superseded/replaced by policies within the Minerals and Waste Policies and Allocations Document.'</p> <p>Amend header cell row 1 /column 2: <u>Superseded or</u> Replaced by</p> <p>Amend table row 1 column 2: MW9 (Borrow pits)</p> <p>Amend table row 2 column 2: MW2 (Mineral Exploration)</p>

			<p>Amend table row 5 column 2: MW21 (Water Resources <u>General criteria for considering minerals and waste development</u>)</p> <p>Amend table row 7 column 2: MW8 (Mineral Rail Handling Facilities)</p> <p>Amend table row 11 column 2: MW2220 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Amend table row 12 column 2: MW2220 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Amend table row 13 column 2: MW10 (Ancillary Minerals Related Infrastructure)</p> <p>Amend table row 14 column 2: MW2220 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Amend table row 15 column 2: County Durham Plan <u>Policies 61 (Location of New Waste Management Facilities)</u> and 29 (<u>Sustainable Design</u>)</p> <p>Amend table row 16 column 2 MW11(<u>General criteria for considering minerals and waste development</u>)24 (Water Resources)</p> <p>Amend table row 17 column 2: MW1921 (Water Resources- <u>Landfill, Landraise and Inert Waste Other Recovery</u>)</p> <p>Amend table row 20 column 2: MW2022 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Amend table row 22 column 2: MW1719 (Inert Waste Disposal via landfill), MW1820 (Non-Hazardous Landfill)</p> <p>Amend table row 23 column 2: MW1618 (Inert waste 'other recovery')</p> <p>Amend table row 25 column 2: MW2220 (Mineral Site Restoration, Landfill and Landraise)</p> <p>Amend table row 26 column 2: MW2220 (Mineral Site Restoration, Landfill and Landraise)</p>
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Additional Modifications Identified Post Consultation on Main Modifications

Ref	Page	Policy/ Paragraph	Additional Modification
PAM1	30	30	<p>Amend footnote to reflect renumbering of NPPF paragraph 211 to 217 in December 2024.</p> <p>‘In accordance with NPPF paragraph 211<u>217</u> great weight will not be afforded to the benefits of surface mined coal extraction and whose benefits are referred to by the NPPF as national, local and community benefits and will be considered on an individual basis in the context County Durham Plan Policy 53 (Surface Mined Coal and Fireclay)..</p>
PAM2	63	6.25	<p>Amend sentence one to reflect renumbering of NPPF paragraphs 172 and 173 in December 2024.</p> <p>....the provisions of NPPF paragraphs 172<u>182</u> and 173<u>183</u> and where applicable the major development test”</p>
PAM3	75	8.3	<p>Amend sentence six to reflect renumbering of NPPF paragraph 210 in December 2024.</p> <p>‘High quality restoration will be sought in accordance with the NPPF paragraph 210<u>216</u> h) and what...’</p>
PAM4	89	Policies Inset Map 1	<p>Delete unnecessary labelling on map by removing, “Existing Permission” and “Proposed Allocation”. Amend legend from “Thrislington Quarry Proposed Allocation” to “Thrislington Quarry Allocation”.</p> <p>This is to ensure consistency with Inset Map 3 and 4. The labels are also superfluous given the legend which needs to be updated to reflect that the allocation is now not proposed.</p>
PAM5	93	Policies Inset Map 2	<p>Delete unnecessary labelling on map by removing, “Existing Permission” and “Proposed Extension”.</p> <p>This is to ensure consistency with Inset Map 3 and 4. The labels are also superfluous given the legend.</p>