

ADOPTION OF NORTH LONDON WASTE PLAN**COUNCIL**

26 JANUARY 2022

CLASSIFICATION:

OPEN

WARD(S) AFFECTED:

All Wards

GROUP DIRECTOR:

Ajman Ali, Group Director Neighbourhood and Housing

1. SUMMARY

- 1.1 Hackney, in partnership with the six other North London boroughs (Barnet, Camden, Enfield, Haringey, Islington and Waltham Forest) in their collective capacity as the North London Waste Authority (NLWA), have been working collaboratively for over ten years to produce the North London Waste Plan (NLWP).
- 1.2 The NLWP is a statutory planning framework document that supports the management of North London's waste. The purpose of the NLWP is to ensure there will be adequate land provision across all seven boroughs through to 2035 that is capable of supporting waste management facilities of the right type, in the right place and at the right time.
- 1.3 The NLWP also seeks to support the NLWA led delivery of sustainable waste management by promoting the principles of the waste hierarchy, alongside other measures such as improving resource management, promoting waste prevention, general waste reduction and increasing recycling rates.
- 1.4 The NLWP identifies a need for around 6.4 hectares of land across all seven boroughs and identifies areas suitable for waste management facilities to meet that requirement. The identified areas are in addition to the existing safeguarded waste sites in North London.
- 1.5 It should be noted that the NLWP identifies two existing waste sites and one area within the Hackney Planning Authority's area. All sites and areas are currently identified in Hackney's Local Plan, LP33, and designated as employment or industrial land assets. Two additional areas are identified in the NLWP that sit within the London Legacy

Development Corporation Planning Authority's area in Hackney Wick. The details for information only can be found in section 4.13 of this report.

2. RECOMMENDATIONS:

Council is recommended to:

- 1. Adopt North London Waste Plan (Appendix 1) in accordance with the Planning Inspector's Report and Schedule of Main Modifications (Appendix 2).**
- 2. Note that Cabinet has delegated authority to the Strategic Director for Sustainability and Public Realm to approve administrative alterations, typographical amendments, to improve cross referencing (e.g para numbering, page numbering) and typographical errors prior to the publication of the final plan.**

3. BACKGROUND

- 3.1** The seven planning authorities of Barnet, Camden, Enfield, Hackney, Haringey, Islington and Waltham Forest have worked together to produce the North London Waste Plan (NLWP). The Plan forms part of the suite of documents that make up the Local Plan / Development Plan for each of the North London Boroughs.
- 3.2** 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. The London Plan apportions an amount of waste to each borough that must be managed and states that boroughs may wish to collaborate by pooling their apportionments.
- 3.3** In 2013, the North London boroughs invited representations about the NLWP and a series of Focus Group events were held in 2014. The draft NLWP public consultation took place between July-September 2015. The Draft Plan provided an 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. Comments received on the Draft Plan as well as an updated Data Study and changes to national, regional and local policies were taken into consideration for the Proposed Submission NWLP.

- 3.4 The Proposed Submission NLWP was approved by the individual boroughs in the autumn of 2018 for consultation at Regulation 19 stage. The seven North London boroughs submitted the NLWP to the Secretary of State for examination in public on 8 August 2019. Hearing sessions were held on the 20 and 21 November 2019.
- 3.5 Following the hearings, consultation on main modifications were undertaken between October and December 2020. Representations were forwarded to the Planning Inspector for them to consider in the final stages of the examination and to inform the recommendations in his final report.
- 3.6 The Inspector's Report and Schedule of Main Modifications were received on the 27th October 2021 (Appendix 2) confirming that the plan is sound, subject to modifications.

Inspector's Report and Main Modifications

- 3.7 The main modifications do not significantly affect the objectives, aims and direction of the NLWP. There are three main reasons for the modifications as set out below;
- The modifications contribute to consistency, clarity and/or correct errors.
 - The modifications are required to ensure the wording in the NLWP is consistent with the London Plan.
 - The modifications are required to ensure clarity about the purpose of the Strategic Principles and Objectives of the NLWP.

4 POLICY CONTEXT

- 4.1 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 moves 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.

Spatial Principles

- 4.2 The NLWP is underpinned by the following spatial principles:
- Make use of existing sites
 - Seek a geographical spread of waste sites across North London, consistent with the principles of sustainable development
 - Encourage co-location of facilities and complementary activities

- Provide opportunities for decentralised heat and energy networks
 - Protect local amenity
 - Support sustainable modes of transport
- 4.3 There are eight development management policies which cover the following areas:
- Existing waste management sites
 - Locations for new waste management facilities
 - Windfall sites
 - Re-use and Recycling Centres
 - Assessment criteria for waste management facilities and related development
 - Energy recovery and decentralised energy
 - Waste water treatment works and sewage plant
 - Control of inert waste

Targets

- 4.4 The London Plan projects how much LACW and C&I waste is likely to be generated in the capital over the next 20 years and apportions an amount of these two waste streams to each borough. The North London boroughs have pooled their apportionments and will meet this collectively through existing sites and Priority Areas.
- 4.5 In addition, the London Plan sets recycling and recovery targets.

Capacity gap

- 4.6 The capacity gap is the difference between projected waste arisings and existing or pipeline capacity.
- 4.7 The capacity gap equates to a requirement of approximately 6.4 hectares of land, but the amount of land required depends on the type of facility and the technology being used. To meet the capacity gaps, the North London boroughs will seek opportunities for new capacity through intensification of existing sites and/or new facilities. New technologies may come forward during the plan period which require less land. The NLWP policies will help maximise the capacity of a site while mitigating any environmental impacts. The land required is indicative only and new capacity will be monitored rather than land.

Existing sites

- 4.8 The NLWP safeguards the waste management capacity of existing waste sites and permits expansion or intensification of operations at existing waste sites where the proposal is in line with the relevant aims and policies. Existing waste sites are safeguarded for waste use in the London Plan and also through the NLWP.

- 4.9 In Hackney the existing waste sites are 1a Downs Road¹ and the Millfields Depot. Both sites are safeguarded as waste facilities.

New areas suitable for waste management

- 4.10 The NLWP directs new waste facilities towards locations assessed and selected as the most suitable in North London which are identified as “Priority Areas”. The identification of Priority Areas allows for flexibility in bringing forward a range of locations across North London, allowing for a better geographic spread of opportunities for future waste development that is consistent with the spatial principles of the plan to meet North London’s requirement.
- 4.11 The following Priority Areas for new waste management facilities are identified in the NLWP:

Area ref	Area Name	Size (ha)	Borough
A02-BA	Oakleigh Road	0.99	Barnet
A03-BA	Brunswick Industrial Park	3.9	Barnet
A04-BA	Mill Hill Industrial Estate	0.9	Barnet
A05-BA	Connaught Business Centre	0.9	Barnet
A12-EN	Eley’s Estate	26.1	Enfield
A15-HC	Millfields LSIS	1.48	Hackney
A19-HR	Brantwood Road	16.9	Haringey
A21-HR	North East Tottenham	15.32	Haringey
A22-HR	Friern Barnet Sewage Works/ Pinkham Way	5.95	Haringey
A24-WF	Argall Avenue	26.91	Waltham Forest

- 4.12 For Hackney, only one new area is proposed - Millfields Locally Significant Industrial Site (LSIS). This area is designated in Hackney’s Local Plan as an LSIS, which are the preferred locations for waste management and recycling facilities, industrial, manufacturing and storage and distribution uses. The existing waste transfer depot sits within this wider LSIS designation.
- 4.13 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

¹ Planning permission 2015/0555 was granted for the demolition and redevelopment of the site for mixed use comprising residential, commercial, retail, community and a replacement waste facility. Work commenced in 2017, and is likely to be completed in late 2021/ early 2022.

under the Memorandum of Understanding that the boroughs have agreed with the LLDC, three areas have been identified as potentially suitable for waste use.

Area ref	Area Name	Size (ha)	Borough
LLDC1-HC	Bartrip Street	0.6	Hackney
LLDC2-HC	Chapman Road (Palace Close)	0.33	Hackney
LLDC3-WF	Temple Mill Lane	2.1	Waltham Forest

- 4.14 Both sites in Hackney are currently in commercial / industrial use and are designated as Locally Significant Industrial Sites in the LLDC Local Plan. The LLDC and the four boroughs (Hackney, Newham, Tower Hamlets and Waltham Forest) are working collaboratively to ensure that planning powers are transferred back to the boroughs by the end of December 2024.

Next Steps

- 4.15 It is anticipated that all seven boroughs will adopt the NLWP through their respective procedures by Spring 2022.
- 4.16 The roles and responsibility of different organisations required to deliver infrastructure, application of the policies to planning proposals, ongoing regulations and monitoring of the local waste management sector, and achieving performance levels are identified in the Plan. The Boroughs have agreed to monitor the NLWP annually through a lead Borough agreement, and review the NLWP every 5 years. Monitoring indicators include waste arisings, management capacity, location of new facilities and imports/exports.

5. COMMENTS OF THE GROUP DIRECTOR, FINANCE AND CORPORATE RESOURCES

- 5.1 There are no direct financial implications from the report's recommendations. There is continued contribution to the North London Waste Authority from the levy which is included in the budget.

6. COMMENTS OF THE DIRECTOR OF LEGAL AND GOVERNANCE SERVICES

- 6.1 The Council is authorised to approve the recommendations in Section 3 of this report pursuant to:
- Article 4.6(ii) of the Constitution which states that Full Council will among other things exercise functions on approving or

adopting the policy framework. Articles 4.7 and 4.8 of the Constitution define the policy framework, which includes ‘the Local Development Framework’ prepared pursuant to section 15 of the Planning and Compulsory Purchase Act 2004. Section 15 of this Act has been amended and now refers to ‘development plan documents’ instead and includes strategic planning policies such as the NWLP; and

- Clause 3.3.1 (3) of Part 3 of the Constitution which authorises Full Council to approve or adopt plans including the Local Development Framework (which includes the NWLP).

Statutory and Policy requirements to have an up to date Local Plan

6.2 The following statutory and national planning policy provisions emphasise the primacy of Local Plans (also termed as development plans) in planning decision making:

- Section 28 of the Planning and Compulsory Purchase Act 2004 and regulation 5(1)(a) of the Town and Country (Local Planning)(England) Regulations 2012 authorises two or more local planning authorities to agree to prepare one or more joint local development documents, which would include the NLWP;
- Section 17(6) of the Planning and Compulsory Purchase Act 2004 requires local authorities to keep their Local Plans under review;
- Regulation 10A(1) of the Town and Country Planning (Local Planning) (England) Regulations 2012 requires local planning authorities to review their Local Plans every five years; and
- Paragraph 15 of the National Planning Policy Framework states the planning system should be genuinely plan-led and succinct and places an emphasis on plans being up to date in order to inform future development.

APPENDICES

Appendix 1	North London Waste Plan - Proposed Submission (January 2019)
Appendix 2a	Planning Inspector’s Final Report (October 2021)
Appendix 2b	Schedule of Main Modifications (October 2021)
Appendix 3	Interim North London Waste Plan 2035 (November 2021), including the main modifications

BACKGROUND PAPERS (as defined by Local Government (Access to Information) Act 1985)

None

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