

## **NuLeAF Radioactive Waste Planning Group**

Note of the meeting held on 31 May, 2012 at Local Government House.

### **1. Attendance:**

Fred Barker	NuLeAF
Trevor Brown	Oxfordshire County Council
Catherine Draper	NuLeAF
Gillian Ellis-King	South Gloucestershire Council
Richard Evans	Cumbria County Council
Mike Garrity	Dorset County Council
Lillian Harrison	Kent County Council
Stewart Kemp	Observer - pending commencement in NuLeAF post on 18 July 2012
Philip Matthews	NuLeAF
David Palk	Suffolk County Council
Guy Robinson	Somerset County Council
Steve Smith	Copeland Borough Council

#### *Apologies:*

Doug Bamsey	Sedgemoor District Council
Heather Brown	Somerset County Council
Bob Chamberlain	Suffolk Coastal District Council
Peter Day	Oxfordshire County Council
Richard Griffin	Allerdale Borough Council
Louise Nurser	Lancashire County Council
Paul Prowting	Hampshire County Council
Jamie Simpson	Maldon District Council
Andrew Smith	Lancashire County Council
Lesley Stenhouse	Essex County Council
Phil Watson	Northamptonshire County Council

### **2. Note of the meeting of 8 December, 2011.**

The Note was agreed as correct and would be posted on the website.

***Action: CD***

### **3. Matters Arising**

Item 3 (6): the National Waste Management Plan has now been deferred to the end of 2013, with consultation carried out in autumn 2012. DP had raised the issue with the Waste PAG convenor.

## **4. Update on national developments in radioactive waste management**

A summary note had been issued prior to the meeting which covered:

- NDA strategy implementation
- NDA strategy development on integrated waste management (IWM) and site restoration;
- update on the proposal for a community benefits protocol
- future engagement meetings with NDA, Magnox and RSRL
- discussion with the Environment Agency (EA) on environmental permitting
- GDF sitting – possible Expression of Interest from Shepway DC, and
- UK strategy for the management of solid LLW from non-nuclear industry.

Points made during discussion were:

### NDA LLW strategy implementation

4.1.1 The new approach being taken by the VLLW Programme Delivery Group was welcomed. The group was scheduled to meet again in early July. NuLeAF would attend and feedback to RWPG members as appropriate.

**Action: PM**

4.1.2 A report detailing capacity against need is anticipated and will be disseminated.

**Action: PM**

4.1.3 NDA is in discussions with Magnox and RSRL regarding the potential for on-site disposal. Hopefully further information will be forthcoming at the July meeting.

### NDA strategy development on integrated waste management (IWM) and site restoration

#### *IWM*

4.2.1 The move from regional to local consolidation for ILW storage is a significant step.

#### *Site Restoration*

4.2.2 This has been suggested to NDA as an appropriate topic for discussion at the next engagement meeting.

### Community Benefits Protocol

4.3.1 Heads of Terms of Agreement for the Cumbrian Community Benefits Protocol have been set out and checked by lawyers for NDA and Copeland BC. A further meeting is scheduled within two weeks.

4.3.2 Cumbria CC has had legal advice that S106 must be the mechanism used to secure community benefits.

4.3.3 NuLeAF's approach should be reviewed in the light of the outcomes of the Cumbrian arrangements, developments within the wind industry and the National Infrastructure Plan.

#### NDA engagement meeting

4.4.1 Topics for discussion could include: site restoration, a 5/10 year timeline of potential planning applications, updates on ILW consolidation proposals and VLLW.

4.4.2 Bill Hamilton has indicated a willingness to hold the meeting towards the end of September.

4.4.3 GR has agreed in principle that he would be willing to give a presentation on developments in planning.

4.4.4 SS requested that he be able to attend – PM to discuss with BH.

**Actions: GR/PM**

#### Discussion with the Environment Agency (EA) on environmental permitting

4.5 When draft Briefing Note is received from Juliet Long it will be expanded to include SEPA.

**Action: PM**

#### GDF siting – possible Expression of Interest from Shepway DC

4.6.1 LH gave the group an update on Shepway DC's consideration of engaging the GDF siting process. Kent CC has expressed an opinion that it is not an appropriate facility for the area.

4.6.2 It was noted that the government was minded to legislate to make the GDF a national infrastructure project.

## **5. Update on local developments**

**Suffolk:** The initial allocation of monies from the mitigation fund associated with Sizewell B Dry Fuel Store has been made.

**Cumbria:** The Keekle Head planning application had been refused by the Development Control Committee. A meeting had been held with Sellafield regarding c20 proposed planning applications. SEPA is consulting with Cumbria CC and Copeland BC on proposals to send LLW to Lillyhall (Allerdale BC had been omitted from the consultation list)

**South Gloucestershire:** Oldbury ceased power generation on 29 February. Defuelling is scheduled to take 3 – 5 years.

**Northamptonshire:** The application for extension of planning consent for disposal at King's Cliffe will go to Development Control Committee on 24 July. PM would update PW on outcome of IWM TOG (note: meeting was

subsequently cancelled and is awaiting rearrangement). PW to be asked to provide early copy of Committee Report in order that this may be considered in papers for the July Steering Group. It was noted that attention should be paid on how the Examination Committee deal with the radioactive waste issues.

**Action: PM/PW/CD**

**Somerset:** Local Impact Report on Hinkley Point C application is available on NID [website](#). Includes topic paper on radioactive waste issues and includes reference to 2 funds, one for the storage of waste until the GDF is available, and the other in respect of decommissioning. The issue of wet v dry storage was referred to under comments regarding risk perception. Hearings commence 26 June – no specific waste hearing has been scheduled as yet.

EDF's response to the Waste Topic Paper was proposed as a topic for discussion at the next RWPG meeting.

**Action: SK/PM**

**Kent:** LH had attended her Local Community Liaison Committee. It was hoped that the remaining fuel would be taken off site by end of June. This would result in a release of 50 staff. The transfer of Fuel Element Debris (FED) from Trawsfynydd had been delayed.

**Oxfordshire:** The planning application for the ILW store at Harwell has not yet been submitted. NDA has yet to complete its own review of the proposals to transfer waste from Winfrith to Harwell.

**Dorset:** DCC had met with Winfrith re accelerated decommissioning, or as it was now called – portfolio management. The intention is to return a significant portion of land to heathland. The business case for transfer of waste to Harwell has not yet been approved by NDA.

## **6. Update on MWDFS and initial review of NuLeAF's interim advice**

6.1 A note was circulated prior to the meeting. Discussion points were:

- It was agreed that the remit of the advice would be expanded to include Local Development Frameworks (LDFs) and Local Development Plans (LDPs), and the overall advice should be aimed at Local Plans, not MWDFS.
- Consideration should also be given to whether a different approach should be taken in unitary and two tier authorities.
- In reference to the observations made in FB's paper (section 3), the paragraph stating that non LLW/VLLW disposal on a licensed nuclear site should take place was still applicable for Kent. The paragraph should be made to reflect the situation as per Oxfordshire CC's policy.
- The new advice should:
  - stress the importance of the Duty to Cooperate,

- deal with onsite disposal of VLLW/LLW
- deal with co-location of waste
- provide options which LAs can select as appropriate to the local situation
- make reference to what Planning Inspectors have said, and
- consider Sustainability Appraisal.

6.2 There were a number of issues which would influence the delivery of the updated Briefing Paper: the outcomes of: the ILW consolidation project, the LLW disposal group, and the Somerset CC and South Gloucestershire C hearings.

6.3 It was agreed that there was value in keeping the overview table up to date as an information source.

6.4 In response to an information request from NDA/LLWR Ltd, the group advised the EDs that adopted policies are under continual review, and the Annual Monitoring Report should identify any issues which need consideration. LH pointed out that the Duty to Cooperate worked both ways, and NDA/LLWR Ltd should keep in touch with their WPAs. NuLeAF to feedback to NDA/LLWR Ltd.

**Action: PM**

## **7. Date of next meeting**

It was agreed that, if possible, the next meeting would be held on the same day as the proposed NDA engagement meeting in late September.

**Action: CD/PM**

## **8. AOB**

RE commented that consideration needed to be given to the correlation between the MRWS process and local planning policies.

A brief overview of how the job share between SK and PM would work in practice.

The meeting thanked FB for his work on behalf of the group and the wider NuLeAF membership.

## ACTIONS FROM RWPB, 31 May 2012

Agenda item	Action	By	Status
4.1.1	Feedback to be passed to the group following the VLLW meeting in July.	PM	Meeting still to take place
4.1.2	Disseminate report on capacity against need	PM	Report not yet available
4.4.1	Discuss with BH topics for NDA engagement meeting (see also below)	PM	Done
4.4.3	Presentation on developments in planning at NDA engagement meeting, if topic is agreed	GR/PM	Arranged
4.4.4	Agreement to be sought from BH for SS to attend NDA engagement meeting	PM	Done
4.5	Expand draft Briefing Note from EA to cover SEPA	PM	Briefing note not received but further meeting with Juliet held and further actions now agreed.
5	PM to update PW on outcome of IWM TOG	PM	To do
5	PW to provide copy of Committee Report to PM	PW	
5	EDF response to Somerset CC Waste Topic Paper to be considered as subject for next RWPG	PM/SK	Report awaited.
6.4	Advice on circumstances for review and revision of MWDF policies to be fed back to NDA/LLWR Ltd	PM	Done

## ACTIONS FROM RWPG, 8 December 2011

Agenda item	Action	By	Status (17 May 2012)
3	To notify group members when WPAs carryout MWDF consultations	CD	On-going
4	To liaise with NDA regarding engagement with local authorities on local development plans	FB	See under 'update on national developments' to 31 May RWPG meeting

	and options for future use.		
4	To clarify purpose and process of topic paper on radioactive waste issues for Hinkley Point C	HB	See extracts from Local Impact Report in 'update on developments at sites' to 31 May RWPG meeting.
4	To facilitate discussions with EA re environmental permitting	FB	Discussions underway. See under 'update on national developments' to 31 May RWPG meeting