

Planning & Permitting

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Structure

- ➔ EA Guidance for developments requiring planning permission and environmental permits
 - ➔ Roles & responsibilities
 - ➔ Additional guidance for radioactive waste developments?
- ➔ EA consultation on Waste Management Plans
 - ➔ Themes from recent consultations
- ➔ Opportunities going forward?

1. Guidance for developments..

- ➔ Working Draft, May 2012. Published, Oct 2012.
 - ➔ For EA staff, LPAs, Planning Inspectorate & Developers
- ➔ Describes our role in the planning and permitting processes & how we will advise on developments requiring both
- ➔ Joining up advice to help developers parallel-track planning & permitting applications
 - ➔ Better understanding amongst developers of permitting issues during planning

Relationship between Planning & Permitting

➔ Separate but complementary

- ➔ Planning – focus on land use issues rather than the control of processes or emissions. Work on the basis that pollution control regime will be properly applied and enforced.
- ➔ Permitting – preventing pollution through the use of measures to prohibit or limit the release of substances to the environment from different sources to the lowest practicable level

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⇒ Both:

- ⇒ Take account of environmental risks and impacts
- ⇒ Are needed before a developer can operate the proposed development
- ⇒ May be granted or refused according to their respective legal requirements

⇒ Environmental considerations

- ⇒ Generally broader for planning
- ⇒ Scope for permitting defined by EPR activities

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⇒ Planning authorities:

- ⇒ Should be confident the development will not result in unacceptable risks from pollution when considering if the development is an appropriate use of the land
- ⇒ Not focus on controlling pollution where it can be controlled by other pollution regulations such as EPR
- ⇒ Take advice from other consenting bodies such as the EA in pre-application discussions.
- ⇒ Where significant issues are identified, consider parallel-tracking.

Joint Working?

- ⇒ Developers / EA / Local Authorities + others
- ⇒ Sharing information ↔ parallel-tracking
- ⇒ Come to us for advice:
 - ⇒ Pre-planning application – to help identify where pre-permitting application advice to the developer would help
 - ⇒ Our advice:
 - No major permitting concerns OR
 - Design changes could be needed OR
 - Parallel-tracking needed as we can't provide information until a permit application has been submitted

Further guidance for working together on radioactive waste developments?

- ➔ Any additional issues / points
 - ➔ Eg lessons from working with ONR?

- ➔ Establishing principles on ways of working together?

- ➔ Supplementing this guidance
 - ➔ Specific guidance / briefing note?
 - ➔ Illustrative examples?

2. Waste Management Plans

➔ Environment Agency consultation

- ➔ Recognition of need to make provision for radioactive wastes – arising locally and from elsewhere

➔ Schedule of production of WMPs?

- ➔ To help us plan our input
- ➔ Sharing our previous comments on Plans?

➔ What do you need from us?

National Waste Strategy & Planning

Waste Policy / Strategy?

- LLW Policy – 2007
- National Nuclear LLW Strategy – August 2010
- National Non-nuclear LLW Strategy (Anthropogenic) – March 2012
- NORM?

Plans?

- ➔ Directive Waste – England
- ➔ Directive Waste – Wales
- ➔ Directive Waste – Scotland
- ➔ Spent Fuel and Radioactive Waste - ?

3. Opportunities going forward?

➔ Review of principles

- ➔ Proximity
- ➔ Protection of people and the environment
- ➔ Best use of existing capacity
- ➔ Duty to co-operate
- ➔ Etc

➔ Enabling systematic consideration of options eg

- ➔ On-site disposal?
- ➔ Nearest suitable site for disposal? (within LA)
- ➔ Next nearest suitable site for disposal (outwith LA)

➔ Involvement

- ➔ NuLEAF / SCCORS / EA / SEPA / ONR / NDA / MoD ?

Anything else?