

Report to	Lead Cabinet Member for Transport and Environment
Date	5 December 2005
Report By	Director of Transport and Environment
Title of Report	Supplementary Planning Document – Construction and Demolition Waste
Purpose of Report	To consider the consultation representations, responses to them, any changes to the Supplementary Planning Document (SPD) and to seek approval to move to adopt the SPD.

RECOMMENDATIONS

- 1. To note the nature of the representations made on the draft East Sussex and Brighton & Hove Construction and Demolition Waste Supplementary Planning Document (SPD) and associated draft Sustainability Appraisal ('SA') and agree responses to them as set out in Appendices 1 and 2 to this report.**
 - 2. To approve amendments to the SPD and SA, as set out in Appendices 1 and 2, and adoption of the amended document as a Supplementary Planning Document, subject to any minor non-material alterations that may be made by the Director of Transport and Environment in consultation with the Lead Member for Transport and Environment and Brighton & Hove City Council.**
 - 3. To adopt the Construction and Demolition Waste Supplementary Planning Document.**
-
-

1. Financial Appraisal

1.1 The total cost of consulting on, publishing and adopting the Supplementary Planning Document (SPD) is approximately £32,000 which will be met from the Waste Local Plan budget and will be shared between the County Council and Brighton & Hove City Council on a two thirds/one third basis

2. Supporting Information

Background

2.1 The SPD is a new style document prepared in accordance with the Planning & Compulsory Purchase Act 2004. The document gives further detailed guidance and practical advice on how to reduce, re-use and recycle construction and demolition waste, related to policies in the East Sussex and Brighton & Hove Structure Plan (which are "saved" under the new Act) and the emerging policies in the East Sussex and Brighton & Hove Waste Local Plan. The SPD provides good practice guidance and identifies the necessary information that should be submitted with relevant planning applications. Preparation of SPDs are a way in which the County Council can improve the opportunities for developers to submit planning applications which accord with the Council's policies on development and sustainable waste management.

2.2 The SPD is being prepared jointly with Brighton & Hove City Council and the guidance also relates to policies in the adopted Brighton & Hove City Local Plan.

Consultation

2.3 Consultation on the draft SPD was carried out with a wide range of groups, organisations and industry representatives between 24 August and 30 September 2005.

Those who commented on issues relating to construction and demolition waste in the first and second deposit consultation stages of the Waste Local Plan were consulted directly on the draft SPD. Details of the consultation were advertised in the local press and on the Council's website. Copies of the draft SPD and associated SA were made available to view at deposit points around the County and on the Council's website.

2.4 Ten letters of representations were received. The Council now has to consider these and decide whether changes should be made in light of these representations. Summaries of the representations and proposed responses, including modifications to the text of the SPD, are set out in Appendix 1. Brighton & Hove City Council's Environment Committee is considering this at its meeting on 8 December 2005.

2.5 In accordance with the regulations, a summary of the main issues arising from the consultation will be advertised in the local press.

3. Environmental Issues

3.1 Planning legislation requires that an SPD must be subject to a SA, which assesses the contribution made by the draft SPD towards achieving sustainable development. A draft SA was made available during the consultation period. Some of the consultation responses sought changes to the SA and these are set out in Appendix 2.

4. Conclusion and Reasons for Recommendations

4.1 Comments were received on the draft SPD. These have been considered and modifications are proposed in the light of those comments. Once adopted, the SPD will reduce the environmental impacts of construction and demolition waste which arise in East Sussex and Brighton & Hove, and support policies in the Development Plan, including the Waste Local Plan.

BOB WILKINS
Director of Transport and Environment

Contact Officer: Tony Cook Tel. No. 01273 481653

Local Member(s): All

BACKGROUND DOCUMENTS

1. East Sussex and Brighton & Hove Waste Local Plan Proposed Modifications.
2. PPS12 (2004) Creating Local Development Frameworks.

**SPD – Construction & Demolition Waste
Comments from Consultees**

Name of Organisation	Summary of Comments	Councils' Proposed Response
South East England Regional Assembly (SEERA)	Unable to comment but wants to remind Council that SPDs should be consistent with current Regional Spatial Strategy (RPG9) and in this case, should take account of the emerging Regional Waste Strategy.	Comments noted. The SPD took account of RPG9 and the proposed alterations to RPG9 (Minerals and Waste).
English Nature (Sussex & Surrey Team)	This document does not have an impact on any statutory sites for nature conservation in B&H or East Sussex as it deals with principles of waste reduction rather than identifying sites for storing construction and demolition waste.	Comments noted
	English Nature is pleased with the emphasis on re-using/recycling and sustainability issues and minimising waste in the first place. Believes the Sustainability Appraisal addresses the relevant objectives.	Welcome positive feedback
DMH Stallard	Believes the SPD provides advice useful to people involved in the preliminary development scheme processes.	Welcome positive feedback
	The practical advice on how to produce Site Waste Management Plans (SWMPs) is useful. Suggest an example of one of these either within appendices or a link to where it can be found.	Further advice could be placed on the Waste Local Plan website regarding Site Waste Management Plans but page 18 of the SPD already gives the necessary links and it is considered that this gives sufficient guidance.
	The list of places to recycle/re-use and purchase materials is helpful, giving practical guidance as to where facilities can be accessed.	Welcome positive feedback
	Believes some incentive is needed to use the guidance or specify that a Site Waste Management Plan/Waste Minimisation Statement is required to accompany applications of more than a specified number of dwellings or floor space. An example could be to reduce the number of dwelling units that need to be affordable in	Comments noted but affordable housing is unrelated to the general application of the SPD which applies to all relevant developments. The incentive for developers is that they will incur lower costs where wastes can be recovered and reused than they would incur for the disposal of larger quantities of mixed wastes.

SPD – Construction & Demolition Waste
Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
	exchange for sustainable construction and demolition techniques.	
	Sustainable construction and demolition methods should be included within B&H City Council's Sustainability Checklist, encouraging integration of the document within the planning system.	Comments noted and a cross reference could be included to this SPD in any future revision to the Sustainability Checklist.
	Suggests a smaller leaflet style document as useful in providing information for smaller scale applications which may not need the full 'site selection & design' section in the more detailed document.	<p>Comments noted, but it is considered more appropriate to place the essential information in one detailed document to assist developers.</p> <p>However it is agreed that it would be helpful if the key information for developers regarding the application of the SPD, as set out in Section 15 should be replicated at the beginning of the SPD on page 3, under options:</p> <p>'The SPD applies to the following developments:</p> <ul style="list-style-type: none"> • All developments of 5 or more housing units or 500sq m built development when a Site waste Management Plan should be submitted • Smaller developments should submit a Waste Minimisation Statement see section 15 on page 17'
	Suggests more emphasis on use of local materials and where they can be sourced (another method of sustainable construction).	Comments noted but Appendix 5 of the SPD already contains a List of Recycled Building Materials and Architectural Salvage Companies (of which seven are in Sussex and five are in East Sussex.)
	Suggests implementing a broader look at sustainable construction. The draft document by Mid-Sussex District Council details more comprehensive methods of sustainable construction i.e. solar design and renewable energy. Suggest linking to this document or other external information sources.	<p>Comments noted, this is helpful. A new insertion of a para is recommended at the end of Appendix 1:</p> <p>It should be noted that this SPD will have links to other supplementary planning documents and guidance which deals specifically with sustainable construction and development. These include Brighton & Hove Sustainability Checklist and SBGH21 & SBGH16 Energy Efficiency and Renewable Energy and the emerging Brighton & Hove supplementary planning document on Developer</p>

SPD – Construction & Demolition Waste Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
		Contributions.
Robert Brett & Sons	Para 1.2 Believes document is of wider use than claimed, beneficial to anyone who manages construction and demolition waste.	Welcome positive feedback
	Para 2.1 The third bullet point should reflect the mechanism of reducing the quantity sent to landfill by stating/encouraging recycling and waste minimisation.	This is helpful and in response, it is recommended that the text should be amended to include 'by encouraging recycling and waste minimisation' at the end of the third bullet point, to clarify the SPD.
	Para 3.5 Only lists items that relate to demolition waste not to overall construction and demolition waste arisings. Excavated materials form the bulk of arisings and comprise of mainly clay, sand, gravel and rock.	This is helpful and in response, it is recommended that the SPD be amended with an additional bullet point specifying excavated materials as C&D waste arisings.
	Para 4.1 Believes there is confusion over the purposes and mechanisms of the two taxes. Lower landfill band is only paid when these materials are landfilled at non-exempt sites. Aggregate Levy's purpose was to reflect environmental cost of extraction on local communities. The levy is charged on all extracted aggregate adding £400 million pa to construction costs as indirect tax thereby encouraging use of alternatives (which are not subject to the levy). Falls in aggregate sales outstrip the increase due to lower levels of infrastructure increase.	Comments noted. In response, it is recommended that the last sentence of para 4.1 is amended so that the use of aggregates is explained, as follows: '.. aggregates that have been derived from previously used materials for construction are exempt from this charge'.
	Para 5.2 Available capacity of waste treatment facilities for the types of waste should be monitored to enable a ready comparison with current and emerging regional targets.	This is helpful and it is recommended that a further bullet point should be inserted in the monitoring section, referring to available capacity.

SPD – Construction & Demolition Waste
Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
Ian John	<p>Appendix 4 This is generally useful but the reference to Viridor's landfill site at Beddingham is now incorrect as the site is unable to accept asbestos. Suggests the following description applies to wastes accepted at Beddingham: 'non hazardous solid waste materials including wood, metal, plastic, soil and hardcore. No asbestos'.</p> <p>As there is no facility to accept asbestos within the boundaries of East Sussex and Brighton & Hove, it would be appropriate to refer to Viridor's Horton landfill site at Small Dole in West Sussex.</p>	<p>Viridor has now elected to take a licence for the site at Small Dole rather than at Beddingham and therefore the text needs to be brought up to date.</p>
T J Recycled Materials	<p>Generally supports, no specific issues raised about the content of the SPD.</p>	<p>Support positive feedback</p>
Environment Agency	<p>General: The document should be made more positive and engage people by explaining what they should do and how to do it rather than what they must not do. Suggests a more 'slim line' easier to follow document. Believes introduction (10p) and appendix (64p) could be signposted to electronic versions on the Waste Local Plan website. Main part of the document - Sections i and ii forming the core printed resource.</p> <p>The SPD should also make reference to the 'Sustainable & Secure Buildings Act 2004' review of Building Regulations, Part L.</p>	<p>Comments noted, but at this stage of launching an SPD which deals with a new topic, it is considered that publishing all the information is appropriate. However it is considered that the SPD could be divided into two parts.</p> <p>The appendices could be reordered so that the references to addresses, helpful sources and web sites can be published as a separate part of the document. The reordering and separation will allow these references to be kept up to date independently of the main SPD.</p> <p>Comments noted. Part L deals with energy conservation rather than waste (and was released after the publication of the draft SPD). It is recommended that reference to this regulation is inserted in 'References' p67 after ODPM.</p>

SPD – Construction & Demolition Waste
Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
	<p>Section ii: It should be stressed that 'sites' should be designed to reduce waste throughout the lifetime of the building not just during the construction phase and where possible the decommission phase.</p>	<p>Comments noted. It is recommended under subheading 'Project Planning' an additional bullet point be inserted that sites should be designed to reduce waste arisings throughout the lifetime of a building's existence.</p>
	<p>The SPD should emphasise the need to minimise first then segregate wastes at source. Too much reliance is placed on recycling and sorting out mixed wastes.</p>	<p>Comments noted. It is recommended that under subheading 'Design of Development' a new bullet point is inserted on accurately estimating correct quantities of materials to be acquired, thereby minimising potential wastage.</p>
	<p>Suggest more consideration to be given to contaminated soils, asbestos from demolition and hazardous wastes i.e. paint, glues, bitumen. Guidance should stress these must be identified and segregated. Significant proportion of pollution incidents occur at construction sites.</p>	<p>Comments noted. It is noted that a general disclaimer for hazardous waste is needed and it is recommended that this should be included at the end of Section i, para 3.6, as follows:</p> <p>'Hazardous wastes, for example paint, glues and bitumen must be identified and segregated. For guidance on what constitutes hazardous waste, reference should be made to the Environment Agency and the <i>'European Waste Catalogue'</i>'</p>
	<p>The Environment Agency Pollution Prevention Guidance Notes should be mentioned (particularly PPG06 'Working at Construction and Demolition Sites') as should the need to safely store fuels and other liquids to prevent pollution. These notes are available at www.environment-agency.gov.uk</p>	<p>Comments noted.</p> <p>It is recommended that the Pollution Prevention Guidance Notes (PPGs) are included (with a special reference to PPG06) in Appendix 3 p 33 of the SPD, rather than in Section ii.</p> <p>The Environment Agency's website provides a direct link to the Pollution Prevention Guidance Notes - www.environment-agency.gov.uk/ppg</p> <p>It is recommended that this link reference should also be included in Appendix 3.</p> <p>It is recommended an additional bullet point should be included concerning storage under the 'Waste Minimisation Table' Table 1 p19 referring to the need to contain materials/waste through bundling; or tying - so as not to be blown away; and the use of receptacles/containers to contain materials especially for liquid wastes is specified.</p>

SPD – Construction & Demolition Waste
Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
	<p>P13 point 12.6 Demolition Rubble 2nd paragraph. It should be made clear that when reusing construction and demolition waste developers must be registered either as exempt or licences must be obtained. The SPD should state that advice is to be sought from the Environment Agency.</p>	<p>Comments welcomed. It is recommended a sentence be inserted at the end of the second paragraph stating that advice is to be sought from the Environment Agency as to whether a licence is required or registration of exemption.</p>
	<p>Appendix 3: Links & References to Sustainable Construction Waste Management Suggest these inclusions in the appendix – 'Envirowise' and the 'Sustainable Business partnerships', as they are good sources of advice.</p>	<p>Comments welcomed. In response, it is recommended that Appendix 3 is reordered and set out more clearly. It is recommended that businesses are grouped together by type and headings are inserted to give greater guidance to users of the SPD.</p>
	<p>P33 states the Environment Agency deals with fly tippers – important to clarify this statement as the Environment Agency deals with organised illegal waste activity but Local Authorities deal with over 95% of fly tipping</p>	<p>Comments welcomed. In response, it is recommended that this paragraph is reworded to clarify the Environment Agency's role with regard to fly-tipping, as follows: 'The Environment Agency deals with large scale flytipping and or flytipping connected with organised criminal activity.'</p>
	<p>More emphasis and explanation should be placed on the 'Duty of Care'. It is only mentioned as a publication (p33) as are many matters in the appendices. Important to explain it.</p>	<p>Comments welcomed. It is recommended a new subheading '14' is inserted in Section ii after 13.3, explaining The Duty Care' and include a link to the 'The Duty of Care, A Code of Practice' document on the DEFRA website, as follows: Duty of Care Duty of care applies to anyone who is the holder of controlled waste. This includes anyone who produces, imports, keeps/stores, transports, treats or disposes of waste. Anyone subject to duty of care must identify and describe the kind of waste it is. The European Waste Catalogue (EWC) is a publication available from the Environment Agency website www.environment-agency.gov.uk</p>

SPD – Construction & Demolition Waste
Comments from Consultees

Name of Organisation	Summary of Comments	Councils' Proposed Response
		<p>agency.gov.uk which lists waste descriptions in a hierarchy and identifies different types of hazardous wastes.</p> <p>The duty of care is a provision whereby the holder must take all reasonable steps to keep waste safe and secure, so that it does not escape from their control; is prevented from causing pollution or harming anyone; and ensures there is no unauthorised deposit, treatment, keeping or disposal of controlled wastes. If this waste is to be transferred it must be undertaken by someone who is authorised to take it and has the capability to transport, recycle or dispose of it safely.</p> <p>The Duty of Care –‘A Code of Practice’ publication is available from: www.defra.gov.uk/environment/waste/management/doc/pdf .</p>
	<p>Water Resources: Recommend that SPD should include advice about conserving water and other resources such as energy. Whilst acknowledging this is peripheral information, the Environment Agency suggests a ‘signpost’ to the document should be included.</p>	<p>Comments welcomed. An additional comment had been added to the final bullet point on page 12 to remind developers about the potential to reuse water including rainwater, for other purposes on the construction site.</p> <p>For example rain water from the site and grey water from construction processes can be stored in a tank on site for general use e.g. wheel washing.</p>
<p>Sussex Enterprise</p>	<p>In support of the main themes in SPD and its attempt to develop new practices contributing to waste minimalisation and cost reduction. In realizing the savings attributed to recycling and waste management, businesses can invest long term in the environment, sustainability etc. Results of waste reduction can be fed back to businesses for analysis.</p>	<p>Positive feedback welcomed</p>
	<p>Endorses SPD also from the perspective of the South East Plan. Waste management/reduction can progress further with support from these policies.</p>	<p>Comments noted.</p>

**SPD – Construction & Demolition Waste
Comments from Consultees**

Name of Organisation	Summary of Comments	Councils' Proposed Response
Wartling Parish Council	Concerned about possible effects of increased traffic on the A271 due to bulk waste movements and for the consideration of other transport methods such as sea or rail.	Comments noted but they are not relevant to the content of this SPD document.
(Gillian Fensome) Countryside Advisor	No comments but a request for copies of the document to be forwarded	Comments noted but they are not relevant to the content of the SPD document.
Officer comments from Brighton & Hove's SEA Sustainability Appraisal Officer and the Sustainability Team	Mention needs to be made of the green waste generated by site clearance. Add mention on page 5 and page 14 to green waste.	<p>Page 4, 3.3 5, paragraph 3.5, insert a new bullet point after soil (instead of 'steel' which has been repeated):</p> <ul style="list-style-type: none"> • Green waste <p>Page 14, insert a new paragraph 12.11:</p> <p>Green Waste</p> <ul style="list-style-type: none"> • Can be composted.

Changes to the SPD in response to the Sustainability Appraisal (SA)

The draft SPD has been subject to a sustainability appraisal which has made several recommendations to improve its sustainability performance.

(The draft SA report was made available for public consultation at the same time as the draft SPD and the consultation responses to it are set out in appendix 3).

Recommendation in SA as to how the SPD could be improved	Response
<p>Emphasise the wider links to sustainable construction including the use of materials with low lifecycle impacts</p>	<p>It is recommended that on page 10, section 9.0 'design of development' that an additional question is asked:</p> <ul style="list-style-type: none"> • 'have the materials used for construction a low life cycle impact, with low embodied energy and low carbon input?' <p>In addition a foot note is added :</p> <p>'Further information on these materials can be found on the following link: http://www.constructingexcellence.org.uk/uksweden/best_practice.jsp?level=0 Page 30 of this SPD provides more information on Constructing Excellence'.</p>
<p>Provide a more positive contribution towards objectives relating to education and skills e.g. consider securing developer contributions towards construction training</p>	<p>Appendix 3, page 31 includes details of 'constructing futures' which is a programme managed by City College, Brighton and Brighton & Hove City Council, funded by the South East Development Agency. It is recommended that a contact telephone number and an up to date email contact should be added to the references and that the web reference to the conference in 2005 is deleted.</p> <p>'Constructing Futures', City College can be contacted on: telephone number 01273 667765 or via email at: constructingfutures@ccb.ac.uk</p>
<p>Provide specific advice to householders on C & D waste management</p>	<p>It is recommended that a reference is inserted on page 3 of the SPD under 'target audience' to:</p> <p>'Householders intending to carry out their own demolition and construction projects'</p>
<p>Better cross-referencing to environmental controls on C & D waste management</p>	<p>See also below pollution minimisation http://www.netregs.gov.uk/ The site provides guidance on how to comply with environmental law as well as advice on good environmental practice.</p> <p>Various links have been added through-out the SPD text to enable better cross-referencing.</p>

<p>The SPD should take account of the priorities identified in the community strategies and seek to ensure they are adequately reflected in the document for example skills and business development</p>	<p>See above the reference to 'constructing futures' which is incorporated in the SPD in appendix 3, page 31</p>
<p>The SPD should include where appropriate any measures which would help improve air and water quality</p>	<p>The following has been incorporated into the SPD page 12 a new paragraph entitled section 11: Pollution minimisation.</p> <p>It is recommended that during the demolition and construction phase that all possible pollution is minimised.</p> <p>Pollution from construction sites can take many forms that may escape the notice of the relevant authorities, but can still damage the local environment. Oil and fuel spillages, fly-tipping, and mud/silt from sites or lorry wheels are perhaps the most common causes of pollution from construction.</p> <p>In the most extreme cases contractors could find themselves being prosecuted by the Environment Agency for breaches of the Environment Act (1995) and, if found guilty, fined.</p> <p>Advice can be found on the environment agency website: http://www.environment-agency.gov.uk/ follow the links to construction and developers.</p> <p>The E.A can be contacted on 08708 506 506 and ask for your local Planning Officer if you require further information.</p> <p>Advice can also be found at the following link: http://www.netregs.gov.uk/ The site provides guidance on how to comply with environmental law as well as advice on good environmental practice.</p> <p>Best Practice examples can be found at the following link: www.constructingexcellence.org.uk see page 30 for further details.</p>
<p>There is a need to set up appropriate targets for C&D waste so that the impacts of the SPD can be monitored.</p> <p>Further consideration should be given to developing indicators and baseline information which will enable the effects of the C&D waste management policy to be monitored more effectively</p>	<p>The Sussex Environmental Reference Group (SERG) indicator 'Total tonnage of industrial/commercial waste arising and management type', can be used to assess the performance of the SPD together with an assessment of the number of planning applications which are received that include either a 'Site Waste Management Plan' or a 'Waste Minimisation Statement'.</p>
<p>The SPD should take account of the impact of guidance on the formation and survival of new businesses within the waste management</p>	<p>We agree that the formation and survival of new businesses within the waste management /construction sector would be a good indicator to establish the performance of the SPD and this indicator will be used to</p>

/construction sector particularly in the regeneration area.	monitor the SPD.
The SPD could emphasise wider links to sustainable construction, especially to materials that have low carbon impacts	<p>Add to Page 31 SPD after 'Constructing Excellence'</p> <p>'Sustainable Construction: Practical Guide for Planners and Developers. http://www.sustainable-construction.org.uk/</p> <p>A DTI funded programme to develop a practical set of measures that could be requested and delivered on different types of sites. Included are planning mechanisms available to ensure the measures are adopted in future development and have produced a training package for planners, RDAs, local authorities and developers covering the measures they should be promoting/adopting and the actions they can take to make sure they are implemented.'</p>

Environment Agency's Response to the draft 'Sustainability Appraisal'

SPD – Construction & Demolition Waste		
Environment Agency's Response to the draft Sustainability Appraisal prepared by ENTEC		
Question set by ENTEC	Summary of Environment Agency's (EA) response to the questions set by Entec	Councils' Response
Q1 Do you feel that the 'Construction & Demolition Waste SPD' option offers benefits over the 'No SPD option'?	<i>Yes the option of publishing a Construction and Demolition Waste SPD offers benefit over the 'No SPD Option'. The Environment Agency supports the concept and sentiment of the document.</i>	Support welcomed. No further change is recommended to the draft Sustainability Appraisal document in response to this comment.
Q2 Can you think of other options that should be considered?	<i>The two SPD options are considered reasonable. An alternative further option could be for the Councils to develop 'sustainable construction' SPDs.</i>	Brighton & Hove City Council has already prepared a 'Sustainability Check List' SPG and a 'Renewable Energy and Energy Efficiency in New Developments' SPG as separate documents. Whether or not new 'Sustainable Construction' SPDs are produced would be a matter for inclusion in future Core Strategy Development Plan Documents for all local planning authorities in the future. No further change is recommended to the draft Sustainability Appraisal document in response to this comment.
Q3 Does the sustainability report cover all the relevant effects arising from the C&D Waste SPD?	<i>Baseline information should include reference to indicators and targets developed by the Sussex Environmental Reference Group (SERG). Further information is contained in the note 'Guidance to Help Sussex Local Authorities and Other Organisations Incorporate the Environment into their Plan and Strategies' published November 2004.</i>	It is recommended that a cross reference is provided in the Sustainability Appraisal to the Sussex Environmental Reference Group (SERG) to raise awareness of the most recent indicators in the relevant SERG publication. The relevant indicator is for the: Total tonnage of industrial/commercial waste arising and management type. This indicator will be added to the S.A Report and will be used as an indicator to predict the performance of the SPD.

SPD – Construction & Demolition Waste

<p>Q4 Are there any additional ways in which you think the SPD could improve its contribution to sustainability?</p>	<p><i>Incorporation of SERG indicators and targets detailed in Q3 above.</i></p>	<p>See response above</p>
<p>General comments from the Environment Agency on the Sustainability Appraisal</p>		
<p>Paragraph 7.4.5 of the Sustainability Appraisal (SA)</p>	<p><i>The Environment Agency supports the recommendation at paragraph 7.5.4 of the Sustainability Appraisal, that greater cross referencing is to be made to pollution prevention within the SPD.</i></p>	<p>It is recommended that additional references to pollution prevention should be incorporated at page 33, appendix 3 of the SPD, see appendix 2</p>
<p>Section 2.1</p>	<p><i>This section does not acknowledge that the Structure Plan was subject to an environmental appraisal.</i></p>	<p>It is recommended that a footnote is added to the ENTEC Sustainability Appraisal on page 9, as follows:</p> <p><i>A Background Paper: 'Environmental Appraisal', was prepared in 1996 to inform the review of the East Sussex and Brighton & Hove Structure Plan 1991 – 2011.</i></p>
<p>Section 3.3</p>	<p><i>Reference to PPS23 should be included in the Environmental Objectives paragraph.</i></p>	<p>It is recommended that the references in the second paragraph of the 'Environmental Objectives' on page 19 of the Sustainability Appraisal include a reference made to 'PPS23 Planning and Pollution Control and (any subsequent revisions of government guidance)' to keep the reference up to date.</p>
<p>Section 4.5</p>	<p><i>Challenges: the Plan area has significant issues relating to flood risk, water resource management and contaminated land - suggest greater reference be made to these in the Sustainability Appraisal document.</i></p> <p><i>Useful if Construction Excellence indicators were listed in text in order to make reference meaningful.</i></p>	<p>It is recommend that a further bullet point is added to section 4.5, Challenges:</p> <ul style="list-style-type: none"> • <i>'Area has significant issues relating to flood risk, water resource management and contaminated land'</i>
<p>Section 4.7</p>	<p><i>Recommendation for the Councils to develop a set of indicators, targets and monitoring system as part of the Waste Development Framework(WDF) to be more explicitly set out in the text.</i></p>	<p>Comment noted. It is recommended that the final sentence of the paragraph be amended to read as follows:</p> <p><i>'Entec would advise the Councils to develop a Waste Local Plan and</i></p>

SPD – Construction & Demolition Waste

		<p><i>Waste Development Framework monitoring system that includes a set of indicators and targets'...</i></p>
<p>Appendix A</p>	<p><i>The Environment Agency queries the two baseline references to the Environment Agency web link. It considers these should refer to the Environment Agency's 'Environmental Indicators' and considers that links to ODPM & DEFRA information sources are missing.</i></p>	<p>Comments noted. The websites of the Environment Agency, DEFRA and ODPM are subject to change and publications are not always easy to find from the most obvious links, that is the home pages or publication search functions. However it is recommended that the most up to date links are included when the final document is published.</p>
<p>Appendix D</p>	<p><i>The update to UK's Sustainable Development Strategy 'Securing the Future' published March 2005 is not referenced in the Appendix although referred to in main document (paragraph 2.2)</i></p> <p><i>References to ODPM's draft Planning Policy Statements should be updated as they have been adopted.</i></p> <p><i>The Sustainability Appraisal does not include reference to the East Sussex and Brighton & Hove Waste Strategy 1998. There is no reference made to the Brighton & Hove Local Transport Plan.</i></p> <p><i>The reference to East Sussex Structure Plan on p24 of the appendix should read 'East Sussex and Brighton & Hove Structure Plan'. The Environment Agency queries whether the document referred to on p28 (the East Sussex and Brighton & Hove Structure Plan) is the same as on p24 of the document. The references should be the same to avoid confusion.</i></p>	<p>Comments noted.</p> <p>It is recommended that these references will be clarified and brought up to date when the final version is published as part of the general editorial process.</p>