

Coventry Local Plan Review

Regulation 19

Proposed Submission (Publication) Stage Representation Form (guidance note below)

Ref:

(For official use only)

**Name of the Plan
to which this
representation
relates:**

**Coventry Local Plan Review – Regulation 19 Proposed
Submission (Publication)**

**Please return to Coventry City Council in writing or electronically by 23:59 03
March 2025 email to planningpolicy@coventry.gov.uk, via our consultation portal
<https://coventrycitycouncil.inconsult.uk/system/home> or by post to Planning Policy
Team, PO Box 7097, Coventry, CV6 9SL**

Please refer to the following data protection/privacy notice:
www.coventry.gov.uk/planningpolicyprivacynote

Please also note that that a copy of your representation(s) will be made available to the Planning Inspectorate and to the person appointed by the Secretary of State to conduct the examination (i.e. the Inspector) and the Programme Officer. and that your representation(s) will be 'made available' in line with the Regulations (The Town and Country Planning (Local Planning) (England) Regulations 2012 – Regulations 20, 22 and 35). This includes publication on Coventry City Councils website (personal details will be redacted in line with the Privacy Notice).

This form has two parts:

Part A – Personal Details: need only be completed once.

Part B – Your representation(s).

Please fill in a separate sheet for each representation you wish to make.

Part A

1. Personal Details*

2. Agent's Details (if applicable)

**If an agent is appointed, please complete only the Title, Name and Organisation (if applicable) boxes below but complete the full contact details of the agent in 2.*

Title	Mr	
First Name	Ian	
Last Name	Blake	
Job Title	Chair West Midlands Resource Technical Advisory Board	
(where relevant)		
Organisation	West Midlands Resource Technical Advisory Board	
(where relevant)		
Address Line 1		
Line 2		
Line 3		
Line 4		
Post Code		
Telephone Number	[REDACTED]	

E-mail Address

Part B – Please use a separate sheet for each representation

Name or Organisation:

3. To which part of the Local Plan Review does this representation relate?

Paragraph Policy

4. Do you consider the Local Plan Review is:

	Yes <input type="text"/>	No <input type="text"/>
(1) Legally compliant	Yes <input type="text"/>	No <input type="text"/>
(2) Sound	Yes <input type="text"/>	No <input type="text"/>
(3) Complies with the Duty to co-operate	Yes <input type="text"/>	No <input type="text"/>

Please tick as appropriate.

5. Please give details of why you consider the Local Plan Review is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan Review or its compliance with the duty to co-operate, please also use this box to set out your comments.

The West Midlands Resource Technical Advisory Body (WMRTAB) was formed in 2011, and its overarching aim is to support co-operation between Waste Planning Authorities (WPAs) and others in the West Midlands, by providing objective and authoritative technical advice concerning the sustainable management of material resources, strategic waste management data, and related issues in particular those related to development policies and proposals. Furthermore, WMRTAB helps WPAs meet their obligations under the Duty to Cooperate for plan making. A copy of the Terms of Reference for WMRTAB is included as Appendix 1 and this lists the members of WMRTAB.

The Coventry Local Plan (CLP) area is located wholly within the area covered by WMRTAB and it would therefore like to offer observations on the Regulation 19 Proposed Submission Coventry Local Plan (Regulation 19) Version¹ Coventry Local Plan as set out below. These

¹ <https://www.coventry.gov.uk/planning-policy/local-plan-review/4>

Proposed Submission Coventry Local Plan (Regulation 19)

West Midlands Resource Technical Advisory Body Observations

3 March 2025

Final v2.0

observations have been agreed by members of WMRTAB and are submitted by Cool Planet Resources Ltd which is contracted by WPAs in the West Midlands to provide support to WMRTAB.

Please note that this submission represents an officer level, technical response only and is made without prejudice to any comments that individual members of WMRTAB may make on the Regulation 19 Proposed Submission Coventry Local Plan. For the avoidance of doubt, any responses submitted by individual members of WMRTAB to this plan take precedence.

Duty to Cooperate

WMRTAB is pleased to confirm that Coventry City Council is an active member of WMRTAB and a senior planning officer from the Council regularly attends the group's meetings and contributes to its work.

WMRTAB has therefore facilitated discussion between Coventry City Council and other neighbouring waste planning authorities to assist with meeting its Duty to Cooperate (DtC) on matters pertaining to the planning for waste management. Furthermore, Coventry City Council is a signatory to the WMRTAB Statement of Common Ground (September 2022).

6. Please set out the modification(s) you consider necessary to make the Local Plan Review legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the Duty to Co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan Review legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Details of engagement with neighbouring waste planning authorities concerning the import and export of waste to and from Coventry anticipated over the Plan period should be included in the Duty to Cooperate Statement.

Statements of Common Ground (SoCGs) may be needed to formalise agreements with neighbouring Waste Planning Authorities regarding long-term waste management planning.

Appendix 1

West Midlands Resources Technical Advisory Body Terms of Reference

Updated June 2021 (Final)

1.0 Introduction

- 1.1 The West Midlands Resource Technical Advisory Body (WMRTAB) is a group consisting of: Waste Planning Authorities (WPAs), primarily from the former West Midlands Region; representatives from the waste management industry; and other interested parties. Member organisations are listed in Appendix 1.
- 1.2 Under the Planning and Compulsory Purchase Act 2008, WPAs are required to prepare Local Plans which set out how and where waste can be managed in their areas over a 15 year period.
- 1.3 National Planning for Waste states that: *"In preparing Local Plans, waste planning authorities should:....work collaboratively in groups with other waste planning authorities, and in two-tier areas with district authorities, through the statutory duty to cooperate, to provide a suitable network of facilities to deliver sustainable waste management;"*
- 1.4 Waste arising in one WPA area will frequently be managed in another. For example, in order to achieve economies of scale, waste management facilities will often have a catchment which extends beyond the boundary of the planning area within which it is situated. Planning to ensure that sufficient capacity is available to meet future requirements for the management of waste therefore constitutes a 'strategic matter' and falls under the 'Duty to Cooperate' (DtC). The DtC requires local planning authorities to engage 'constructively, actively and on an ongoing basis' when addressing strategic waste planning matters in their Waste Local Plans.
- 1.5 The need for cooperation between WPAs and other bodies on waste is reflected in National Planning Policy for Waste and the Waste Management Plan for England 2021 which states:
'Strategic policy-making authorities should cooperate with each other, and other bodies, when preparing, or supporting the preparation of policies which address strategic matters, including policies contained in local waste plans. In particular, joint working should help to determine where additional infrastructure is necessary, and whether development needs that cannot be met wholly within a particular plan area could be met elsewhere. Further consideration is to be given as to the optimal way in which strategic cross-boundary issues, such as major infrastructure or strategic sites, can be adequately planned for, including the scale at which plans are best prepared in areas with significant strategic challenges.'

2.0 Aims

- 2.1 The overarching aim of WMRTAB is to support co-operation between WPAs and others, by providing objective and authoritative technical advice concerning the sustainable management of material resources and strategic waste management data, issues, and development policies and proposals. In particular, WMRTAB will help WPAs meet their requirements under the DtC.

3.0 Specific areas of activity

Proposed Submission Coventry Local Plan (Regulation 19)
West Midlands Resource Technical Advisory Body Observations
3 March 2025
Final v2.0

3.1 In order to meet the above aims, WMRTAB will:

- Bring together a wide range of expertise in what is a very specialist area of planning through a wide membership including waste planning and management officers of the Waste Planning Authorities (WPAs) in the West Midlands, the Environment Agency, representatives of industry including the waste management industry, and representatives of environmental organisations;
- Identify strategic issues affecting the sustainable management of waste e.g. waste hierarchy, proximity principle and self-sufficiency;
- Undertake and/or commission technical work where there are identified benefits from work being undertaken at larger than local scale;
- Prepare guidance and best practice to be followed by Member WPAs;
- Formally respond, as a body, to the technical evidence base and policy documents of member authorities and other strategic and national consultations². Responses will be based on any guidance/best practice notes prepared by WMRTAB;
- Notwithstanding the above, provide comments on member WPA compliance with the Duty to Cooperate when its waste planning policy is published for representations;
- Raise awareness of waste management as an integral part of the circular economy/climate change agenda and contribute to the waste/resource management planning agenda on a national level and within the WMRTAB geographic area;
- Raise awareness of the role of WMRTAB generally e.g. by attendance at relevant meetings and events and also through the preparation of articles for relevant publications.
- Where invited, provide WMRTAB representation on groups and at workshops where strategic waste planning matters are discussed e.g. Local Enterprise Partnerships, West Midlands Combined Authority, National Waste TAB Chairs;
- Take part in online discussion/information sharing groups to help build skills and knowledge with the WMRTAB membership;
- Provide and/or commission training and support for Member organisations related to waste planning;

3.2 Member WPAs engaging each other (and other WPAs) on strategic waste management matters may have regard to WMRTAB Duty to Cooperate Guidance.

3.3 To assist with the effective running of the group WMRTAB shall:

- Publish evidence documents, guidance, meeting minutes, agendas etc online for member authorities to access and use at public examination as required;

² This will not fetter the ability of Member authorities to make their own representations as appropriate.

- Prepare and monitor an annual business plan that identifies specific activities to take place with a 12 month period under the above categories;
- Meet twice a year;
- Contribute to the preparation of meeting agendas to ensure discussion of relevant strategic matters (Minutes will be prepared by a designated minute-taker on a rotating basis);
- Review and update (as necessary) these Terms of Reference on an annual basis.

3.4 Member WPAs will make a financial contribution to the organisation and running of the group. This will include the costs of employing an independent Chair.

4.0 Member agreement

4.1 All organisations listed in Appendix 1 agree to membership of the group on the basis of the terms set out in this document.

Appendix 1 WMRTAB Member Organisations

N.B. This list is subject to change but was correct at 30 June 2021

Waste Planning Authorities:

- Birmingham City Council;
- Coventry City Council;
- Dudley Metropolitan Borough Council;
- Herefordshire Council;
- Sandwell Metropolitan Borough Council;
- Solihull Metropolitan Borough Council;
- Shropshire Council;
- Staffordshire County Council;
- Stoke on Trent City Council;
- Telford & Wrekin Council;
- Warwickshire County Council;
- Walsall Metropolitan Borough Council;
- Wolverhampton City Council; and,
- Worcestershire County Council

Waste Management Industry:

- Biffa and Veolia (nominated by the Environmental Services Association),
- MVV
- Robert Hopkins Ltd and NISP/ International Synergies

Other Interested Parties:

- Waste Disposal Authorities
- Adjoining Waste Planning Authorities
- Environment Agency
- Friends of the Earth on behalf of Sustainability West Midlands
- Representatives from other (R)TAB group

Part B – Please use a separate sheet for each representation

Name or Organisation: West Midlands Resource Technical Advisory Body

1. To which part of the Local Plan Review does this representation relate?

Paragraph Policy DE1

2. Do you consider the Local Plan Review is:

(1) Legally compliant	Yes <input type="text"/>	No <input type="text"/>
(2) Sound	Yes <input type="text"/>	No <input type="text"/>
(3) Complies with the Duty to co-operate	Yes <input type="text"/>	No <input type="text"/>

Please tick as appropriate.

3. Please give details of why you consider the Local Plan Review is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan Review or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMRTAB notes and broadly welcomes policy in the Coventry Local Plan which requires proposals for housing and residential development to ensure adequate waste storage and collection (Policy DE1);

4. Please set out the modification(s) you consider necessary to make the Local Plan Review legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the Duty to Co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan Review legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Part B – Please use a separate sheet for each representation

Name or Organisation: West Midlands Resource Technical Advisory Body

5. To which part of the Local Plan Review does this representation relate?

Paragraph Policy EM1

6. Do you consider the Local Plan Review is:

(1) Legally compliant	Yes <input type="text"/>	No <input type="text"/>
(2) Sound	Yes <input type="text"/>	No <input type="text"/>
(3) Complies with the Duty to co-operate	Yes <input type="text"/>	No <input type="text"/>

Please tick as appropriate.

7. Please give details of why you consider the Local Plan Review is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan Review or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMRTAB notes and broadly welcomes policy in the Coventry Local Plan which encourages developers to consider the potential for energy from waste to be utilised in meeting energy requirements (Policy EM1);

8. Please set out the modification(s) you consider necessary to make the Local Plan Review legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the Duty to Co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan Review legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

Part B – Please use a separate sheet for each representation

Name or Organisation: West Midlands Resource Technical Advisory Body

9. To which part of the Local Plan Review does this representation relate?

Paragraph Policy EM8

10. Do you consider the Local Plan Review is:

(1) Legally compliant	Yes <input type="text"/>	No <input type="text"/>
(2) Sound	Yes <input type="text"/>	No <input type="text"/>
(3) Complies with the Duty to co-operate	Yes <input type="text"/>	No <input type="text"/>

Please tick as appropriate.

11. Please give details of why you consider the Local Plan Review is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan Review or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMRTAB is pleased to see that the important matter of waste management has been considered in the Local Plan and includes specific policy EM8 that would be used to determine whether land proposed to be used for waste management is suitably located and potential impacts would be addressed.

WMRTAB notes and broadly welcomes this policy which also prioritises waste prevention, reuse, recycling, and recovery and safeguards existing waste management sites from encroachment by other land uses.

It is unclear whether there is a need for the development of additional waste management capacity within the Coventry area over the Plan period

12. Please set out the modification(s) you consider necessary to make the Local Plan Review legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-

compliance with the Duty to Co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan Review legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

The Plan should set out whether there is a need for the development of additional waste management capacity within the Coventry area over the Plan period. In this regard, while the Plan references the Coventry Waste Strategy (2009-2020), this strategy is concerned only with the municipal waste stream and appears not to provide a strategy for the management of all the wastes identified in the Planning Practice Guidance as needing to be planned for during the plan period (2026 to 2041).

The above should be underpinned by a separate Waste Needs Assessment of the type advocated by National Planning Policy for Waste and associated Planning Practice Guidance which makes it clear whether current or future management capacity gaps exist or might emerge over the plan period which would require particular attention in the Plan, for example by identifying land which might be developed to ensure any such capacity gaps are addressed.

The Waste Needs Assessment should quantify whether existing infrastructure, either within or beyond Coventry can meet projected future needs. Without such an assessment it is not possible to comment on whether existing capacity within Coventry is sufficient to meet requirements or whether any reliance on facilities for the management of Coventry's waste beyond its area is anticipated.

The Plan should explicitly safeguard existing waste sites from redevelopment for non waste uses to ensure that important waste management capacity within Coventry is not lost as a result of competing development pressures.

Part B – Please use a separate sheet for each representation

Name or Organisation: West Midlands Resource Technical Advisory Body

13. To which part of the Local Plan Review does this representation relate?

Paragraph Policy EM14

14. Do you consider the Local Plan Review is:

(1) Legally compliant	Yes <input type="text"/>	No <input type="text"/>
(2) Sound	Yes <input type="text"/>	No <input type="text"/>
(3) Complies with the Duty to co-operate	Yes <input type="text"/>	No <input type="text"/>

Please tick as appropriate.

15. Please give details of why you consider the Local Plan Review is not legally compliant or is unsound or fails to comply with the Duty to Co-operate. Please be as precise as possible. If you wish to support the legal compliance or soundness of the Local Plan Review or its compliance with the duty to co-operate, please also use this box to set out your comments.

WMRTAB notes and broadly welcomes policy EM14 in the Coventry Local Plan which:

- requires all new development to consider how waste will be minimised and reuse and recovery of materials will be facilitated; and,
- prioritises waste prevention, reuse, recycling, and recovery.

16. Please set out the modification(s) you consider necessary to make the Local Plan Review legally compliant and sound, in respect of any legal compliance or soundness matters you have identified at 5 above. (Please note that non-compliance with the Duty to Co-operate is incapable of modification at examination). You will need to say why each modification will make the Local Plan Review legally compliant or sound. It will be helpful if you are able to put forward your suggested revised wording of any policy or text. Please be as precise as possible.

17. To which part of the Sustainability Appraisal (SA) report does this representation relate?

Paragraph

N/A

18. If your representation is seeking a modification to the plan, do you consider it necessary to participate in examination hearing session(s)?

No

No, I do not wish to participate in hearing session(s)

Yes, I wish to participate in hearing session(s)

Please note that while this will provide an initial indication of your wish to participate in hearing session(s), you may be asked at a later point to confirm your request to participate.

19. If you wish to participate in the hearing session(s), please outline why you consider this to be necessary:

N/A

Please note the Inspector will determine the most appropriate procedure to adopt to hear those who have indicated that they wish to participate in hearing session(s). You may be asked to confirm your wish to participate when the Inspector has identified the matters and issues for examination.