

Matthew Griffin
Principal Planning Officer
Development Services Directorate
Staffordshire County Council
Riverway
STAFFORD
ST16 3TJ

Sustainable Futures Directorate
5 St Philip's Place
Colmore Row
Birmingham
B3 2PW

Direct Line: 0121 352 5209

Fax: 0121 352 5253

Email: LDF.Team@gowm.gsi.gov.uk

7 September 2007

Dear Matthew

PLANNING & COMPULSORY PURCHASE ACT 2004

I am writing with reference to your application of March 2007 applying for a direction under paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 in respect of policies in the Staffordshire and Stoke-on-Trent Waste Local Plan.

The Secretary of State's assessment of whether saved policies should be extended is based upon the criteria set out in Planning Policy Statement 12 and Communities and Local Government Protocol on saving policies. The Secretary of State's decisions concerning policies have also taken into consideration a request from Stoke-on-Trent City Council which differ from those of your authority. The complete list of policies to be saved is included in the attached Direction and accompanying Schedule. Those policies not listed in the Direction will expire on 27th September 2007.

The extension of saved policies listed in this Direction does not indicate that the Secretary of State would endorse these policies if presented to her as new policy. It is only intended to ensure continuity in the plan-led system and a stable planning framework locally, and in particular, a continual supply of land for development.

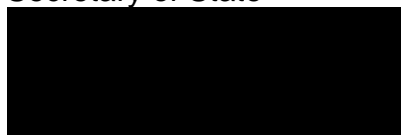
Local planning authorities should not suppose that a regulatory local plan style approach will be supported in forthcoming Development Plan Documents. Local Planning Authorities should adopt a positive spatial strategy led approach to DPD preparation and not seek to reintroduce the numerous policies of many local plans.

LPA's should make good progress with mineral and waste development frameworks according to timetables in development schemes. The exercise of extending saved policies is not an opportunity to delay DPD preparation. Policies have been extended in the expectation that they will be replaced promptly and by fewer policies in DPDs. Maximum use should be made of

national and regional policy especially given the development plan status of the Regional Spatial Strategy.

Following 27 September 2007 the saved policies should be read in context. Where policies were originally adopted some time ago, it is likely that material considerations, in particular the emergence of new national and regional policy and also new evidence, will be afforded considerable weight in decisions.

Signed by authority of the
Secretary of State



DAVID MARR
HEAD OF PLANNING AND HOUSING
GOVERNMENT OFFICE FOR THE WEST MIDLANDS

Policy Ref	Reason	Decision
8 - Landfill or Landraising	The policy is not consistent with PPS10.	Not Extended
11 - Re-working of deposited waste	The policy is not consistent with PPS10.	Not Extended

Signed by authority of the
Secretary of State

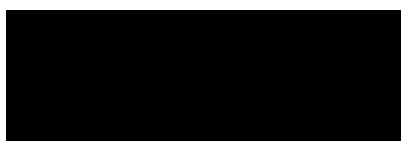


DAVID MARR
HEAD OF PLANNING AND HOUSING
GOVERNMENT OFFICE FOR THE WEST MIDLANDS

**DIRECTION UNDER PARAGRAPH 1(3) OF SCHEDULE 8 TO THE
PLANNING AND COMPULSORY PURCHASE ACT 2004
POLICIES CONTAINED IN
STAFFORDSHIRE AND STOKE-ON-TRENT WASTE LOCAL PLAN
ADOPTED FEBRUARY 2003**

The Secretary of State for Communities and Local Government in exercise of the power conferred by paragraph 1(3) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 directs that for the purposes of the policies specified in the Schedule (1) to this direction, paragraph 1(2)(a) of Schedule 8 to the Planning and Compulsory Purchase Act 2004 does not apply.

Signed by authority of the
Secretary of State



DAVID MARR
HEAD OF PLANNING AND HOUSING
GOVERNMENT OFFICE FOR THE WEST MIDLANDS

7 September 2007

SCHEDULE
POLICIES CONTAINED IN
STAFFORDSHIRE AND STOKE-ON-TRENT WASTE PLAN
ADOPTED FEBRUARY 2003

Policy Number	Policy Name
3	General Protection
4	Restoration, Aftercare and After-use
5	Legal Agreements
10	Waste Disposal on Agricultural, Forestry, or other Land
12	Criteria for the location of Waste Treatment Facilities
13	Time limits for Waste Treatment Facilities on Landfill and Mineral Sites
14	Waste Treatment Facilities within buildings and in the open air
15	Temporary consent for open air waste treatment facilities
16	Incineration