

East London Joint Waste Plan

Local Plan Legal Compliance Checklist – December 2025

Introduction

This checklist was originally prepared for the Planning Advisory Service by SNR Denton in 2013. It superseded the previous checklist and is based on Town and Country Planning (Local Planning) (England) (Amendment) Regulations 2012. It should be read alongside the Soundness Self Assessment Checklist. The check list has been reviewed and updated to reflect the most recent plan making legislation.

The checklist has been completed to support the examination of the East London Joint Waste Plan

Glossary:

Abbreviation	Full Name / Description
Act	Planning and Compulsory Purchase Act 2004 (as amended)
ELJWP	East London Joint Waste Plan
IIA	Integrated Impacts Assessment (incorporates Sustainability Appraisal and Habitats Regs Assessment)
NPPF	National Planning Policy Framework published March 2012, revised 2018, 2019 and updated December 2024
Regulations	Town and Country Planning (Local Planning) (England) (Amendment) Regulations 2012
LDS	Local Development Scheme
SCI	Statement of Community Involvement
DPD	Development Plan Document
SEA Guide	“Practical Guide to the Strategic Environmental Assessment Directive” published by ODPM in 2005. Guidance on SEA has subsequently been published in Planning Practice Guidance and this supersedes the guidance published in 2005. See: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal .

Stage one: The early stages

In terms of legal compliance, the main issues for the early stage are in relation to:

- planning for community engagement
- planning the sustainability appraisal (including consultation with the statutory environment consultation bodies)
- identifying significant cross boundary and inter-authority issues
- ensuring that the plan rests on a credible evidence base, including meeting the Act's requirement for keeping matters affecting the development of the area under review.

Regulation 17 notes that a statement setting out which bodies and people the council invited to make representations under Regulation 18 is one of the proposed submission documents. In this tool, the term 'consultation statement' is used to describe this statement.

Section 33A of the Act (introduced by the Localism Act 2011) introduces a duty to cooperate as a mechanism to ensure that local planning authorities and other bodies engage with each other on issues which are likely to have a significant effect on more than one planning area. This pervades every stage of the plan preparation. A plan may be found unsound if a council cannot show that it has taken reasonable steps to comply with the duty. Where there are matters that would have a significant impact on the areas of 2 or more authorities. A joint Local Plan is one means of achieving this and those preparing Joint Plans will wish to consider a joint evidence base and assessment of development needs¹. N.B. This text was included in the checklist prior to the [Written Ministerial Statement on the Reform Local Plan Making made by Matthew Penncook MP on 27 November 2025](#) that notes the statutory Duty to Cooperate is no longer being applied.

Statements of Common Ground: Paragraph 27 of the NPPF states: ***"In order to demonstrate effective and on-going joint working, strategic policy-making authorities should prepare and maintain one or more statements of common ground, documenting the cross-boundary matters being addressed and progress in cooperating to address these. These should be produced using the approach set out in national planning guidance, and be made publicly available throughout the plan-making process to provide transparency."***

¹ <https://www.gov.uk/guidance/local-plans--2#local-plans-key-issues>

The General Data Protection Regulation (GDPR) requires authorities to make it clear how information submitted during consultation will be dealt with. Authorities should include Privacy Notices which clearly state what will happen to information received, including how this will be shared.

Stage one: The early stages

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
1. Is the DPD identified in the adopted LDS? Have you recorded the timetable for its production?	The Act section 15(2) and section 19(1)	NPPF para 16, 17, 32		Yes. The ELJWP is a joint Plan - see LDSs of the Borough Partners (Appendix 1).
2. How will community engagement be programmed into the preparation of the DPD?	The Act section 19(3) Regulation 18	NPPF paras 16c and e	If the SCI is up-to-date, use that. If not set out any changes to community engagement as a result of changes in legislation. NPPF 16(c) requires plans be “ <i>shaped by early, proportionate and effective engagement</i> ”. 16(e) promotes using digital tools for public involvement. These directly cover integrating community engagement into plan preparation.	i. See each Boroughs’ SCI ii. See Consultation Protocols prepared at Reg 18 and updated for Reg19, based on each Boroughs’ SCI
3. Have you considered the appropriate bodies you should consult?	Regulation 18	NPPF paras 16, 24, 25	Regulation 2 defines the general and specific consultation bodies. The possible evidence may duplicate each other. Only use what you need to. NPPF emphasises engaging “relevant bodies” generally	Yes, see: i. Each Boroughs’ SCI ii. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough’s SCI iii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iv. Reg 22 Consultation Statement, 07.10.25
4. How you will co-operate with other local planning authorities, including counties, and prescribed bodies, to identify and address any issues or strategic priorities that will have a significant impact	The Act section 33A(1)(a) and (b), section 33A(3)(d) (e) & (4) The Act Section 20(5)(c)	NPPF paras 24-28 (which comprise the guidance referred to in the Act section 33A(7))	Section 33A(4) defines a “strategic matter”. Under section 33A(6) the required engagement includes considering joint approaches to the plan making activities (including the preparatory activities) and considering whether to agree joint local development documents under section 28.	See i. ELJWP is a joint Plan being prepared in partnership by four neighbouring London Boroughs ii. ELJWP Consultation Protocol published at Reg 18

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
on at least two planning areas? ²	Regulation 4	Under NPPF Para 36(c), to be 'Effective' a plan should be based on effective joint working on cross-boundary strategic matters that have been dealt with rather than deferred, as evidenced by the statement of common ground; Strategic policies are listed at NPPF Para 20	The bodies prescribed by section 33A(1)(c) are set out at Regulation 4(1).	stage and updated to support Reg 19 stage based on each Borough's SCI. iii. Strategic Waste Flows assessment to determine strategic reliance on other areas for the management of waste iv. Duty to Cooperate Statement published at Reg 19 stage and updated to support submission (08.10.25).
5. Have you prepared and maintained one or more statements of common ground, documenting the cross-boundary matters being addressed and progress in cooperating to address these.	The Act section 33A	NPPF paras 24-28 See PPG https://www.gov.uk/guidance/plan-making#maintaining-effective-cooperation	Section 33A(4) defines a "strategic matter". NPPF para 28 states authorities "should prepare and maintain one or more statements of common ground... to provide transparency".	Yes, see: i. Duty to Cooperate Statement published at Reg 19 stage and updated to support submission (08.10.25). ii. Statements of Common Ground with GLA, Oxfordshire County Council, London Borough of Tower Hamlets, East London Waste Authority
6. How you will co-operate with any LEP ³ or local nature partnerships (LNP) to identify and address any issues or strategic priorities that will have a	The Act section 33A(1)(c) and section 33A(9), section 33A(3)(d) and (e)	NPPF paras 24-25	Section 33A(4) defines a "strategic matter". Strategic policies are listed at NPPF Para 20. Regulation 4(2) prescribes LEPs and LNPs for the purposes of section 33A(9). Local enterprise partnerships (LEP) still can exist in theory but have been disbanded.	See: i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI

² The Duty to Cooperate remains a legal test (PCPA 2004 s33A) and is still required as of August 2025. However, the Levelling-up and Regeneration Act 2023 is set to abolish the duty. NPPF 2024's Annex 1 confirms that current plans should continue to meet the duty until the new provisions commence.

³ From 01.04.24 Government funding for LEPs was withdrawn - responsibilities back to LAs and combined authorities. LEPs may continue operating privately.

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significant impact on at least two planning areas?	The Act section 20(5)(c). Regulation 4		Under section 33A(6) the required engagement includes consulting on joint approaches to relevant activities.	ii. Duty to Cooperate Statement published at Reg 19 stage and updated to support submission (08.10.25).
7. Is baseline information being collected and evidence being gathered to keep the matters which affect the development of the area under review?	The Act section13	NPPF paras 32-33 Wrt transport information See Paragraph: 001 Reference ID: 54-001-20141010 to 54-012-20150313 ⁴	NPPF 32 requires plan preparation to be underpinned by “relevant and up-to-date evidence”	Yes, see i. Evidence Base for the East London Joint Waste Plan, Anthesis, November 2022 ii. Topic Papers: <ul style="list-style-type: none"> • Circular Economy • Climate Change • Waste Management iii. Waste Management Capacity in East London Report iv. Assessment of Safeguarded Sites for Release v. Hazardous Waste and CDEW Baseline and Arisings Reports vi. Strategic Waste Flows Report
8. Is baseline information being collected and evidence being gathered to set the framework for the sustainability appraisal?	The Act section19(5)	NPPF para 33 Strategic Environmental Assessment Guide, chapter 5	NPPF 33 states that local plans “should be informed throughout their preparation by a sustainability appraisal that meets legal requirements”, demonstrating how alternatives are addressed	Yes, see ELJWP IIA Scoping Report, February 2024

⁴ <https://www.gov.uk/guidance/transport-evidence-bases-in-plan-making-and-decision-taking>

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
9. Have you consulted the statutory environment consultation bodies for five weeks on the scope and level of detail of the environmental information to be included in the sustainability appraisal report?	Regulations 9 and 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633.	NPPF para 33 SEA Guide chapter 3 SEE PPG: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal	The Strategic Environmental Assessment consultation bodies are also amongst the 'specific consultation bodies' which are defined in Regulation 2).	Yes, see p.20 ELJWP Integrated Impact Assessment, February 2025.
10. Is there a relationship between the Local Plan and Neighbourhood Plans?	Section 61 of the Town and Country Planning Act 1990 Section 38B of the Planning and Compulsory Purchase Act 2004	NPPF paras 13, 14	Neighbourhood plans, when brought into force, become part of the statutory development plan for the area that they cover. They can be developed before, after or in parallel with a Local Plan, but the law requires that they must be in general conformity with the strategic policies in the adopted Local Plan for the area (and any other strategic policies that form part of the statutory development plan where relevant, such as the London Plan). Where a neighbourhood plan has been brought into force, the local planning authority should take it into account when preparing the Local Plan strategy and policies, and avoid duplicating the policies that are in the neighbourhood plan.	No Neighbourhood Plans have been made in Barking & Dagenham, Havering, Newham or Redbridge.

Stage two: Plan preparation - frontloading phase

Information assembled during this phase contributes to:

- showing that the procedures have been complied with
- demonstrating cooperation with statutory cooperation bodies
- developing alternatives and options and appraising them through sustainability appraisal and against evidence.

The council should record actions taken during this phase as they will be needed to show that the plan meets the legal requirements. They will also show that a realistic and reasonable approach has been taken to plan preparation.

Stage two: Plan preparation

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
1. Have you notified: <ul style="list-style-type: none"> the specific consultation bodies? the general consultation bodies that have an interest in the subject of the DPD and invited them to make representations about its contents? 	Regulation 18(1) and (2)(a) (b)	NPPF paras 16, 24-27	Specific and general consultation bodies are defined in Regulation 2.	Yes, see <ul style="list-style-type: none"> i. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage ii. Reg 22 Consultation Statement 07.10.25
2. Are you inviting representations from people, residents or those carrying out business in your area about the content of the DPD?	Regulation 18(1) and (2)(c)	NPPF paras 16,		Yes, see <ul style="list-style-type: none"> i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI ii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iii. Reg 22 Consultation Statement 07.10.25
1. Are you engaging with stakeholders responsible for delivery of the strategy?	Regulation 18	NPPF para 16, 25, 26		Yes, see <ul style="list-style-type: none"> i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI ii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iii. Reg 22 Consultation Statement 07.10.25
2. Are you taking into account representations made?	Regulation 18(3)	NPPF para 16	Evidence from participation is part of the justification. Show how you have taken representations into account.	Yes, see <ul style="list-style-type: none"> i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
				ii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iii. Reg 22 Consultation Statement 07.10.25
3. Does the consultation contribute to the development and sustainability appraisal of alternatives?	The Act section19(5) Regulations 12 and 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	NPPF paras 33, 36 b) SEE PPG: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal Paragraph: 019 Reference ID: 11-019-20140306 SEA Guide, chapter 3	NPPF para 33 requires that the sustainability appraisal demonstrate how the plan's alternatives have been addressed. NPPF para 36(b) is the "Justified" soundness test, requiring an appropriate strategy informed by reasonable alternatives and proportionate evidence.	Yes, see i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI ii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iii. Reg 22 Consultation Statement 07.10.25
4. Is the participation: <ul style="list-style-type: none"> following the principles set out in your SCI? proportionate to the scale of issues involved in the DPD? 	The Act section19(3) Reg 4 of the 2017 Amendment Regulations 2017	NPPF para 16, 28	N.B. SCIs must be reviewed at least every 5 years ⁵ N.B. Integrating involvement with the sustainable community strategy is no longer required. SCSs have been abolished. see Section 100 of the Deregulation Act 2015 http://www.legislation.gov.uk/ukpga/2015/20/section/100/enacted	Yes, see i. SCIs of each Borough (See Appendix 1) ii. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI iii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage iv. Reg 22 Consultation Statement 07.10.25
5. Are you keeping a record of: <ul style="list-style-type: none"> the individuals or bodies invited to 	The Act section20(3) Regulation 17	NPPF paras 16, 24-28	You will need to submit a statement of representations under Regulation 22 (1) (c): see Submission stage below.	Yes, see i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI

⁵ <http://www.legislation.gov.uk/uksi/2017/1244/regulation/4/made>

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
<p>make representations?</p> <ul style="list-style-type: none"> • how this was done? • the main issues raised? 			<p>Regulation 35 deals with the availability of documents and the time of their removal.</p>	<p>ii. ELJWP Consultation Statement, 12.02.25 published at Reg 19 stage</p> <p>iii. Reg 22 Consultation Statement 07.10.25</p> <p>iv. Duty to Cooperate Statement 08.10.25</p>
<p>6. Are you inviting representations on issues that would have significant impacts on both your areas from another local planning authority? Or county issues from an affected county council that is not a planning authority? Or significant cross-boundary issues and strategic priorities of a body prescribed under Section 33A(1)(c)?</p>	<p>The Act section 33A(1)(a) (b) and (c), section 33A(3)(d) & (e) section 33A(4) section 33A(9)</p> <p>The Act section 20 (5)(c)</p>	NPPF paras 24-28	<p>Section 33A(3)(d) and (e) requires cooperation on significant cross-boundary issues before and during plan preparation.</p> <p>Section 33A(2) requires you to engage constructively, actively and on an ongoing basis.</p>	<p>Yes, see</p> <p>i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI</p> <p>ii. Strategic Waste Flows assessment to determine strategic reliance on other areas for the management of waste</p> <p>iii. Duty to Cooperate Statement 08.10.25</p> <p>iv. Statements of Common Ground with other planning authorities:</p> <ul style="list-style-type: none"> - London Borough of Tower Hamlets - Oxfordshire County Council - GLA
<p>7. Are you inviting representations on cross-boundary issues and strategic priorities from a local enterprise partnership (LEP) or a local nature partnership (LNP)?</p>	<p>The Act section 33A(1)(c) and Section 33A(9).</p> <p>The Act section 20(5) (c).</p> <p>Regulation 4</p>	NPPF para 25	<p>Section 33A(3)(d) and (e) requires cooperation on significant cross-boundary issues before and during plan preparation.</p> <p>Section 33A(2) requires you to engage constructively, actively and on an ongoing basis.</p> <p>Government funding for LEPs was withdrawn from 01.04.24, with responsibilities back to local authorities and combined authorities. LEPs may choose to continue operating privately.</p>	<p>There is no LEP for East London. The LNP for London has been consulted.</p>

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
8. Are you developing a framework for monitoring the effects of the DPD?	The Act section 35 Regulation 34 Regulation 17 of The Environmental Assessment of Plans and Programmes Regulations 2004 No1363	NPPF para 32 SEA Guide, Chapter 5 SEE PPG: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal	It is a matter for each council to decide what to include in their monitoring reports while ensuring they are prepared in accordance with relevant UK and EU legislation” Chief Planning Officer letter 30 March 2011 withdrawing ODPM guidance.	Yes, see monitoring sections in the Reg 19 Submission (and Reg 18) ELJWP.
9. Has the Plan content been informed by the Authority Monitoring Report	Regulation 34 of the Town and Country Planning (Local Planning) (England) Regulations 2012	Para 027 www.gov.uk/guidance/local-plans-2 PPG: Plan-making – What is the role of the Authority Monitoring Report?’ (explains annual publication, DtC activity, indicators, non-implemented policies, use of IFS, and that AMRs can help inform whether a partial or full update is needed) NPPF paras 32 and 34	LPAs must publish information at least annually that shows progress with Local Plan preparation, reports any activity relating to the duty to cooperate and shows how the implementation of policies in the Local Plan is progressing and are encouraged to report as frequently as possible on planning matters to communities. Local planning authorities can also use the Authority Monitoring Report to determine whether there is a need to undertake a partial of full review of the Local Plan. This information should be made available publicly.	Yes, a de-facto Authority Monitoring Report was prepared by Anthesis is 2022 (and published at Reg 22 stage). A report monitoring the performance of the ELWP has separately been prepared and will be submitted with the evidence base.
10. Are you having regard to the need for the Plan to consider mitigation	The Act section19(1A)	NPPF paras 161-169 NPPF 161 explicitly states the planning system should support the	This is checked by Inspectors in reports on local plans. See https://www.planningresource.co.uk/article/1446558/pins-reminded-councils-climate-change-duties	Yes – see Topic Paper on Climate Change and Vision, Objectives and policies of the Reg 19 Submission Plan itself.

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
and adaption to climate change?		transition to net zero by 2050. 162 requires plans to take a proactive approach to mitigating and adapting to climate change.	See PPG on how to identify suitable mitigation and adaptation measures in the planning process to address the impacts of climate change: https://www.gov.uk/guidance/climate-change	

Stage three: Plan preparation - formulation phase

This stage has many legal matters, for process and content, to address. The council should be beginning to formulate the preferred strategy for the local plan or supplementary planning document with which the council chooses to address Regulation 18 requirements, using the information gathered and previous collaborative work with stakeholders.

Para 36 (b) of the NPPF makes it clear that explicit consideration of alternatives is a key part of the plan making process.

You should evaluate the reasonable alternatives identified in 'stage two: frontloading phase – plan preparation' phase against the:

- completed body of information from evidence gathering
- results of sustainability appraisal
- findings from community participation
- findings from engagement with statutory cooperation bodies.

This may be written up as a preferred strategy report. The results of participation on the preferred strategy and an accompanying sustainability report will enable the council to gauge the community's response and receive additional evidence about the options. The council can then decide whether, and how, the preferred strategy and policies should be changed for publishing the finished DPD.

Alternatives developed from the evidence and engagement during the frontloading stage need to be appraised to decide on the preferred strategy. Participation will also need to be carried out on it.

These matters need to be considered, and dealt with, in good time, and not left until publication. Supporting documents will assist in providing evidence that decisions on alternatives and strategy are soundly based. These documents will, in due course, become part of the proposed submission documents in stage four.

The council should tell all parties that this is the main participation opportunity on the emerging plan. The publication stage is a formal opportunity for anyone to comment on an aspect of the DPD's soundness, and to propose a change to the plan accordingly. The more effectively this message is put across, the lower the chance of late changes being brought forward following publication.

Stage three: Plan preparation – writing the plan

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
1. Are you preparing reasonable alternatives for evaluation during the preparation of the DPD?	Regulation 12 (2) of The Environmental Assessment of Plans and Programmes Regulations 2004 No. 1633	NPPF paras 33, 36 PPG Paragraph: 019 Reference ID: 11-019-20140306 SEE PPG: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal SEA Guide, Chapter 5	The sustainability appraisal report and supporting documents relevant to the preparation of the DPD are part of the proposed submission documents (see Regulation 17).	Yes – see pages 114-127 of the IIA.
2. Have you assessed alternatives against: <ul style="list-style-type: none"> consistency with national policy? general conformity with the regional spatial strategy where still in force? 	The Act section 19 (2), section 24	NPPF para 36 (d)	For London boroughs and local authorities where regional strategies are still in force general conformity is tested formally later but you need to consider it during preparation of the DPD.	Yes – an internal document which considered alternatives was prepared that took account of consistency with national planning policy and the London Plan. Also see: - Representation from GLA noting the Plan is in general conformity with the London Plan - Statement of Common Ground with the GLA.
3. Are you having regard to (where relevant): <ul style="list-style-type: none"> adjoining regional spatial strategies? the spatial development strategy for London? 	The Act sections 19 (2) and 24 (1) and (4)		Where the regional strategy has been revoked you should record that fact. Check against most recent published versions.	There are no adjoining RSS. See Statement of Common Ground with the GLA and representation from the GLA at Reg 19 stage to

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
<ul style="list-style-type: none"> • <i>Planning Policy for Wales?</i> • <i>the National Planning Framework for Scotland?</i> • National Waste Management Plan 	Regulation 10 and 21			<p>say the ELJWP is in general conformity with the London Plan.</p> <p>See the Waste Topic Paper and supporting text in the Plan which references the National Waste Management Plan.</p>
<p>4. Are you co-operating with other local planning authorities including counties, to address significant cross boundary issues?</p> <p>Have you discussed doing joint local development documents?</p>	<p>The Act section 33A(2)(a)</p> <p>Section 33A(6)(a)(b)</p> <p>Section 20(5) (c)</p>	NPPF paras 24-28, 36 (c)	.	<p>Yes, the Plan is a joint Plan involving cooperation between four London Boroughs. Also see:</p> <ul style="list-style-type: none"> i. Duty to Cooperate Statement 08.10.25 ii. Strategic Waste Flows assessment iii. Statements of Common Ground with other planning authorities: <ul style="list-style-type: none"> - London Borough of Tower Hamlets - Oxfordshire County Council - GLA
<p>5. Are you cooperating with a person prescribed for the purposes of Regulation 33A(1)(c) to address significant cross boundary issues including preparing joint approaches?</p>	<p>The Act section 33A(2)(a), section 33A(6)(a)</p> <p>The Act section 20 (5) (c)</p> <p>Regulation 4</p>	NPPF paras 24-28	The bodies prescribed by The Act section 33A(1)(c) are set out at Regulation 4 (1).	<p>Yes, see:</p> <ul style="list-style-type: none"> i. Duty to Cooperate Statement 08.10.25 ii. Strategic Waste Flows assessment iii. Statements of Common Ground with: <ul style="list-style-type: none"> - London Borough of Tower Hamlets - Oxfordshire County Council - GLA

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
6. Are you collaborating with relevant bodies including LNP, MMO, county councils, infrastructure providers, elected Mayors and combined authorities (where Mayors or combined authorities do not have plan-making powers).	The Act section 33A(2)(b) and section 33A(9). Regulation 4 (2)	NPPF para 25		Yes, see: i. Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI ii. Reg 22 Consultation Statement, 07.10.25 iii. Duty to Cooperate Statement 08.10.25 iv. Statements of Common Ground with GLA; ELWA: Oxfordshire County Council.
7. Requirements wrt to Habitats Regulations	Section 63 of the Conservation of Habitats and Species Regulations 2017 (as amended)	NPPF para 180 See PPG for Guidance on Habitats Assessments.	'63.—(1) A competent authority, before deciding to undertake, or give any consent, permission or other authorisation for, a plan or project which— (a) is likely to have a significant effect on a European site or a European offshore marine site (either alone or in combination with other plans or projects), and (b) is not directly connected with or necessary to the management of that site, must make an appropriate assessment of the implications of the plan or project for that site in view of that site's conservation objectives.'	See Habitats Regulations assessment of the ELJWP
8. Are you having regard to: <ul style="list-style-type: none"> any other local development documents adopted by the council? 	The Act section19(2)			Yes – the ELJWP is consistent with the Boroughs' Local Plans; Havering Local Plan (2021) Newham Local Plan (2018) Newham Submission Local Plan (2024) Barking and Dagenham Local Plan (2020-2037), 2024.

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
				Redbridge (2015-2030), 2018.
9. Do you have regard to other matters and relevant strategies relating to: <ul style="list-style-type: none"> resources the local/regional economy the local transport plan and transport facilities and services waste strategies national waste management plan hazardous substances 	The Act section19(2) Regulation 10	If the plan covers a county area, the county authority must have regard to: <ul style="list-style-type: none"> - Any local plans (or other DPDs) adopted by the district and borough councils within that county, and - Any relevant plans of adjoining authorities. 	As well as the matters and strategies listed in the Act and Regulations there are likely to be other matters identified in the NPPF, regional and local strategies that you will need to have regard to when preparing the DPD. There is no legal requirement to have regard to other waste strategies (Municipal Waste Management Strategies) prepared by the Council but this is generally scrutinised by Inspectors	Yes – the ELJWP has had regard to other plans and strategies prepared by the Boroughs. There has been meaningful engagement with the East London Waste Authority. See Reg 22 consultation statement (07.10.25) and Statement of Common Ground with ELWA.
10. Are you having regard to the need to include policies on mitigating and adapting to climate change?	The Act section19(1A)	NPPF paras 161-168 NPPF 161 explicitly states the planning system should support the transition to net zero by 2050. 162 requires plans to take a proactive approach to mitigating and adapting to climate change.	This is now being more clearly checked by Inspectors in reports on local plans. See https://www.planningresource.co.uk/article/1446558/pins-reminded-councils-climate-change-duties See Planning Practice Guidance concerning how to identify suitable mitigation and adaptation measures in the planning process to address the impacts of climate change https://www.gov.uk/guidance/climate-change	Yes – see Topic Paper on Climate Change and Vision, Objectives and policies of the Reg 19 Submission Plan itself.
11. Have you undertaken the sustainability appraisal of alternatives, including consultation on the	The Act section19(5) Regulation 12 and 13 of The	NPPF paras 33, 36(b) SEE PPG: https://www.gov.uk/guidance/strategic-	Regulation 13 of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633 sets out the consultation procedures.	Yes, see <ol style="list-style-type: none"> IIA Scoping Report, February 2024 IIA Report, May 2024

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sustainability appraisal report?	Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	environmental-assessment-and-sustainability-appraisal Paragraph: 019 Reference ID: 11-019-20140306 SEA Guide, Chapter 5	WRT non-technical summary PPG states: "The sustainability appraisal must include a non-technical summary of the information within the main report. The summary should be prepared with a range of readers in mind, and provide a clear, accessible overview of the process and findings." https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal	iii. Consultation Statement, 12.02.25
12. Are you setting out reasons for any preferences between alternatives?	Regulation 8(2)	NPPF para 33 & 36(b)	This will include Information from the sustainability appraisal.	See Integrated Impact Assessment (IIA)
13. Have you taken into account any representations made on the content of the DPD and the sustainability appraisal? Are you keeping a record?	Regulations 17, 18(3) and 22 (1) (c) (iv) Regulation 13(4) of The Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	NPPF paras 16, 33	Records on the sustainability appraisal should also include recording any assessment made under the Habitats Directive.	i. Correspondence from those making representations ii. Reports on issues raised iii. ELJWP Consultation Statement, 12.02.25 iv. Sustainability appraisal report (known as the Integrated Impact Assessment)
14. Where sites are to be identified or areas for the application of policy in the DPD, are you preparing sufficient illustrative material to: <ul style="list-style-type: none">enable you to amend the currently adopted policies map?	Regulations 5 (1)(b) and 9	NPPF para 16 Does the Policies Map show existing and proposed waste management facilities? (PPG ID: 28-039-20141016)	Regulation 2 defines the terms 'submission' and 'adopted' proposals map. A map showing changes to the adopted policies map is part of the proposed submission documents defined in Regulation 17.	Additional sites are not being identified but existing sites are generally safeguarded, and their location is included in Appendix 2 of the Plan.

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
<ul style="list-style-type: none"> inform the community about the location of proposals? 				
15. Are the participation arrangements compliant with the SCI?	<p>The Act, section 19(3)</p> <p>Regulation 18</p>	NPPF paras 15, 16, 24-28		<p>i. The Boroughs' SCIs</p> <p>ii. The ELJWP Consultation Protocol, 21.05.25 Consultation Protocols prepared at Reg 18 and updated for Reg19 based on each Borough's SCI</p> <p>iii. ELJWP Reg 22 Consultation Statement, 07.10.25</p>
<p>16. In what way does the Plan seek to ensure due regard is had to the three aims of the Equality Act in relation to those who have a relevant protected characteristic or How have issues of equality been addressed in the Plan?</p> <p>17. How will the Plan help to advance equality of opportunity between people who share a "protected characteristic" and those that do not and further the other two aims of the Act?</p>	<p>Equality Act 2010</p> <p>s149 (Public Sector Equality Duty) of the Equality Act 2010</p>	Legislation outside the NPPF.	The three aims of the Act are: eliminate discrimination, advance equality of opportunity, and foster good relations	i. Equalities Impact Assessment within the IIA Report, February 2025

Stage four: Publication

Under Regulation 20, the period for formal representations takes place **before** the DPD is submitted for examination in accordance with a timetable set out in the statement of the representations procedure which is made available at the council's office and published on its website.

The Planning Inspectorate's [Procedure Guide \(2024\)](#) emphasises that plans should be essentially "ready for examination" upon submission. By Stage 3, councils should be resolving as many issues as possible. [In particular, PINS and the Minister \(in a July 2024 letter\) have urged that Inspectors will not "fix" fundamentally deficient plans – only potentially allow limited modifications.](#) While this is more about examination (Stage 5), it underscores that by the end of Stage 3 / start of Stage 4, the LPA should have a plan it believes is sound.

When moving towards publication stage, the council should consider the results of participation on the preferred strategy and sustainability appraisal report and decide whether to make any change to the preferred strategy. In the event that changes are required, the council will need to choose either to:

- do so and progress directly to publication

OR

- produce and consult on a revised preferred strategy.

The latter may be appropriate where the changes to the DPD bring in changed policy or proposals not previously covered in community participation and the sustainability appraisal. It avoids having to treat publication as if it were a consultation, which it is not. It also provides insurance in relation to compliance with the Strategic Environmental Assessment Regulations. Legally, during any participation on a revised preferred strategy, you should:

- comply with the requirements of the SCI
- update the sustainability appraisal report.

The council should then publish the DPD in the form in which it will be submitted. This includes removing material dealing with the evaluation of alternatives and the finalisation of the text. The council should be happy to adopt the DPD in this form, and satisfied that it is sound and fit for examination.

The minimum six weeks publication period is the opportunity for those dissatisfied (or satisfied) with the DPD to make formal representations to the inspector about its soundness. Only people proposing a change to the plan can expect to be heard at examination.

The possibility of change under certain circumstances (which should be exceptional) is allowed for in the new procedures, and is described in 'stage five: submission'.

PINS Guidance on Pre-Submission is included in its ['Procedure Guide for Local Plans Examinations \(2024\)](#). See also the Planning Inspectorate's online guidance ['Local Plans: the examination process'](#).

Local authorities are required to keep the Planning Inspectorate updated about when their plans are published and adopted. Updates should be sent by email to: plans.admin@planninginspectorate.gov.uk.

Stage four: Publication

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
1. Have you prepared the sustainability appraisal report (inc. non technical summary)?	The Act section19(5) Regulation 12 of the Environmental Assessment of Plans and Programmes Regulations 2004 No 1633	NPPF paras 33 PPG Paragraph: 019 Reference ID: 11-019-20140306 https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal SEA Guide Chapter 5	NTS isn't a statutory requirement but PPG states: "The sustainability appraisal must include a non-technical summary of the information within the main report. The summary should be prepared with a range of readers in mind, and provide a clear, accessible overview of the process and findings."	Yes, see i. IIA Report, February 2025 ii. IIA NTS, May 2025
1b Is the DPD consistent with any other adopted DPDs for the area? If the DPD is intended to supersede any adopted development plan policies, does it state that fact and identify the superseded policies?	Regulations 8(3), 8(4) and 8(5)		Development Plan is defined in Section 38 of the Act.	Yes, the Reg 19 ELJWP is consistent with the Local Plans of the four Boroughs including the Local Plans which were emerging at the time (see Appendix 1). See Section 2 of the ELJWP. The ELJWP supersedes the adopted East London Waste Plan 2012 – that fact is stated in the ELJWP and the replacement of policies is set out in Appendix 5.
2. Have you made clear where and within what period representations must be made?	Regulation 17, 19, 20 and 35		The period must not be less than 6 weeks from when you publish under Regulations 19 and 35 (see below).	Yes, see the ' statement of representation procedure ', May 2025

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
<p>3. Have you made copies of the following available for inspection:</p> <ul style="list-style-type: none"> the proposed submission documents? the statement of the representations procedure? 	Regulation 19(a)		<p>Regulation 17 gives definitions.</p> <p>Note that there is no statutory requirement to publish HRA documents (screening report and Appropriate Assessment) for consultation.</p> <p>The Statement of Representations Procedure and the Consultation Statement will later be needed at submission (Stage 5).</p>	<p>Yes, See the Reg 22 Statement (07.10.25) that confirms the documents published at Regulation 19 stage.</p> <p>Also the 'statement of representation procedure', May 2025 confirms which documents were made available for inspection in person and online.</p> <p>Also see the main Regulation 19 website.</p>
<p>4. Have you published on your website:</p> <ul style="list-style-type: none"> the proposed submission documents? the statement of the representations procedure? statement and details of where and when documents can be inspected? 	Regulations 19 and 35		Regulations 2 and 17 give definitions.	<p>Yes - see the main Regulation 19 website.</p>
<p>5. Have you sent to each of the specific consultation bodies invited to make representations under Regulation 18(1):</p> <ul style="list-style-type: none"> A copy of each of the proposed submission documents The statement of the representations procedure? 	Regulation 19(b)		Regulations 2 and 17 give definitions.	<p>Emails were sent to all the specific consultation bodies on 19th May 2025 and 12th June 2025 which included details on how to access documentation.</p> <p>See the Reg 22 Consultation Statement 07.10.25.</p>
<p>6. Have you sent to each of the general consultation bodies invited to make representations under Regulation 18(1):</p>	Regulation 19(b)		Regulations 2 and 17 give definitions.	<p>Emails were sent to general consultation bodies on 19th May 2025 and 12th June 2025 which</p>

Activity	Statutory requirement	Guidance reference	Additional notes	Response/Evidence
<ul style="list-style-type: none"> the statement of the representations procedure? where and when the documents can be inspected? 				included details on how to access documentation. See the Reg 22 Consultation Statement 07.10.25.
7. Have you requested the opinion of the Mayor of London (if a London Borough or Mayoral DC) on the general conformity of the DPD spatial development strategy?	The Act section 24 Regulation 21		The request must be made on the day you publish the documents under Regulation 19(a) and a response must be made within six weeks from the request (Regulation 21).	Yes – see the Reg 22 Consultation Statement, 07.10.25 and the representation from the GLA.

Stage five: Submission

At the submission stage, the council should receive and collate any representations made at publication stage. You don't have to report these representations to councillors but there may be requirements deriving from other legislation, Standing Orders or council procedures that must be considered. Many authorities now publish a '**Regulation 19 Consultation Statement**' (not legally required, but a summary of main issues at publication) which can help at examination and is considered good practice. The PINS Procedure Guide encourages a focused summary of main issues from the Reg 19 stage to assist the Inspector.

If they are reported it should be on the facts of the representations made, not the results of a consultation process by the council. They should not be treated as a consultation or an opportunity to make changes or answer representations. **NB: under the 2012 Regulations there is no longer any requirement to give notice by local advertisement.**

You should ensure you are in legal compliance with the SCI, the Habitats Directive and the Strategic Environmental Assessment Directive in any additional work. Any additional or changed matters in the Plan would need to be published to allow at least a six-week period for representations to be made.

There are different approaches that could be taken to changes. You should be satisfied that you remain fully compliant with the legal requirements if any changes are made (and any consequential effects on the DPD as a whole).

What should the local planning authority do when submitting a Local Plan for examination?

Having received any representations on the publication version of the plan, the local planning authority should submit it along with [supporting documents](#) electronically to the Planning Inspectorate for examination on behalf of the Secretary of State. The submitted documents should include those that were made available at the publication stage (regulation 19) stage, including the sustainability appraisal report. The local planning authority are also required to submit:

- details of who was consulted when preparing the plan (at regulation 18 stage)*
- details of how the main issues raised have been addressed,*
- copies of the representations made on the publication version of the plan; and*
- a summary of the main issues raised at regulation 18 and pursuant to regulation 20, unless no representations were made pursuant to regulation 20.*
- For full details of these requirements, see [regulation 22 of the Town and Country Planning \(Local Planning\) \(England\) Regulations 2012](#) (amended January 2018). Paragraph: 052 Reference ID: 61-052-20190315*

The PCPA specifically provides that a LPA must not submit the plan unless it considers the document is ready for examination. The Inspector will take the published plan (and if relevant, the addendum submitted with the plan to address matters arising from the public consultation on the plan at regulation 19 stage) as the final word of the LPA on the plan. It must not be assumed that examinations can always rectify significant soundness or legal compliance problems, which would require more than limited additional work to address.

Apart from notification of the examination, this tool does not deal with the legal requirements that need to be followed after submission.

Stage five: Submission

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
1. Has the DPD been prepared in accordance with the LDS? Does the DPD's listing and description in the LDS match the document? Have the timescales set out in the LDS been met?	The Act section 19(1)		The Act section 15(2) sets out the matters specified in the LDS.	Yes – see the Boroughs LDSs (appendix 1).
2. Is the DPD in compliance with the SCI (where one exists)? Has the council carried out consultation as described in the SCI?	The Act section 19(3) Regulation 22(1)(c)		Set out the SCI(s) in place during the plan making stages and how the community engagement that you carried out was in accordance with the SCI. This detail will normally be included in the Regulation 22(1)(c) statement	Yes, see: i. Borough SCI (s) (appendix 1) ii. ELJWP Consultation Protocols prepared at Reg 18 and updated for Reg19, based on each Boroughs' SCI iii. ELJWP Consultation Statement, 07.10.25 iv. The Regulation 22(1)(c) statement
3. Have you identified and addressed any issues which are likely to have a significant impact on at least two planning areas. In doing so, have you co-operated with other local planning authorities, county councils where they are not a planning authority, LEPs, LNPs and the prescribed bodies in identifying and addressing any strategic cross-boundary issues If you have not agreed on the approach is there a justification?	The Act section 33A(1) and section 20(5) See latest list of prescribed bodies.	NPPF paras 21, 24-28	Under NPPF para 36 (c), the plan should be based on effective joint working on cross-boundary strategic priorities to be found 'Effective'.	Yes, see: i. Duty to Cooperate Statement ii. Strategic Waste Flows assessment iii. Statements of Common Ground with: - London Borough of Tower Hamlets - Oxfordshire County Council - GLA

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
4. Has the DPD been subject to sustainability appraisal?	The Act section 19(5) Regulation 22(1)(a)	NPPF para 33 SEA Practical Guide, chapter 5 SEE PPG: https://www.gov.uk/guidance/strategic-environmental-assessment-and-sustainability-appraisal		Yes, see i. IIA Report, February 2025 ii. IIA NTS, May 2025
5. Is the DPD to be submitted consistent with national policy?	The Act section 19(2) and Schedule 8	NPPF para 36 (d)		Yes, see the Soundness self-assessment checklist.
6. Does the DPD contain any policies or proposals that are not in general conformity with the regional strategy where it still exists? If yes, is there local justification? If the LPA is a London borough or a mayoral development corporation has it requested an opinion from the Mayor of London on the general conformity of the plan with the spatial development strategy?	The Act section 24(1)(a) and 24(4) Regulation 21	-	In London the requirement is for general conformity with the spatial development strategy (The London Plan). The Regional Spatial Strategy for the South East of England has been revoked with the exception of Policy NRM6: Thames Basin Heath SPA, which, within relevant areas remains a material consideration as part of the development plan.	See correspondence from Mayor of London (Reg 19 stage) confirming conformity with the London Plan 2021. Also confirmed in the Statement of Common Ground with the GLA.
7. Has the council published the prescribed documents, and made them available at their principal offices and their website?	The Act section 20(2), 20(3) and 20(5)(b)	-	Requirements relating to publication of the prescribed documents are listed later in this table.	Yes, the documents prescribed at Regulation 22(1) have been made available at Barking and Dagenham, Havering, Newham and Redbridge principal offices and the Boroughs' joint ELJWP examination website

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
Has the council notified the relevant statutory and non-statutory bodies, and all persons invited to make representations on the plan? Does the DPD contain a list of superseded saved policies?	Regulations 8 and 19			(https://consultation.havering.gov.uk/planning/east-london-joint-waste-plan/) The Boroughs notified the relevant statutory and non-statutory bodies, and all persons invited to make representations on the plan Appendix 5 of the ELJWP includes a list of superseded policies.
8. Are there any policies applying to sites or areas by reference to an Ordnance Survey map or to amend an adopted policies map? If yes, have you prepared a submission policies map?	Regulations 5(1) (b), 9 (1), 17 & 22(1)			Yes, see Section 7 and Appendix 3 of the Submission ELJWP.
9. Is the DPD consistent with any other adopted DPDs for the area? If the DPD is intended to supersede any adopted development plan policies, does it state that fact and identify the superseded policies?	Regulation 8(3) and (4) Regulation 8(5)	Not referred to in NPPF, except for in the glossary under 'Development plan: Is defined in section 38 of the Planning and Compulsory Purchase Act 2004, and includes adopted local plans, neighbourhood plans that have been made and published spatial development strategies, together with any regional strategy policies that remain in force.	Development Plan is defined in Section 38 of the Act. See Stage 4 Q1b.	Yes, the Reg 19 Submission ELJWP is consistent with the Local Plans of the four Boroughs including the Local Plans which were emerging at the time. See Section 2 of the ELJWP. The ELJWP supersedes the adopted East London Waste Plan 2012 – that fact is stated in the ELJWP and the replacement of policies is set out in Appendix 5.
10. Have you prepared a statement setting out:	The Act section 20 (3)		This will bring forward material from the Consultation statement (see Stage 2 above).	i. ELJWP Consultation Statement, 12.02.25

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
<ul style="list-style-type: none"> Which bodies and persons were invited to make representations under Regulation 18? How they were invited? A summary of the main issues raised? How the representations have been taken into account? 	Regulation 22(1)(c)		PINS Procedure Guide (2024) advises that the Regulation 22(1)(c) statement should succinctly identify the main issues raised (and, optionally, the authority's brief response to each) to help introduce the likely issues to the Inspector	ii. The Statement as required in Regulation 22(1)(c)
11. Have you prepared a statement giving: <ul style="list-style-type: none"> the number of representations made under Regulation 22? a summary of the main issues raised? OR <ul style="list-style-type: none"> that no representations were made? 	The Act section 20(3) Regulation 22(1)(c)			Yes, see the Regulation 22 Statement, 07.10.25.
12. Have you collected together all the representations made under Regulation 28?	The Act section 20(3) Regulation 22(1)(e)		PINS Guidance: It is vitally important that representations are submitted in good order and in two sets. One should be in policy order and the other in number order. They should also be clearly indexed..... The list of representors should also clearly indicate those that have expressed a wish to be heard under s20(6) of the Act.	Yes copies of the representations have been collated and ordered in accordance with PINS guidance.
13. Have you assembled the relevant supporting documents?	The Act section 20(3) Regulation 22(1)(g)			Yes, all necessary evidence and records relevant to the Reg 19 submission have been assembled. See list of Submission documents.

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
14. Has your council approved the DPD for submission?	The Act section 20		Check the LPA's constitution/standing orders for the authorisation process appropriate for the type of DPD.	Yes, see the report and resolution of the Boroughs's full Councils (Appendix 1).
15. Have you sent the Secretary of State (the Planning Inspectorate) both a paper copy and an email of the following: <ul style="list-style-type: none"> the DPD? the submission policies map (unless there are no site allocation policies)? the documents prescribed in Regulation 22(1)? 	The Act section 20(1) and 20(3) Regulations 22(1) and 22(2)		Regulation 35 deals with the availability of documents and the time of their removal. Electronic copies of some of the representations and supporting documents may not be practicable. Regulation 35 deals with the availability of documents and the time of their removal. PINS now typically accepts an electronic submission (via their portal or email), and will request paper copies of key documents if needed.	The following will be sent to the Secretary of State (the Planning Inspectorate) by email on submission; <ul style="list-style-type: none"> the Submission Draft ELJWLP the submission policies map (Appendix 3) The documents prescribed by Regulation 22(1)
16. Have you made the following available at the same places where the proposed submission documents were to be seen: <ul style="list-style-type: none"> The DPD? The documents prescribed in Regulation 22(1)? 	Regulation 22(3)		You should do this as soon as reasonably practicable after submission.	The ELJWP and documents prescribed by Regulation 22(1) will be made available at the same places as the proposed submission documents upon submission.
17. On your website, have you published the: <ul style="list-style-type: none"> DPD? submission policies map? sustainability appraisal report? Regulation 22(1)(c) statement? 	Regulation 22(3) and 35(1)(b)		You should do this as soon as reasonably practicable after submission .	The following documents will be published on the website (hyperlink) <ul style="list-style-type: none"> The Submission Draft ELJWP submission policies maps (ELJWP Appendix 3)? IIA report (sustainability appraisal report)

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
<ul style="list-style-type: none"> supporting documents (where practicable) ? representations made under Regulation 20 (where practicable) ? statement as to where and when the DPD and the documents are available? 				<ul style="list-style-type: none"> Regulation 22) statement supporting documents representations made under Regulation 20 statement as to where and when the DPD and the documents are available
<p>18. For each general consultation body invited to make representations under Regulation 18(1), have you sent:</p> <ul style="list-style-type: none"> notification that the documents prescribed in Regulation 22(3)(a)(i)-(iii) are available for inspection where and when they can be inspected? 	Regulation 22(3)(b)		You should do this as soon as reasonably practicable after submitting to the Secretary of State.	Each general consultation body invited to make representations under Regulation 18(1), will be notified by email upon submission that the documents prescribed in Regulation 22(3)(a)(i)-(iii) are available for inspection including where and when they can be inspected.
<p>19. Have you given notice to persons who have requested to be notified that submission has taken place?</p>	Regulation 22(3)(c)		You should do this as soon as reasonably practicable after submitting to the Secretary of State.	Persons who requested to be notified that submission had taken place will be notified by email upon submission.
<p>20. If an examination is being held, at least six weeks before its opening has the Programme Officer:</p> <ul style="list-style-type: none"> published the time and place of the examination and the name of the person appointed to carry out the examination on your website? notified those who have made representations on the published DPD which have not been withdrawn of these details? 	<p>The Act section 20</p> <p>Regulations 24 and 35</p>			The Programme Officer will publish the time and place of the examination and the name of the person appointed to carry out the examination and notify those who made representations on the details of the examination hearings which will be at least 6 weeks before the opening of the hearings.

Activity	Legal requirement	Guidance reference	Additional notes	Response/Evidence
21. Has the LPA made a formal request to the Inspector to recommend any main modifications necessary to make the plan sound/legally compliant?"	The Act section 20(7C)		At submission or shortly after, councils send a letter to the Inspector requesting modifications. Also, the Procedure Guide (2024) likely mentions that the LPA should confirm if they will request mods (it usually does). We should update the references: e.g. "(See PPG Plan-making, How are local plan examinations conducted?, and PINS Procedure Guide, Section on Main Modifications[87][88].)". This ensures the checklist user knows to formally request mods if needed.	The Boroughs will send a letter to the Inspector requesting modifications.

Appendix 1 – Evidence Documents

Document	Date	Weblink	Comments
Borough Local Plans:			
Barking & Dagenham Local Plan (2025)	September 2024	https://www.lbbd.gov.uk/planning-building-control-and-local-land-charges/planning-guidance-and-policies/local-plan https://www.lbbd.gov.uk/sites/default/files/2024-10/B%26D_LocalPlan_A4_SEP24_digital.pdf	
Havering Local Plan	November 2021	https://www.havering.gov.uk/downloads/download/641/havering_local_plan	
Newham	November 2018	https://www.newham.gov.uk/planning-development-conservation/planning-policy-local-plan/2	A replacement Newham Local Plan is being prepared and is currently (November 2025) at examination
Redbridge	March 2018	https://www.redbridge.gov.uk/planning-and-building/planning-policies/local-plan/	
Borough Local Development Schemes:			
- Barking & Dagenham Local Development Scheme (2025)	February 2025	https://www.lbbd.gov.uk/sites/default/files/2025-02/LDS%20February%202025%20Update.pdf	Confirms work underway; anticipates adoption Autumn/Winter 2026.
- Havering Local Development Scheme (2025-2027)	2025	https://www.havering.gov.uk/downloads/file/1522/local-development-scheme-2025-2027	Plan progression from 2023; timelines subject to inter-borough agreement.
- Newham Local Development Scheme	May 2025	https://www.newham.gov.uk/downloads/file/8825/appendix-3-local-development-scheme-2025	Note Reg 18 ELJWP consultation and anticipates adoption in 2026.
- Redbridge Local Development Scheme 2025	March 2025	https://www.redbridge.gov.uk/media/13026/redbridge-local-development-scheme-2025-web-version.pdf	Full indicative timetable: drafting (2024), consultations (2025–26), submission & examination (2026+).
Borough Statements of Community Involvement:			

Project: East London Joint Waste Plan

Document: Local Plan Legal Compliance Checklist

Version: 2.0 final

Date: December 2025

- Barking and Dagenham Statement of Community Involvement	August 2020	Statement of Community Involvement Refresh	
- Havering - Statement of Community Involvement 2021	November 2021	Statement of Community Involvement 2021 (havering.gov.uk)	
- Newham Statement of Community Involvement	September 2022	newham-statement-of-community-involvement	
- Redbridge Statement of Community Involvement	December 2020	https://www.redbridge.gov.uk/media/10561/redbridge-sci-2020.pdf	
Report of the Boroughs's full Councils to submit the ELJWP:			
- Report to Barking & Dagenham Full Council	19.11.25	https://lbbd.moderngov.co.uk/ieListDocuments.aspx?CId=179&MId=13703	
- Report to Havering Full Council	19.11.25	https://democracy.havering.gov.uk/ieListDocuments.aspx?CId=127&MId=8117	
- Report to Newham Full Council	10.11.25	https://mgov.newham.gov.uk/ieListDocuments.aspx?CId=295&MId=15004	
- Report to Redbridge Full Council	20.11.25	https://moderngov.redbridge.gov.uk/ieListDocuments.aspx?CId=272&MId=9176	