



East London Joint Waste Plan

Publication Stage Representation Form

East London Joint Waste Plan

Please return to Havering Town Hall, RM1 3BD by 30 June 2025.

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<https://consultation.havering.gov.uk/planning/east-london-joint-waste-plan-regulation-19>

Part A – Contact Details

	Personal details* <small>*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 the second column.</small>	Agent details (if applicable)
Title	Mr	
First Name	Stephen	
Last Name	Daw MRICS	
Job Title (where relevant)		Planning Agent
Organisation (where relevant)	Brett Aggregates Limited	Stephen M Daw Limited
Address Please include post code		
Telephone Number		
Email address		
In which local authority do you live?	<input type="checkbox"/> Barking and Dagenham <input type="checkbox"/> Havering <input type="checkbox"/> Newham <input type="checkbox"/> Redbridge <input type="checkbox"/> Other Local authority <input checked="" type="checkbox"/> I am responding on behalf of an organisation	

Part B - Your representation (please use a separate sheet for each representation you wish to make)

Name or Organisation: Brett Aggregates Limited

1. Which part of the East London Joint Waste Plan does this representation relate to? (Please be as specific as possible)

Policy	Policy JWP2: Safeguarding and Provision of Waste Capacity	Implementation Text / Paragraph / Table / Figure / Policies Map	Need for additional capacity and waste hierarchy (Para 6.44)
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2. Do you consider the East London Joint Waste Plan: (please tick as appropriate)

a. Legally compliant	Yes	✓	No	
b. Sound	Yes		No	✓
c. Complies with Duty to Cooperate	Yes	✓	No	

3. Please give details of why you consider the Waste Plan 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 Plan or its compliance with the duty to co-operate, please also use this box to set out your comments.

The ELJWP is unsound because on the one hand it recognises the benefits of using inert excavation waste to restore mineral workings (Policy JWP6 B1) but on the other fails to safeguard any mineral working sites, concluding there is no need for any additional capacity within the Plan area (para 6.44).

Instead, the Plan adopts the approach taken in The London Plan where excavation waste is made an exception to the principle of ensuring London has self-sufficiency in all waste streams (para 6.120). Whilst it is the case that both East London and London as a whole are unlikely to be able to accommodate the large quantity of excavation waste which arises within their boundaries, it is at best contradictory and at worst a negligent not to safeguard mineral workings which can accommodate excavation waste.

Brett Aggregates Limited is currently using inert excavation waste to restore a mineral working at East Hall Farm, Havering and has an undetermined planning application for a similar exercise to dispose of some 1.3 million cubic metres of 'suitable soils and clays' over the projected 18-year life of a mineral working at Rainham Lodge Farm (RLF), Havering (Planning Application Ref P1251.24).

The safeguarding of mineral workings to dispose of inert non-recyclable excavation waste has a number of benefits. Firstly, the waste will be deposited closer to where it is generated, thus reducing distance travelled with resulting environmental benefits, especially as there is a close correlation between where mineral is sold and excavation waste is deposited, often at the same location. Secondly, there are significant landscape and biodiversity benefits which arise from the use of excavation waste to restore mineral workings. Thirdly, the identification of local regulated facilities will help prevent fly-tipping. Fourthly and finally, mineral sites are often also suitable locations for the recycling of hard excavation materials.

The Plan also lacks clarity as to whether soft inert excavation material is classified as waste or non-waste (para 2.41). In the case of an Environmental Permit for Recovery the material is regarded as waste whereas under the CL:AIRE Protocol it is non-waste. The large majority of excavation material is controlled through Permitting and so is classified as waste. This lack of clarity should not mask the fact that specific provision needs to be made in the Plan for the disposal of soft inert excavation material to restore mineral workings, i.e. by means of safeguarding.

4. Please set out the modification(s) you consider necessary to make the East London Joint Waste Plan 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 Waste Plan 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 needs to safeguard suitable mineral working sites for the disposal of soft inert excavation material. Subject to receipt of a suitable planning permission one such site is RLF, Havering (refer to Appendix A). The site is also suitable as a future inert material recycling facility although this does not form part of the current planning proposal.

Please note In your representation you should provide succinctly all the evidence and supporting information necessary to support your representation and your suggested modification(s). You should not assume that you will have a further opportunity to make submissions. ***After this stage, further submissions may only be made if invited by the Inspector, based on the matters and issues he or she identifies for examination.***

5. If your representation is seeking a modification, do you consider it necessary to participate in examination hearing session(s)? (please tick as appropriate)

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 indication of your wish to participate in hearing session(s), you may be asked at a later point to confirm your request to participate.

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

In order to fully engage with the Plan process and represent my clients concerns regarding the Submission Plan

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.

7. Do you wish to be notified about:

a. the submission of the Joint Waste Plan for independent examination

Yes No

b. the publication of the Inspector's report

Yes No

c. the adoption of the Joint Waste Plan

Yes No

If you have further questions about the consultation, please get in touch with the team at eljointwasteplan@havering.gov.uk

