



GOVERNMENT OFFICE
FOR THE EAST MIDLANDS

SUSTAINABLE DEVELOPMENT SERVICE		
27 SEP 2007		
HEAD	REFER 1	REFER 2

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Our ref: EMP 2400/475/16

Date: 21 September 2007

Dear Lonec Wojtulewicz

I am writing with reference to your application of **December 2006** and further correspondence 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 **Leicestershire Minerals Local Plan Review Adopted May 1995** and the **Leicestershire, Leicester and Rutland Waste Local Plan Adopted September 2002**.

The Secretary of State's Direction is attached. Those policies not listed in the Direction will expire on 27th September 2007.

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 the Department for Communities and Local Government Protocol on saving policies. The Secretary of State's decisions concern a policy where there have been representations from Rutland County Council expressing views that differ from those of your authority. For clarity, where this circumstance applies the Secretary of State's reasons are set out in the table at the end of this letter.

The extension of saved policies listed in this Direction does not mean that the Secretary of State would endorse these same policies if presented to her as new policy within a development plan document (DPD). It is intended to ensure continuity within the plan-led system and a stable planning framework locally.

Minerals and Waste planning authorities (MWPA) should not suppose that a regulatory local plan style approach will be supported in forthcoming DPDs, but should adopt a positive spatial strategy led approach to DPD preparation, and should not seek to reintroduce the numerous policies of many local plans.

The exercise of extending saved policies is not an opportunity to delay DPD preparation. MWPA should make good progress with the minerals and waste development framework,





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according to the timetable in their local development scheme. 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 advanced position of many regional spatial strategies and the development plan status of the Regional Spatial Strategy.

From the 27th September 2007 the extended policies should be read in context. Where policies were 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.

Policy Ref	Reason	Extended	Not Extended
1995 Minerals Local Plan Policy 13	Accept the view of Rutland County Council that this policy is superseded by the policies of the 2002 Waste Local Plan.		✓

Signed by authority of the
Secretary of State

Lesley Flint
Head of Housing, Planning & Urban Policy



