

## Consultation Responses and SKDC feedback.

Respondent organisations	To what extent do you agree or disagree with SKDC's draft Contaminated Land Strategy?	Please use the space below to tell us why you have chosen to answer in this way:	If you have any questions or would like to comment on anything included in the Council's Contaminated Land Strategy, please use the space below to tell us about it:	Response to comments
Town/Parish Council	Neither agree nor disagree	Helpful to have a plain language statement, but it appears to be a restatement of national requirements, thereby may be a duplication of effort?	More information about specific sites locally that are of concern. Suggest the information is placed as a layer on the online planning records	<i>Not a strategy question more of an operational query for planning.</i>
Resident	Agree	I have read the strategy and it is really comprehensive and I can't see in my limited knowledge if anything has been missed out	Interested in how SKDC work with the Environment Prot Unit in Public Protection Service re identifying any contaminations	<i>The Environmental Protection Team within Public Protection are the authors of the Contaminated Land Strategy and are statutory consultee on planning applications.</i>
Environment Agency	Agree	Please accept this as consultation response by Groundwater & Contaminated Land Team, Environment Agency. We agree with the Strategy, but suggest some additional information is included. This will help ensure the risk posed to controlled waters is fully addressed during any Part 2A inspections or during redevelopment of Brownfield sites.	<p>Groundwater &amp; Contaminated Land Team, Environment Agency comments: Section 1- Overview We recommend that this section differentiates as early as possible between the statutory definition of 'contaminated land' and refer to all other sites as 'land affected by contamination'.</p> <p>Recommend adding a section D – Significant pollution of controlled waters: The term "pollution of controlled waters" means the entry into controlled waters of any poisonous, noxious or polluting matter or any solid waste matter. Given that the Part 2A regime seeks to identify and deal with significant pollution (rather than lesser levels of pollution), the local authority will focus on pollution which: (i) may be harmful to human health or the quality of aquatic ecosystems or terrestrial ecosystems directly depending on aquatic ecosystems; (ii) which may result in damage to material property; or (iii) which may impair or interfere with amenities and other legitimate uses of the environment. The statutory guidance (Statutory Contaminated Land Guidance from Defra published April 2012) gives further details of what may amount to 'significant pollution of controlled waters'.</p> <p>Section 3 – Strategic Aims Suggest adding 4. To ensure that the burdens faced by individuals, companies and society as a whole are proportionate, manageable and compatible with the principles of sustainable development as per the objectives defined in the statutory guidance.</p> <p>Section 4b or thereafter Recommend adding a section on water resources or aquifers: South Kesteven's geology includes Lincolnshire Limestone and Blisworth Limestone which are both classified as principal aquifers by the Environment Agency. These aquifers can support water supply on a strategic scale and also provide water to business. The geology within the area also includes sand and gravel deposits, which are classified as secondary A aquifers. These aquifers can provide water on a local scale and provide baseflow to rivers and streams.</p> <p>Section 4c Recommend adding that voluntary remediation is also an opportunity for land to be cleaned up and is encouraged as per section 2.6f of the statutory guidance.</p>	<p><i>Considered, the purpose of the strategy relates to Contaminated Land and the legal definition is stated. It is felt that distinguishing what land affected by contamination is with a definition is unnecessary in the context to the strategy.</i></p> <p><i>Considered, controlled waters and the pollution of controlled waters is a statutory duty within the EA remit and therefore is not a consideration of this strategy.</i></p> <p><i>Considered – felt unnecessary to include as it is broadly covered in Aim 2.</i></p> <p><i>Considered – not appropriate to include in the strategy as they relate more to EA function under Part 2A than Local Authority.</i></p> <p><i>Considered – this is covered in section 4c already in "Ensure that any necessary remediation action takes place, either by agreement or enforcement action" but suggest a reword to include voluntary remediation to ensure clarity.</i></p>

			<p>Section 4e Recommend adding that developers should ensure adequate site investigation information, prepared by a competent person, is available to inform land contamination assessments, as per section 189 National Planning Policy Framework. Section 4e or 4f Recommend adding: The Environment Agency supports the use of the National Quality Mark Scheme (NQMS). You can use it for any type of land contamination report. Using the NQMS:</p> <ul style="list-style-type: none"> <li>• will make sure all legislative requirements and necessary standards related to managing land contamination are met</li> <li>• can provide increased confidence by submitting reports of the quality we expect</li> <li>• can result in cost and time savings by 'getting it right first time'</li> </ul> <p>Section 5B Should refer to Land Condition: Risk Management available at Land contamination risk management (LCRM) - GOV.UK (<a href="http://www.gov.uk">www.gov.uk</a>). The Environment Agency expects this guidance to be followed when dealing with land contamination risks. Please consider adding 'The Environment Agency will be consulted on applications on land that poses potential risk to sensitive controlled waters receptor such as groundwater and surface waters.' References Please add: Land Condition: Risk Management available at Land contamination risk management (LCRM) - GOV.UK (<a href="http://www.gov.uk">www.gov.uk</a>)</p>	<p><i>Considered - all ready covered in the same section but in a more broad term, the specifics mentioned are covered within operational procedures that the strategy applies to.</i></p> <p><i>In respect of the Land Condition: Risk Management available at Land contamination risk management (LCRM) - GOV.UK (<a href="http://www.gov.uk">www.gov.uk</a>) the 'Development on Land Affected by Contamination' guide referred to in the strategy incorporates this.</i></p> <p><i>Suggest inclusion of The Environment Agency will be consulted on applications on land that poses potential risk to sensitive controlled waters receptor such as groundwater and surface waters within the strategy</i></p>
	Strongly agree	f		
Town/Parish Council	Neither agree nor disagree	There should be all attempts made to clear all contaminated land as soon as possible	Projected timelines for return of all contaminated land to acceptable use	<i>No such timeline exists as contaminated land is identified through the planning regime and it is anticipated to remain ongoing concern until such time as the land is remediated.</i>
Resident	Agree	I think (not being an expert) that there are a couple of things missing. 1. Asbestos on military sites. Not sure if it's still there but there used to be a warning sign where the huts have been collapsed at prince William barracks Grantham 2. Our Green MPs are pushing Zane's law. This was military cyanide? I think. It leaked from secret weapon dumps via groundwater during flooding. It killed Zane and paralysed his father. As we're largely on limestone, ground water is an issue and pollution can travel	Are you testing allotment sites on old tips?	<p><i>No - general question not relating to strategy</i></p> <p><i>In respect of the Asbestos on military sites</i></p> <p><i>This is a specific example and is not detailed in the strategy as in such circumstances the strategy applies, and detailed responses or conditions will provided on a site specific basis through the planning regime in accordance with the strategy. In simple terms this is a site-specific scenarios that the strategy is designed to identify.</i></p> <p><i>In respect of Military Cyanide</i></p> <p><i>Contaminated ground water is not a local authority remit it falls under regulation by the Environment Agency (EA) – EA are a consultee on the planning application process.</i></p>
Resident	Agree			
Resident	Strongly Agree			