

## **Examination of the Leicester Local Plan 2020-2036**

### **MATTERS, ISSUES AND QUESTIONS FOR THE EXAMINATION (MIQs)**

#### **Response from HBF, September 2024**

Please note, these comments are in addition to our Regulation 19 comments, which we have not repeated here. We have referred to our Reg 19 comments where we have expanded our comments or provided additional comments, but only where we believe this is helpful.

We have not responded to all of the questions only those where we have further comments to make. Our original Reg 19 comments still stand.

## **MATTER 15 – MINERALS AND WASTE NEEDS**

**Issue 15: Has the Plan been positively prepared and is it justified, effective and consistent with national policy in respect of its policies and proposals for minerals and waste needs in Leicester?**

### **General Questions on Minerals and Waste Needs**

**455. Should mention be made of dealing with wastewater from new developments? In particular, who is intended to secure, or provide, further investment in wastewater treatment?**

HBF opposes any requirement for applicants to assess or demonstrate the capacity of the water company to connect a development with water services (e.g. the supply of fresh water and the treatment of wastewater).

HBF also rejects the requirement for applicants to demonstrate water neutrality, as the legal responsibility for the supply of water services falls to the water company.

These are not land use planning matters. They are matters managed under a separate statutory regime. Matters relating to water and sewerage infrastructure and its availability and/or network capacity are both controlled by separate, dedicated legislation, i.e., s37 (water) and s94 (sewerage) of the Water Industry Act 1991. The planning process should not be used as a route to subjugate established primary legislation.