

**Our ref:** 22\_07228\_P

04/11/2022

**Summary of Proposal:** Norfolk Minerals and Waste Local Plan

Dear Caroline Jeffery,

Thank you for your consultation on the Norfolk Minerals and Waste Local Plan.

Following review, we note one allocation site which is partially within the Internal Drainage District (IDD) of the King's Lynn Internal Drainage Board (IDB) and therefore the Board's Byelaws apply at this site. Whilst the Board's regulatory process (as set out under the Land Drainage Act 1991 and the Board's Byelaws) is separate from planning, the ability to implement a planning permission may be dependent on the granting of any required Land Drainage Consents.

We have previously commented on the planning applications for the site area included within allocation MIN 40 at Land East of Grandcourt Farm, East Winch (C/2/2018/2016 and C/2/2018/2017). The Board's Officers are in contact with the site owner about existing discharges from their operations into the Board's critical maintained watercourse known as Middleton Stop Drain located south of Leziate Works.

Site MIN 40 may require Land Drainage Consent from the Board as outlined in the table below and this has the potential to generate conflict between the planning process and the Board's regulatory regime.

Byelaw / Section of Act	Description	Requirement
Byelaw 3	Discharge of water to a watercourse (treated foul or surface water)	<b>Consent required</b>
Section 23, Land Drainage Act 1991	Alteration of a watercourse	Consent may be required
Byelaw 10	Works within 9 metres of a Board maintained watercourse	Consent may be required

The Board is particularly concerned about further volumes of water being discharged from the proposed allocation site MIN 40 which could negatively affect the Board's ability to manage catchment flood risk to an acceptable standard. Regarding paragraph M40.17, it is essential that the site operator is able to contain any suspended solids arising from their activities which might be detrimental to the Board's Drainage / Flood Risk Management Infrastructure (see also Byelaw 7). The plan needs to provide further detail on the strategy for eliminating silt from entering the wider drainage network.

Brian Long (Chairman) John Askew (Vice-Chairman)

Phil Camamile (Chief Executive)

Constituted by the Amalgamation of the West of Ouse, Gaywood, Magdalen, Marshland Smeeth and Fen, and Wingland Internal Drainage Districts Order 2004  
Statutory Instrument 2004 No. 1657



The sites allocated within the local plan listed below are not within any of the WMA member Boards' Internal Drainage Districts (IDD) however several sites are within a Board's Watershed Catchment (meaning water from the site will eventually enter the IDD). Maps are available on the Board's webpages showing the Internal Drainage District well as the wider watershed catchments.

For any site with the potential to discharge water indirectly to a WMA Board catchment, we recommend that a drainage strategy is supplied which has been considered in line with the Planning Practice Guidance [SuDS discharge location hierarchy](#). If a surface water discharge proposed to a watercourse within the watershed catchment of the Board's IDD then we request that this be in line with [the Non-Statutory technical standards for sustainable drainage systems](#) (SuDS), specifically S2 and S4. Resultantly we recommend that the discharge from this site is attenuated to the Greenfield Runoff Rates wherever possible. We recommend that due consideration is given to ensuring that runoff from any allocated site is clear from silt and this is closely monitored to protect watercourses from pollution.

Site allocation	IDD Watershed catchment
MIN12	Norfolk Rivers IDB
MIN51	Norfolk Rivers IDB
MIN13	Norfolk Rivers IDB
MIN08	Norfolk Rivers IDB
MIN202	Norfolk Rivers IDB
MIN37	Norfolk Rivers IDB
MIN64	Norfolk Rivers IDB
MIN65	Norfolk Rivers IDB
MIN96	Norfolk Rivers IDB
MIN69	Norfolk Rivers IDB
MIN115	Norfolk Rivers IDB
MIN207	Norfolk Rivers IDB
MIN208	Norfolk Rivers IDB
MIN25	Waveney, Lower Yare and Lothingland IDB
MIN6	King's Lynn IDB
SIL01	King's Lynn IDB

**Please see the supplementary information overleaf for further detail on the Board's policy and consenting process.**

If, following review of our comments and supporting policy documents linked below, you wish to discuss any of the requirements I have raised, please contact the Board using the details at the head of this letter.

Yours sincerely,

Ellie

Eleanor Roberts  
Senior Sustainable Development Officer  
Water Management Alliance

## How to Apply for Land Drainage Consent

To apply for Land Drainage Consent please complete an application form.

Application forms, application fees and 'Frequently Asked Questions' can be found on the 'Development' sections of the Board's website, here:

<https://www.wlma.org.uk/norfolk-idb/development/>  
<https://www.wlma.org.uk/waveney-idb/development/>  
<https://www.wlma.org.uk/kings-lynn-idb/development/>

For any additional help please call us on 01553 819600 or email [planning@wlma.org.uk](mailto:planning@wlma.org.uk).

## Byelaws

Norfolk Rivers IDB Byelaws can be found via the following link:

[https://www.wlma.org.uk/uploads/NRIDB\\_Byelaws.pdf](https://www.wlma.org.uk/uploads/NRIDB_Byelaws.pdf)

King's Lynn IDB Byelaws can be found via the following link:

[https://www.wlma.org.uk/uploads/KLIDB\\_Byelaws.pdf](https://www.wlma.org.uk/uploads/KLIDB_Byelaws.pdf)

Waveney, Lower Yare and Lothingland IDB Byelaws can be found via the following link:

[https://www.wlma.org.uk/uploads/WLYLIDB\\_Byelaws.pdf](https://www.wlma.org.uk/uploads/WLYLIDB_Byelaws.pdf)

## Mapping

Mapping of the Norfolk Rivers IDB IDD and watershed catchment can be viewed via the following links:

[https://www.wlma.org.uk/uploads/179-NRIDB\\_Index.pdf](https://www.wlma.org.uk/uploads/179-NRIDB_Index.pdf)  
[https://www.wlma.org.uk/uploads/NRIDB\\_Watershed.pdf](https://www.wlma.org.uk/uploads/NRIDB_Watershed.pdf)

Mapping of the King's Lynn IDB IDD and watershed catchment can be viewed via the following links:

[https://www.wlma.org.uk/uploads/128-KLIDB\\_index.pdf](https://www.wlma.org.uk/uploads/128-KLIDB_index.pdf)  
[https://www.wlma.org.uk/uploads/KLIDB\\_Watershed.pdf](https://www.wlma.org.uk/uploads/KLIDB_Watershed.pdf)

Mapping of the Waveney, Lower Yare and Lothingland IDB IDD and watershed catchment can be viewed via the following links:

[https://www.wlma.org.uk/uploads/WLYLIDB\\_Index\\_Map.pdf](https://www.wlma.org.uk/uploads/WLYLIDB_Index_Map.pdf)  
[https://www.wlma.org.uk/uploads/WLYLIDB\\_Watershed.pdf](https://www.wlma.org.uk/uploads/WLYLIDB_Watershed.pdf)

## Planning and Byelaw Strategy

The Board's Planning and Byelaw Strategy seeks to provide:

- Guidance on how (and why) the Board will review and comment on planning applications.
- Information on the policies against which the Board will assess and determine applications.
- Guidance to riparian (waterside) landowners regarding watercourse maintenance.

The Planning and Byelaw Strategy can be found via the following link:

[https://www.wlma.org.uk/uploads/WMA\\_Planning\\_and\\_Byelaw\\_Policy.pdf](https://www.wlma.org.uk/uploads/WMA_Planning_and_Byelaw_Policy.pdf)

## Arterial Watercourses

Maps on the Board's website show which watercourses are designated as Arterial Watercourses by the Board. You may also have heard these watercourses referred to as 'Main Drains' or 'Maintained Watercourses'. The designation is an acknowledgement by the Board that the watercourse is of arterial

importance to the Internal Drainage District and as such will normally receive maintenance from the IDB using the Board's Permissive Powers. Although the Board opts to proactively maintain this arterial network, there is no change in the ownership or liability associated with the watercourse resulting from this designation.

#### **Why we have commented on this application:**

By engaging with the planning process the Boards are seeking to:

- Reduce flood risk to communities within the Boards' Internal Drainage Districts
- Promote sustainable development in sustainable locations by supporting sound planning decisions in accordance with the National Planning Policy Framework (especially [Paragraph 167](#)) and the [Non-standard technical standards for SuDS](#).
- Reduce the potential for conflict between the planning process and the Boards' regulatory process.

For further information please refer to the Board's Planning and Byelaw Strategy.