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For the Attention of Ms Kay Sully

**12 February 2019**

DCRM Ref. No: WN0902-HZDCO-PAC-LET-00002

Dear Ms Sully

**Wylfa Newydd DCO Project: Deadline 5 Matters**

1. This letter sets out Horizon Nuclear Power Wylfa Limited's ("Horizon") response to matters allocated to the Applicant for Deadline 5 as outlined in the Rule 8 – Notification of Timetable for the Examination letter published by the Examining Authority (ExA) on 6 November 2018 ("Rule 8 letter") [PD-010].

**Matters contained within Horizon's Deadline 5 submission**

2. In accordance with the Rule 8 letter and the additional information requested by the ExA at the Issue Specific Hearings ("ISHs") held on 7 to 11 January 2019, and in the published action points of the aforementioned hearings [OD-005 to OD-009], Horizon is submitting the documents listed in Appendix 1 to the ExA for Deadline 5. Further comments in respect of these documents are set out below.

**Summary of documents Horizon is submitting at Deadline 5**

3. Below is a short summary of the documents that Horizon is submitting at Deadline 5 (as identified in Appendix 1):
  - a. *Response to ExA's Further Written Questions:* Further to the publication of the ExA's Further Written Questions [PD-013], published 30 January 2019, Horizon is submitting a written response that addresses all questions posed by the ExA to 'the applicant', as well as any questions of relevance posed to other interested parties.

- b. *Response to Hearing Requests for Information:* Further to Horizon's Deadline 4 submissions and following requests for information by the ExA during the ISHs held on 7 to 11 January 2019, and in the published action points of the aforementioned hearings, Horizon is submitting additional response documents at Deadline 5. For ease of reference the documents are split on an individual hearing day basis, as outlined below. The documents provided at Deadline 5 are as follows:
- i. Horizon's Deadline 5 responses to requests for information set in the ISH on 7 January 2019 on Socio-economic matters (including accommodation; education; health; language; law and order; recreation and tourism);
  - ii. Horizon's Deadline 5 responses to requests for information set in the ISH on 8 January 2019 on Socio-economic matters (including jobs and skills and supply chain) and traffic and transport;
  - iii. Horizon's Deadline 5 responses to requests for information set in the ISH on 9 January 2019 on the draft Development Consent Order and an updated draft DCO s.106 agreement;
  - iv. Horizon's Deadline 5 responses to requests for information set in the ISH on 10 January 2019 on Biodiversity (Terrestrial Ecology; Birds; Marine Works and Environmental Impacts); and
  - v. Horizon's Deadline 5 responses to requests for information set in the ISH on 11 January 2019 on Biodiversity matters (Costal Change; Climate Change; Transboundary Impacts).
- c. *Draft Development Consent Order and Explanatory Memorandum:* As outlined in its Deadline 4 Submission [REP4-001] Horizon has sought to address the actions identified from the DCO ISH (held on 9 January 2019) which have been incorporated into the draft DCO and the Explanatory Memorandum, where appropriate, and are being submitted at Deadline 5. A summary of all changes that have been made to the draft DCO at Deadline 5 is provided in the accompanying Summary Table of Amendments.
- d. *Draft DCO Section 106:* An overview note of the revised draft DCO s.106 agreement (being the version issued to IACC and the Welsh Government on 23 January 2019 and other stakeholders thereafter) is being submitted to provide the ExA with a summary of the key changes made to the agreement and each of the schedules to respond to matters raised by stakeholders. This includes a fundamental change to the governance proposals. A further updated copy of the draft DCO s.106 agreement and position statement is intended to be provided at Deadline 6. Negotiations, are advancing well.
- e. *Compulsory Acquisition Schedule and Crown Land and Interest s.135 Schedule:* As outlined in its Deadline 4 Submission [REP4-001] Horizon has prepared an updated Compulsory Acquisition Schedule which it is submitting at Deadline 5. Following engagement from the Welsh Government regarding its land interests, Horizon now agrees that land belonging to the Welsh Ministers, the National Assembly of Wales, or which forms part of the strategic highway for which Welsh Government is the Strategic Highway Authority constitutes Crown Land for the purposes of section 135 of the Planning Act 2008. As a consequence of this, Horizon has made a number of minor changes to the interests that it is seeking in respect of the Welsh Government land.

Horizon is submitting an updated Crown Land and Interests s.135 Schedule that reflect these changes at Deadline 5.

- f. *Code of Construction Practice and Code of Operational Practice Documents (CoCPs and CoOP)*: As outlined in its Deadline 4 Submission [REP4-001] Horizon has prepared updated CoCPs and a CoOP to address the concerns raised during the ISHs, held 7 to 11 January 2019, as well as incorporating detail that was the outcome of further meetings held with Stakeholders following the January hearings. Track change versions of these control documents have also been provided, as requested by the ExA.

Horizon has proactively tried to resolve key mitigation issues with the stakeholders since the January ISHs. While this approach has been beneficial in advancing discussions with the majority of stakeholders, less progress has been possible with IACC due to with the focus on advancing discussions relating to the draft DCO s.106 agreement. For this reason, limited discussions have been had with IACC on the control documents. However, Horizon is committed to continuing to proactively engage with all stakeholders to resolve issues with the control documents and will proactively seek mitigation specific meetings with IACC (and other key stakeholders) over the coming weeks to resolve concerns with the control documents.

The working drafts of all CoCPs and the CoOP have been shared with IACC, NRW, the Welsh Government and NWP as requested. Any amendments as a result of further discussions on these drafts will be included in the next iteration of the documents submitted later in Examination.

Horizon is also preparing a summary table (for submission with the SoCGs at Deadline 6) outlining all the mitigation that has been proposed by stakeholders, and whether or not Horizon has been able to provide such mitigation, including reasons where it has not, for example, if that mitigation is already secured through another consenting mechanism.

- g. *Phasing Strategy*: Further to its Deadline 4 submission [REP4-014] Horizon has undertaken further stakeholder engagement with the Welsh Government, IACC and NRW. Following these discussions, amendments have been made to the Phasing Strategy which is being submitted at Deadline 5. Further engagement with the stakeholders is to be undertaken with a further update proposed at Deadline 7.
- h. *Landscape and Habitat Management Strategy*: The Landscape and Habitat Management Strategy has been updated to incorporate amendments as a result of further commitments by Horizon to secure mitigation in relation to the Landscape Mounds.
- i. *Workforce Management Strategy*: In response to First Written Questions and feedback from stakeholders, Horizon is submitting an updated Workforce Management Strategy which includes updated principles, additional detail regarding monitoring, enforcement, disciplinary actions and a draft code of conduct. Horizon anticipates that these amendments will, assist the ExA and Stakeholders in understanding the role of the WMS. Informally, Horizon has been engaging with Stakeholders on the revised WMS; however, any amendments as a result of these discussions will be included in a subsequent amendment to be submitted later in Examination.

- j. *Construction Method Statement*: A small number of amendments have been made to the CMS to resolve minor discrepancies as well as to update some mitigation measures introduced as a result of the Examination process.
- k. *HRA and Ecology*: Horizon is submitting the following HRA and Ecology documents as supporting documents in response to the ExA further written questions and requests for further information:
  - i. *HRA Stage 3 Assessment of Alternative Solutions*;
  - ii. *Imperative Reasons of Overriding Public Interest (IROPI) Report*;
  - iii. *Position Paper on Compensation Measures*; and
  - iv. *Biosecurity Risk Assessment Strategy Report*.
- l. *North Wales Police*: Further to the Post-hearing submissions made by North Wales Police (NWP) [REP4-043] Horizon is submitting a targeted response to the key issues raised. However, given a number of the matters raised by NWP's Deadline 4 response are addressed through modifications to control documents and a redrafted DCO s.106 agreement (which are subject to further review and comment by stakeholders) Horizon's response is primarily focused on NWP's Police Impact Assessment and the ongoing dialogue between Horizon and NWP's respective traffic and transport advisors (Steer and Vectos).
- m. *Horizon's Response to Bob Wright on behalf of Residents of Llanfachraeth*: Following the receipt of the Deadline 4 submission from Mr Wright on behalf of the residents of Llanfachraeth [REP4-055] Horizon is submitting a response that addresses the matters raised.
- n. *Horizon's Responses to the eNGOs Post January Hearing Submission Documents*: Further to the Deadline 4 post-hearing submissions made by the National Trust, North Wales Wildlife Trust and the Royal Society for the Protection of Birds [REP4-0038 and REP4-044] Horizon is submitting a single response to those matters raised by the eNGOs across the two submissions.
- o. *Horizon's Response to the IACC Deadline 4 Submission*: Further to the Deadline 4 submission of IACC [REP4-034] Horizon is submitting a targeted response to the post-hearing submissions.
- p. *Horizon's Response to the Welsh Government Deadline 4 Submission*: Further to the Deadline 4 submission of the Welsh Government [REP4-053] Horizon is submitting a targeted response to the post-hearing submission.
- q. *Horizon's Response to Land and Lakes' Deadline 4 Submission*: Further to the Deadline 4 submissions made by Land and Lakes [REP4-036] Horizon has not sought to respond to every point raised, however, it is submitting a targeted response to certain points raised by Land and Lakes.
- r. *Horizon's Response to Comments from Pwyllgor Ymgyrch Tai a Chynllunio Gwynedd a Môn*: Following the receipt of the Deadline 4 submission from Pwyllgor Ymgyrch Tai a Chynllunio Gwynedd a Môn, published by the ExA on 24 January 2019, Horizon is submitting a response to the matters raised relating to effects on the Welsh Language and Children and Young People.

### **Digital Infrastructure Capacity**

4. Further to its response to the Welsh Government [REP3-034], and its Deadline 4 submission [REP4-001] Horizon has introduced a new requirement into the draft Development Consent Order (Requirement PW12) which requires Horizon to undertake a technical assessment and prepare a Digital Infrastructure Plan which will outline how Horizon will ensure digital infrastructure capacity during construction and operation of the Wylfa Newydd DCO Project.

### **North Wales Fire and Rescue Service**

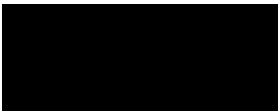
5. Further to the Deadline 4 submissions made by North Wales Fire and Rescue Service [REP4-042] Horizon has offered to meet to discuss these matters as part of the SoCG process. The results of these discussions will be provided as part of the SoCG with the North Wales Fire and Rescue Service to be provided at Deadline 6.

### **Updated Schedule of Mitigation**

6. Following the Deadline 5 updates to the draft DCO and control documents, Horizon is updating the Schedule of Mitigation to summarise the areas of agreement and disagreement between Horizon and stakeholders. This updated schedule will be provided at Deadline 6.
7. Horizon notes that it has made a number of concessions in the Deadline 5 updates to the control documents (including the draft DCO) and will continue to engage with stakeholders to resolve outstanding concerns.

### **Requests for Non-Material Change (RfNMCs) Batch 2**

8. Further to the receipt of comments on the RfNMCs Batch 2 at Deadline 4 Horizon will provide a response to the comments made at Deadline 6, where appropriate, as outlined in the Rule 8 letter.
9. I would be grateful if you could confirm receipt of these enclosures. If we can be of any assistance in that regard, please do not hesitate to contact us on 0800 954 9516.



**Kieran Somers**

Head of Planning

Horizon Nuclear Power Wylfa Limited

## Appendix 1 – Matters contained within Horizon’s Deadline 5 submission

Document Title	Horizon Reference	Rev
Horizon's Responses to ExA's Further Written Questions		
Horizon's Responses to ExA's Further Written Questions	WN0902-HZDCO-PAC-REP-00209	1.0
Deadline 5 responses to actions set in Issue Specific Hearings		
Horizon Deadline 5 responses to actions set in Issue Specific Hearing on 7 January 2019	WN0902-HZDCO-PAC-REP-00176	1.0
Horizon Deadline 5 responses to actions set in Issue Specific Hearing on 8 January 2019	WN0902-HZDCO-PAC-REP-00182	1.0
Horizon Deadline 5 responses to actions set in Issue Specific Hearing on 9 January 2019	WN0902-HZDCO-PAC-REP-00187	1.0
Horizon Deadline 5 responses to actions set in Issue Specific Hearing on 10 January 2019	WN0902-HZDCO-PAC-REP-00188	1.0
Horizon Deadline 5 responses to actions set in Issue Specific Hearing on 11 January 2019	WN0902-HZDCO-PAC-REP-00194	1.0
Draft Development Consent Order		
Draft Development Consent Order	WN0902-CLC-PAC-REP-00004	4.0
Draft Development Consent Order (Track Change Version - Revision 4.0 against Revision 3.0)	WN0902-HZDCO-PAC-REP-00104	1.0
Draft Development Consent Order (Track Change Version - Revision 4.0 against Revision 1.0 APP-029)	WN0902-HZDCO-PAC-REP-00103	1.0
Summary Table of Amendments to the Draft DCO (Revision 4.0)	WN0902-HZDCO-PAC-REP-00053	4.0
Explanatory Memorandum		
Explanatory Memorandum	WN0902-CLC-PAC-REP-00005	5.0
Explanatory Memorandum (Track change version - Revision 5.0 against Revision 1.0)	WN0902-HZDCO-PAC-REP-00140	1.0



Explanatory Memorandum (Track change version - Revision 5.0 against Revision 4.0)	WN0902-HZDCO-PAC-REP-00105	1.0
Guide to the Application		
Guide to the Application	WN0902-HZCON-PAC-REP-00001_English	6.0
Guide to the Application (Welsh Translation)	WN0902-HZCON-PAC-REP-00001_Welsh	6.0
Land		
Compulsory Acquisition Objections Schedule	WN0902-HZDCO-PAC-REP-00050	2.0
Crown Land and Interests s.135 Schedule	WN0902-HZDCO-PAC-REP-00049	2.0
CoCPs and CoOP		
Wylfa Newydd Code of Construction Practice	WN0902-JAC-PAC-REP-00007	3.0
Wylfa Newydd Code of Construction Practice (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00104	1.0
Main Power Station Site sub-CoCP	WN0902-JAC-PAC-REP-00019	3.0
Main Power Station Site sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00105	1.0
Marine Works sub-CoCP	WN0902-JAC-PAC-REP-00020	3.0
Marine Works sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00106	1.0
Off-site Power Station Facilities sub-CoCP	WN0902-JAC-PAC-REP-00021	3.0
Off-site Power Station Facilities sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00107	1.0

Park and Ride sub-CoCP	WN0902-JAC-PAC-REP-00022	3.0
Park and Ride sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00108	1.0
Logistics Centre sub-CoCP	WN0902-JAC-PAC-REP-00023	3.0
Logistics Centre sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00109	1.0
A5025 Off-line Highway Improvements sub-CoCP	WN0902-JAC-PAC-REP-00024	3.0
A5025 Off-line Highway Improvements sub-CoCP (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-HZDCO-PAC-REP-00219	1.0
Wylfa Newydd Code of Operational Practice	WN0902-JAC-PAC-REP-00008	3.0
Wylfa Newydd Code of Operational Practice (Tracked Change Version - Revision 3.0 against Revision 2.0)	WN0902-JAC-PAC-REP-00111	1.0
Phasing Strategy		
Phasing Strategy	WN0902-HZDCO-PAC-REP-00114	3.0
Phasing Strategy (Track Change Version - Revision 3.0 against Revision 2.0)	WN0902-HZDCO-PAC-REP-00163	1.0
Landscape and Habitat Management Strategy		
Landscape and Habitat Management Strategy (Part 1/2)	WN0902-HZ-PAC-REP-00008	3.0
Landscape and Habitat Management Strategy (Part 2/2)	WN0902-HZ-PAC-REP-00008	3.0
Workforce Management Strategy		
Workforce Management Strategy	WN0902-HZDCO-PAC-REP-00115	2.0



Workforce Management Strategy (Track Change Version - Revision 2.0 against Revision 1.0)	WN0902-JAC-PAC-REP-00114	1.0
Construction Method Statement		
ES Volume D - WNDA Development App D1-1 - Construction Method Statement	WN0902-HZDCO-PAC-REP-00232	2.0
ES Volume D - WNDA Development App D1-1 - Construction Method Statement (Track Change Version - Revision 2.0 against Revision 1.0)	WN0902-HZDCO-PAC-REP-00232	1.0
Horizon's Response to Stakeholder Submissions		
Horizon Response to North Wales Police Examination Submissions	WN0902-HZDCO-PAC-REP-00177	1.0
Horizon's Response to Bob Wright on behalf of Residents of Llanfachraeth	WN0902-HZDCO-PAC-REP-00208	1.0
Horizon's Responses to the eNGOs Post January Hearing Submission Documents	WN0902-HZDCO-PAC-REP-00211	1.0
Horizon's Response to the IACC Deadline 4 Submission	WN0902-HZDCO-PAC-REP-00212	1.0
Horizon's Response to the Welsh Government's Deadline 4 Submission	WN0902-HZDCO-PAC-REP-00230	1.0
Horizon's Response to Land and Lakes Deadline 4 Submission	WN0902-HZDCO-PAC-REP-00235	1.0
Horizon's Response to Comments from Pwyllgor Ymgyrch Tai a Chynllunio Gwynedd a Môn	WN0902-HZDCO-PAC-REP-00217	1.0
Draft DCO Section 106		
Draft DCO s.106 Agreement dated 23 January 2019	WN0902-HZDCO-PAC-REP-00093	1.0
Draft DCO s.106 Agreement dated 23 January 2019 (Tracked Change Version)	WN0902-HZDCO-PAC-REP-00237	1.0
Overview Note of Revised Draft DCO s.106 Agreement dated 23 January 2019	WN0902-HZDCO-PAC-REP-00238	1.0

HRA and Ecology		
HRA Stage 3 Assessment of Alternative Solutions	WN0902-HZDCO-PAC-REP-00234	1.0
Imperative Reasons of Overriding Public Interest (IROPI) Report	WN0902-HZDCO-PAC-REP-00239	1.0
Position Paper on Compensation Measures	WN0902-HZDCO-PAC-REP-00240	1.0
Biosecurity Risk Assessment Strategy Report	WN0902-JAC-PAC-REP-00070	2.0
Plans		
Rights of Way Plans – All DCO Sites	WN0902-HZDCO-ROW-DRG-00001 to WN0902-HZDCO-ROW-DRG-00033	3.0
Wylfa Newydd Development Area- Power Station Site Plans (Part 1 of 2)	N/A	3.0
Wylfa Newydd Development Area- Power Station Site Plans (Part 2 of 2)	N/A	3.0
Park and Ride - Dalar Hir Plans	WN0902-HZDCO-ADV-DRG-00033 to WN0902-HZDCO-ADV-DRG-00047	3.0