The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Cais gan Horizon Limited am Orchymyn yn rhoi Caniatâd Datblygu ar gyfer Gorsaf Bŵer Niwclear Wylfa Newydd

Pwyntiau Gweithredu a gododd o'r Gwrandawiad DCO drafft a gynhaliwyd yng Ngwesty Bae Trearddur, ddydd Mercher 6 Mawrth 2019

CAM GWEITHREDU	DISGRIFIAD	GAN BWY	PRYD	SYLWADAU
1	Diffinio cychwyn mewn perthynas â j) adeiladau dros dro – Yr Ymgeisydd i drafod p'un a yw'n bosibl diffinio uchder/hyd/lled mwyaf ar gyfer adeiladau dros dro	Yr Ymgeisydd	Terfyn Amser 8	
2	Egluro p'un a ddefnyddir yr adeilad niwclear cyntaf neu'r concrit niwclear cyntaf fel sbardun; ar ôl egluro, dylid rhoi diffiniad eglur ac adolygu'r dogfennau i sicrhau bod yr ymadrodd iawn yn cael ei ddefnyddio drwyddo draw	Yr Ymgeisydd	Terfyn Amser 7/8	
3	Diwygio'r diffiniad o'r Datganiad Amgylcheddol (ES) i gynnwys yr Atodiad i'r ES er mwyn mynd i'r afael â phryderon ynglŷn â'r diffiniad o gynnal drwy gydol y Gorchymyn Caniatâd Datblygu (DCO)	Yr Ymgeisydd	Terfyn Amser 7	
4	Materion yn ymwneud ag Erthygl 19 i dderbyn sylw trwy Ddarpariaethau Amddiffynnol	Yr Ymgeisydd / Cyngor Sir Ynys Môn (IACC)	Terfyn Amser 7	
5	Diwygio Erthygl 78 yng ngoleuni cyflwyniad Terfyn Amser 6 Tŷ'r Drindod (6-054)	Yr Ymgeisydd	Terfyn Amser 8	
6	Dylai Erthygl 79, Atodlen 19, Paragraff 4, Is-baragraff 2(d) fod o fewn 1 ac nid 2 fel y mae ar hyn o bryd – i'w diwygio	Yr Ymgeisydd	Terfyn Amser 8	
7	Diwygio'r Memorandwm Esboniadol i amlygu cyfrifoldeb Llywodraeth Cymru (LlC) mewn perthynas â Thir y Goron, gan groesgyfeirio i'r lleiniau perthnasol yn y Llyfr Cyfeirio	Yr Ymgeisydd / LlC	Terfyn Amser 8	
8	Dylai'r Gwaith Trin Carthffosiaeth gerllaw	Yr	Terfyn	

	Gerddi Cestyll gael ei reoli naill ai trwy ofyniad neu gynllun a restrir yn A21(4) i alluogi ymgynghoriad â LlC a chyflwyniad/cymeradwyaeth gan IACC i adlewyrchu ei leoliad gerllaw ased treftadaeth dynodedig	Ymgeisydd	Amser 8	
9	Dylai'r Ymgeisydd ystyried p'un a ddylai gwaith Rhif 16 gael ei gynnwys yn y rhestr o waith a restrir o dan 'ddatblygiadau eraill cysylltiedig' yn Atodlen 1	Yr Ymgeisydd	Terfyn Amser 7	
10	IACC i roi manylion strwythur ffioedd neu gynllun adennill costau amgen y dymunai ei ddefnyddio i gyflawni gofynion	IACC	Terfyn Amser 7	
11	Nodyn Ôl-wrandawiad (PHN) gan Cyfoeth Naturiol Cymru (CNC) i gadarnhau'r geiriad arfaethedig ynglŷn â ffioedd y cytunwyd arno i raddau helaeth. Dylid mewnosod y geiriad diwygiedig yn y DCO drafft (dDCO)	CNC/Yr Ymgeisydd	Terfyn Amser 7 ar gyfer CNC a Therfyn Amser 8 ar gyfer yr Ymgeisydd	
12	Dylai'r Ymgeisydd wirio p'un a yw'r cyfeiriad at ffigur D9-9 yn Atodlen 3(1) sy'n ymddangos yn y dehongliad o'r 'Safle Derbynnydd Madfallod Dŵr Cribog' yn gywir. Os yw'n anghywir, dylid mewnosod y ffigur cywir	Yr Ymgeisydd	Terfyn Amser 7	
13	Dylai'r Ymgeisydd ystyried ail-lunio'r Strategaeth Fesul Cyfnod (PW2) yn seiliedig ar gyfnodau amser, ac os na, pam, a hefyd ystyried p'un a yw'r teitl yn iawn	Yr Ymgeisydd	Terfyn Amser 7	
14	LlC i ddarparu PHN ynglŷn â pham mae'n ystyried na fyddai sŵn ac aflonyddu posibl o ganlyniad i ffrwydro/twnelu/cloddwaith yn atal y Llety Dros Dro i Weithwyr rhag cael ei ddarparu'n gynharach yn y broses	LlC	Terfyn Amser 7	
15	LlC i ddarparu PHN sy'n rhoi diweddariad ar ganlyniadau ei thrafodaethau â'r Ymgeisydd ynglŷn â materion trafnidiaeth a'r ddau bwynt sy'n parhau i fod heb eu datrys	LlC	Terfyn Amser 7	
16	IACC i roi manylion ynglŷn â ph'un a oedd cynllun digwyddiadau trafnidiaeth neu gynllun arall tebyg wedi'i argymell fel amod i'r cais cynllunio ar gyfer gwaith Paratoi a Chlirio'r Safle (SPC)	IACC	Terfyn Amser 7	
17	Yr Ymgeisydd i roi ymateb ysgrifenedig i	Yr	Terfyn	

	llythyr Heddlu Gogledd Cymru a dderbyniwyd ar 1 Mawrth 2019	Ymgeisydd	Amser 7	
18	Yr Ymgeisydd i ddiwygio WN1(4) i ddileu'r cyfeiriad at baragraff 2 a'i ddisodli â chyfeiriad at baragraff 3	Yr Ymgeisydd	Terfyn Amser 7	
19	Diwygio WN1 i gynnwys cyfeiriad at ofyniad am gyflwyno a chymeradwyo Cynllun Monitro/Lliniaru Hydroddaearegol ar gyfer Tre'r Gof a Chae Gwyn	Applicant	D7	
20	Ymddiriedolaeth Natur Gogledd Cymru (NWWT) i gyhoeddi PHN ynglŷn â'u pryderon ynglŷn â draenio	NWWT	Terfyn Amser 7	
21	LlC i ddarparu PHN ynglŷn â gwaith archaeolegol	LlC	Terfyn Amser 7	
22	LlC i gyflwyno adroddiad sy'n manylu ar ganfyddiadau'r gwaith archaeolegol rhagarweiniol a gynhaliwyd ar y safle a goblygiadau posibl hyn i'r cynnig	LlC	Terfyn Amser 7	
23	LlC i gyflwyno cynnig ynglŷn â sut y gellid cyllido'r broses o archifo deunyddiau archaeolegol (yn enwedig y rhai hynny sy'n ddiraddiadwy) sydd eisoes wedi cael eu cloddio o ganlyniad i'r gwaith archaeolegol rhagarweiniol	LlC	Terfyn Amser 7	
24	O ran gofynion o WN11-WN14, dylai'r Ymgeisydd ddarparu diffiniad o reolaeth tymor hir	Yr Ymgeisydd	Terfyn Amser 7	
25	Egluro amcanion adfer campws y safle, gan gyfeirio'n benodol at greu cynefinoedd trwy ddulliau amaethyddol posibl	Yr Ymgeisydd	Terfyn Amser 7	
26	LC1 – cynllun tirweddu a sgrinio yn ymwneud â'r maen hir a'r siambr gladdu – i'w drafod yn y Gwrandawiad Mater Penodol ar 7 Mawrth 2019	Yr Ymgeisydd	Terfyn Amser 7	
27	Dylid egluro 'awdurdod cyflawni' mewn perthynas ag Atodlen 21	Yr Ymgeisydd	Terfyn Amser 7	
28	Dylid egluro materion bioamrywiaeth mewn perthynas ag Atodlen 21 yn y Gwrandawiad Mater Penodol ar 8 Mawrth 2019	Yr Ymgeisydd	Dydd Gwener	
29	Rhoi sylwadau ar faterion cyllid mewn perthynas ag Erthyglau drafft newydd 83 ac 84	NWWT	Terfyn Amser 7	

30	Cofnodi sylwadau ar falltod mewn perthynas ag Erthygl 83 yn ysgrifenedig	Yr Ymgeisydd	Terfyn Amser 7	
31	Mewn perthynas ag Erthyglau 83, 84 a 9: 1. Adolygu p'un a oes unrhyw hawliau pellach i iawndal y mae angen eu cynnwys yn yr Erthygl 83 ddrafft. 2. A ddylai lefel yr iawndal gael ei hasesu gan drydydd parti ac, os felly, a ddylai hyn gael ei gynnwys yn y drafft? 3. A all yr Ymgeisydd gadarnhau nad oes grymoedd eraill sy'n arwain at yr hawl i iawndal y mae'n rhaid sicrhau bod cyllid digonol ar gael ar ei gyfer? 4. Egluro sut y byddai'r warant yn cael ei sicrhau yn achos trosglwyddo buddiant y gorchymyn a ph'un a fyddai angen iddi gael ei sicrhau yn erbyn tir 5. Esbonio'r graddfeydd amser newydd arfaethedig mewn perthynas â Chaffael Gorfodol 6. Ystyried dull amgen o dan 84(1)(b) a 2(b) yn nhermau: "mae'r Ysgrifennydd Gwladol wedi cymeradwyo (datganiad cyllido?) sy'n cadarnhau bod y datblygiad awdurdodedig yn debygol o gael ei gynnal mewn (x) blwyddyn ac na fydd yn cael ei atal o ganlyniad i anawsterau wrth ddod o hyd i'r cyllid angenrheidiol a'i sicrhau" 7. Erthygl 9 paragraff 3 – esbonio sut y byddai unrhyw drosglwyddai'n rhwym wrth unrhyw warantau mewn perthynas â chyllid	Yr Ymgeisydd	Terfyn Amser 7	
32	PHN gan IACC sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	IACC	Terfyn Amser 7	
33	PHN gan Gyngor Sir Gwynedd (GCC) sy'n rhoi diweddariad ar A106, gan gyfeirio'n	GCC	Terfyn Amser 7	

	benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau			
34	PHN gan LlC sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	LlC	Terfyn Amser 7	
35	PHN gan CNC sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	CNC	Terfyn Amser 7	
36	PHN gan Gyrff Anllywodraethol Amgylcheddol (ENGOs) sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	ENGOs	Terfyn Amser 7	
37	PHN gan Wasanaeth Tân ac Achub Gogledd Cymru sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	Gwasanaeth Tân ac Achub Gogledd Cymru	Terfyn Amser 7	

38	PHN gan Heddlu Gogledd Cymru sy'n rhoi diweddariad ar A106, gan gyfeirio'n benodol at unrhyw faterion perthnasol sy'n parhau heb eu datrys; llinell amser ar gyfer pryd y gallai'r rhain gael eu datrys a datrysiadau / awgrymiadau amgen ar gyfer sut y gellid ymdrin ag unrhyw faterion perthnasol sy'n parhau heb eu datrys os na fyddent wedi'u cynnwys yn y cytundeb A106 wedi'i gwblhau	Heddlu Gogledd Cymru	Terfyn Amser 7	
39	Datrys materion sy'n parhau a chwblhau'r cytundeb A106 yn unol â'r dyddiadau yn y raddfa amser	Yr Ymgeisydd	Terfyn Amser 8	

The Planning Inspectorate
Yr Arolygiaeth Gynllunio

Application by Horizon Limited for an Order granting Development Consent for the Wylfa Newydd Nuclear Power Station

Hearing Action Points arising from the draft DCO Hearing held at the Trearddur Bay Hotel, on Wednesday 6 March 2019

ACTION	DESCRIPTION	BY WHO	WHEN	COMMENTS
1	Definition of commence in relation to j) temporary buildings – Applicant to discuss whether possible to define a maximum height/length/width for temporary buildings	Applicant	D8	
2	Clarification of whether using first nuclear construction or first nuclear concrete as a trigger; once clarified provision of clear definition and a review of documents to ensure the correct phrase used throughout	Applicant	D7/8	
3	Amend the definition of Environmental Statement (ES) to include the ES Addendum to address concerns regarding definition of maintenance and throughout DCO	Applicant	D7	
4	Issues with Article 19 to be dealt with by Protective Provisions	Applicant/IACC	D7	
5	Article 78 to be amended in light of Trinity House D6 submission (6-054)	Applicant	D8	
6	Article 79 , Schedule 19, Paragraph 4, Subparagraph 2(d) should be in 1 not in 2 as currently is – to be amended	Applicant	D8	
7	Amend Explanatory Memorandum to identify Welsh Government's responsibility with regards to Crown Land with a cross reference to the relevant plots in the Book of Reference	Applicant/WG	D8	
8	Sewage Treatment Plant adjacent to Cestyll Garden to be either controlled through a requirement or a scheme listed in S21(4) to enable consultation with the Welsh Government and submission/approval by IACC to reflect its location adjacent to a designated heritage asset	Applicant	D8	

9	Applicant to consider whether work No 16 should be included in the list of works listed under 'other associated development' in Schedule 1	Applicant	D7	
10	IACC to provide details of an alternative fee structure or cost recovery scheme that they would wish to use for the discharging of requirements	IACC	D7	
11	Post Hearing Note(PHN) from NRW to confirm the proposed wording regarding fees that has largely been agreed. Amended wording to be inserted into dDCO.	NRW/Applicant	D7 for NRW D8 for Applicant	
12	Applicant to check whether reference to figure D9-9 in Schedule 3(1) referred to in the 'Great Crested Newts Receptor Site' interpretation is correct. If incorrect, correct figure to be inserted.	Applicant	D7	
13	Applicant to consider recasting the Phasing Strategy (PW2) based on time periods and if not why not and also to consider whether correctly titled	Applicant	D7	
14	WG to provide a PHN as to why they consider that the issue of potential noise and disturbance from blasting/tunnelling/earthworks would not prevent the Temporary Workers Accommodation coming forward earlier in the process.	WG	D7	
15	WG to provide a PHN to provide an update on the results of their discussions on transport matters with Applicant and the two points that remain outstanding.	WG	D7	
16	IACC to provide detail as to whether a transport incident plan or other similar plan was recommended as a condition for the planning application for Site Preparation and Clearance (SPC) works	IACC	D7	
17	Applicant to provide written response to North Wales Police letter received on 1 March 2019	Applicant	D7	
18	Applicant to amend WN1(4) to delete reference to paragraph 2 and replace with reference to paragraph 3	Applicant	D7	

19	WN1 to be amended to include a reference to a requirement for the submission and approval of a Hydrogecological Monitoring/Mitigation Scheme for Tre'r Gof and Cae Gwyn	Applicant	D7	
20	NWWT to issue a PHN regarding the concerns that they have with regards to drainage	NWWT	D7	
21	WG to provide a PHN regarding archaeological works	WG	D7	
22	WG to submit a report detailing the findings of the preliminary archaeological works that have been carried out at the site and the implication that this may have for the proposal	WG	D7	
23	WG to submit a proposal re archiving of archaeological materials (particularly those that are degradable) that have already been excavated as a result of the preliminary archaeological works could be financed	WG	D7	
24	In regard to requirements from WN11-WN14, the Applicant to provide a definition of long-term management	Applicant	D7	
25	Clarification of site campus restoration objectives with particular reference to habitat creation derived through potential agricultural methods	Applicant	D7	
26	LC1 – a landscaping and screening scheme in regard to standing stone and burial chamber – to be discussed ISH 7 March 2019	Applicant	D7	
27	'Discharging authority' to be clarified with regard to Schedule 21	Applicant	D7	
28	Biodiversity matters in relation to Schedule 21 to be clarified ISH 8 March 2019	Applicant	Friday	
29	To provide comments on funding matters in relation to new draft Articles 83 and 84	NWWT	D7	
30	Put comments on blight in relation to Article 83 in writing	Applicant	D7	
31	In relation to Articles 83, 84 and 9: 1. Review whether there are any further rights to compensation that need to be included within draft Article 83.	Applicant	D7	

	2. Should there be any independent third party assessment of the level of compensation and if so should this be in the drafting? 3. Can Applicant confirm that there are no other powers giving rise to the right to compensation for which adequate funding must be in place? 4. Clarify how the guarantee would be secured in the event of transfer of the benefit of the order and whether it would need to be secured against land 5. Explain the proposed new timeframes in relation to Compulsory Acquisition 6. Consider an alternative mechanism under 84(1)(b) and 2(b) in terms: "the Secretary of State has approved a (funding statement?) that confirms that the authorised development is likely to be undertaken (x) years and will not be prevented due to difficulties in sourcing and securing the necessary funding" 7. Article 9 para 3 explain how any transferee would be bound by any guarantees in respect of funding?			
32	PHN from IACC to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	IACC	D7	
33	PHN from GCC to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	GCC	D7	
34	PHN from WG to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be	WG	D7	

	dealt with if they were not included in the completed S106.			
35	PHN from NRW to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	NRW	D7	
36	PHN from eNGOs to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	eNGOs	D7	
37	PHN from North Wales Fire and Rescue Service to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	North Wales Fire and Rescue	D7	
38	PHN from North Wales Police to provide an update on S106 with particular reference to any substantive matters that remain outstanding; a timeline for when these may be resolved and alternative solutions/suggestions for how any outstanding substantive matters could be dealt with if they were not included in the completed S106.	North Wales Police	D7	
39	Resolve outstanding matters and complete S106 according to dates in timescale	Applicant	D8	