

Infrastructure Planning (Examination Procedure) Rules 2010

Application by Tidal Lagoon (Swansea Bay) Plc for on Order Granting Development Consent for the Tidal Lagoon Swansea Bay (the application)

Hearing Agenda: Compulsory Acquisition Hearing

This document sets out agendas for the Compulsory Acquisition Hearing commencing on 30 September 2014.

Participation in hearings

- All interested parties are invited¹ to attend the hearings.
- Each interested party is entitled to make oral representations at the hearings² (subject to the Examining authority's power to control the hearings).
- Affected persons/interested parties who have already indicated their wish to take part are as follows:
 - The applicant
 - Associated British Ports
 - Port of Neath Authority
 - University of Swansea

Conduct and management of hearings

- The Planning Act 2008 (PA2008) provides that the Examining authority (ExA) will probe, test and assess evidence through direct questioning of persons making oral representations at hearings. Except where identified in these agendas, questioning will be by the Examining authority, who will ensure participants have a fair chance to put their case and benefit from their entitlement to make oral representations³.
- These agendas are indicative and may be amended by the ExA. The ExA will identify the matters to be considered at the start of each hearing⁴.
- Oral representations (including those made in response to questions) must be based on the relevant or written representations made by the person by whom (or on whose behalf) the oral representations are made⁵. However, where an agenda item includes matters, such as new amendments to the draft Development Consent Order (DCO), which have not been the subject of any written representation to date and an interested party wishes to respond (including for example to provide an alternative wording), oral representations on new evidence may be made, but the interested party is requested⁶ to bring six written copies

1 Guidance for the examination of applications for development consent for Nationally Significant Infrastructure Projects, DCLG, 2010

2 S91 & S93 Planning Act 2008 (PA2008)

3 S91 & 93 PA2008. Entitlement to participate is subject to the Examining authority's powers of control over the hearing.

4 Rule 14(2) The Infrastructure Planning (Examination Procedure) Rules 2010 (EPR)

5 Rule 14(3) EPR

of their intended representation, for the benefit of the ExA and others taking part in the hearing.

- Where an agenda item refers to an amendment to the draft DCO, this is without prejudice to the Secretary of State's decision on whether or not an Order should be made.

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Compulsory Acquisition Hearing

Venue: Brangwyn Hall, The Guildhall, Swansea SA1 4PE

Date: Tuesday 30 September 2014

Time: Room open from 9.30am

Business commences at 10am on all hearing days. Breaks will be taken at convenient times during the hearing as directed from the Chair, including at approximately 1.00pm for an hour each day.

This agenda sets out points to be covered over the hearing scheduled to commence on 30 September 2014.

AGENDA

1. Welcome and Introductions
2. Examination of the assessment of total contingent Compulsory Acquisition liability of £10.5Million by TLSB and its advisors including Jones Lang LaSalle, Rowland Jones and Graham Dickinson.
3. Progress on provisions in the DCO to secure (and guarantee availability of) a fund of £10.5Million to meet stated Compulsory Acquisition liabilities.
4. Special Land: Updates from Affected Persons
 - 3.1 Crown land (s135)
 - 3.2 Statutory Undertakers land and apparatus (s127 and 138)
 - 3.3 Open Space (s131 and 132)
4. Any further updates on Compulsory Acquisition matters from Affected Persons

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