

EN010069: Cais gan Abergelli Power Ltd am Orchymyn yn Rhoi Caniatâd Cynllunio ar gyfer Gorsaf Gynhyrchu Pŵer Nwy Abergelli Power (y cais)

Agenda'r gwrandawriad: Gwrandawriad ar Faterion Penodol ar faterion amgylcheddol (gan gynnwys yr Asesiad o'r Effaith Amgylcheddol (EIA) a'r Asesiad Rheoliadau Cynefinoedd (HRA)) a Materion Eraill (OM)

Deddf Cynllunio 2008 (fel y'i diwygiwyd) a Rheolau Cynllunio Seilwaith (Gweithdrefn Archwilio) 2010¹

Mae'r ddogfen hon yn gosod allan yr agenda ar gyfer y gwrandawriad ar Faterion Penodol ar faterion amgylcheddol (gan gynnwys yr EIA a HRA) a materion eraill

Lleoliad: Gwesty'r Village, Heol Langdon, Abertawe, SA1 8QY

Dyddiad: Dydd Iau 13 Rhagfyr 2018

Amser: 14:00 (drysau'n agor 13:30)

Cymryd rhan mewn gwrandawriadau

Gwahoddir pob Parti â Buddiant i fynychu'r gwrandawriad.

Mae gan bob parti â buddiant yr hawl i wneud sylwadau llafar yn y gwrandawriad² (yn amodol ar bŵer yr Awdurdod Archwilio i reoli'r gwrandawriad). Dylai sylwadau llafar fod yn seiliedig ar y sylwadau perthnasol neu ysgrifenedig a wnaed gan y person sy'n gwneud y sylwadau llafar (neu y'u gwneir ar ei ran)³.

Dylai cyflwyniadau llafar fod yn seiliedig ar sylwadau a wnaed yn flaenorol yn ysgrifenedig gan y cyfranogwr penodol neu dylent godi'n uniongyrchol o'r materion a godir gan bob Parti a Buddiant. Fodd bynnag, ni ddylai sylwadau a wneir yn y gwrandawriad ailadrodd materion a drafodwyd yn flaenorol mewn cyflwyniad ysgrifenedig. Yn hytrach, dylent dynnu sylw'n gryno at y cyflwyniadau hynny a rhoi rhagor o fanylion, esboniad a chadarnhad tystiolaethol i helpu i lywio'r Awdurdod Archwilio.

Mae'n bosibl y bydd yr Awdurdod Archwilio yn holi cwestiynau am sylwadau neu'n gofyn i'r Ymgeisydd neu barti arall wneud sylwadau neu ymateb.

Mae'n bosibl y bydd yr Awdurdod Archwilio yn penderfynu caniatáu i un parti groesholi parti arall ar lafar lle mae anghytundeb clir rhwng y partion dan sylw er mwyn sicrhau bod y sylwadau'n cael eu profi'n ddigonol neu er mwyn sicrhau bod gan bob parti gyfle teg i gyflwyno ei achos.

¹ Canllawiau ar gyfer archwilio ceisiadau am ganiatâd datblygu ar gyfer Prosiectau Seilwaith o Arwyddocâd Cenedlaethol, yr Adran Cymunedau a Llywodraeth Leol, 2010

² a91 Deddf Cynllunio 2008

³ a91 Deddf Cynllunio 2008



The Planning Inspectorate Yr Arolygiaeth Gynllunio

Gofynnir i'r sawl sy'n mynychu'r gwrandawriad nodi mai eitem gynnar ar yr agenda yw ymdrin ag unrhyw geisiadau i holi person sy'n gwneud sylwadau llafar yn uniongyrchol o dan adran 94(4)(a) Deddf Cynllunio 2008.

Cymerir egwyliau yn ystod y gwrandawriad yn ôl cyfarwyddyd yr Awdurdod Archwilio.

Dylai pob Parti nodi y rhoddir yr agenda isod er mwyn darparu fframwaith ar gyfer y gwrandawriad hwn a rhoi pwyntiau trafod; nid yw'n cyfyngu'r Awdurdod Archwilio i bynciau penodol. Yn ystod y trafodaethau, mae'n bosibl y bydd yr Awdurdod Archwilio yn dymuno codi materion eraill sy'n deillio o gyflwyniadau a dilyn llinellau ymchwilio nad ydynt ar yr agenda hon.

Bydd y gwrandawriad yn ystyried cyflwyniadau a osodir allan yn y canlynol (ymhlith eraill):

- Sylwadau Perthnasol
- Sylwadau Ysgrifenedig
- Ymatebion i Gwestiynau Ysgrifenedig Cyntaf
- Datganiadau Tir Cyffredin, a'r
- Adroddiad ar yr Effaith Leol

AGENDA

1. SYLWADAU CYFLWYNIADOL

2. CYFLWYNO'R PARTÏON SY'N CYMRYD RHAN

3. CEISIADAU I HOLI'N UNIONGYRCHOL PERSON SY'N GWNEUD SYLWADAU LLAFAR O DAN A94 DEDDF CYNLLUNIO 2008.

4. DIWEDDARIADAU I'R DATGANIADAU TIR CYFFREDIN (SOCGS) REP1-003 I 009]

Gofynnir i'r Ymgeisydd roi diweddariad byr ar ddatrys unrhyw wahaniaethau rhwng y partïon a adroddwyd fel rhan o gyflwyno'r SoCGs perthnasol. Mae hyn wedi'i gynnwys i gynorthwyo trafodaeth fanylach o dan y pynciau isod. Bydd gan bartïon i'r SoCGs hynny y cyfle i gadarnhau neu ymateb i ddiweddariad yr Ymgeisydd.

5. DIWEDDARIAD I'R CYTUNDEB A106

6. ADRODDIAD AR YR EFFAITH LEOL DINAS a SIR ABERTAWE [REP1-021]

- Dinas a Sir Abertawe i roi crynodeb

7. MATERION EIA

7.1 Gweithredu [REP1-010][REP1-026]

- Ailadrodd ymateb yr Ymgeisydd a Chyfoeth Naturiol Cymru (CNC) i gwestiwn 1.0.3 yr Awdurdod Archwilio.
- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.0.15 yr Awdurdod Archwilio.

7.2 Asesiad o'r effaith weledol a'r effaith ar y dirwedd yr Ymgeisydd

Bydd yr Awdurdod Archwilio yn dymuno archwilio yn fwy manwl y meysydd hynny lle ceir unrhyw wahaniaethau mewn barn ynghylch cadernid methodoleg a chanfyddiadau'r Ymgeisydd o ran yr asesiad tirwedd.

Bydd yr Awdurdod Archwilio yn dymuno archwilio yn fwy manwl y meysydd hynny lle ceir gwahaniaethau mewn barn ynghylch cadernid methodoleg a chanfyddiadau'r Ymgeisydd o ran yr asesiad gweledol. Bydd y rhain yn cynnwys ond heb fod yn gyfyngedig i:

- Adroddiad ar yr Effaith Leol Dinas a Sir Abertawe [REP1-021];
- Ailadrodd ymateb Dinas a Sir Abertawe i gwestiwn 1.0.7 yr Awdurdod Archwilio [REP1-024];
- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.0.13 Seilwaith Gwyrdd a chwestiwn 1.9.12 (Hawliau Tramwy Cyhoeddus) yr Awdurdod Archwilio;
- Ffotogyfosodiadau, gan gynnwys barnau Partïon â Buddiant yn eu cylch, yng nghyd-destun eu defnydd fel offeryn;
- Arwyddocâd / effeithiau arwyddocaol;
- Gwerth a'r rhyngberthynas â sensitifrwydd.

7.4 Dewisiadau Amgen

- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.1.1 yr Awdurdod Archwilio [REP1-010].

7.5 Ystyried mesurau lliniaru

Yn y broses o ddylunio'r prosiect, mae mesurau lliniaru wedi cymryd dwy ffurf.
Sef:

1. Lliniaru corfforedig a
2. Lliniaru ychwanegol, i fynd i'r afael ag effeithiau a all fod yn arwyddocaol.

- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.9.5 yr Awdurdod Archwilio [REP1-010].

7.6 Bioamrywiaeth a Chadwraeth Natur

- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.6.3 a chwestiwn 1.6.4 yr Awdurdod Archwilio [REP1-010];
- Ailadrodd ymatebion Dinas a Sir Abertawe a CNC i gwestiwn 1.6.6 [REP1-024] yr Awdurdod Archwilio [REP1-010] a [REP1-026];
- Sylwadau Ysgrifenedig CNC Atodiad A [REP1-026].

8. MATERION HRA

8.1 Adroddiad Dim Effeithiau Arwyddocaol (NSER) [REP1-011]

- Ailadrodd ymatebion Cyfoeth Naturiol Cymru (CNC) i gwestiynau'r Awdurdod Archwilio:
- 1.6.10 Ardal Cadwraeth Arbennig a Safle Ramsar Cors Crymlyn;
- 1.6.11 Ardal Cadwraeth Arbennig a Safle Ramsar Bae Caerfyrddin a Chilfach Tywyn;
- 1.6.18 a 1.6.20 NSER [REP1-011];

8.2 Model Safle Cysyniadol[REP1-010]

- Ailadrodd ymatebion yr Ymgeisydd i gwestiwn 1.13.9 yr Awdurdod Archwilio.

9. MATERION ERAILL

9.1 Datblygu cyfannol

- Bydd gofyn i'r Ymgeisydd roi manylion ei ddadleuon dros pam mae'n credu y mae Ffordd Fynediad Gwaith Rhif 2 yn benodol yn gyfannol i'r datblygiad.

9.2 Cyflwr y Tir

- Ailadrodd ymateb yr Ymgeisydd i gwestiwn 1.13.1 yr Awdurdod Archwilio.

10. UNRHYW FUSNES ARALL

EN010069: Application by Abergelli Power Ltd for an Order Granting Development Consent for Abergelli Power Gas Fired Generating Station (the application)

Hearing agenda: Issue Specific Hearing on environmental matters (including the Environmental Impact Assessment (EIA) and Habitats Regulations Assessment (HRA)) and Other Matters (OM)

Planning Act 2008 (as amended) and Infrastructure Planning (Examination Procedure) Rules 2010¹

This document sets out the agenda for the Issue Specific hearing on environmental (including the EIA and HRA) and other matters

Venue: The Village Hotel, Langdon Road, Swansea, SA1 8QY

Date: Thursday 13 December 2018

Time: 14:00 (doors open from 13:30)

Participation in hearings

All Interested Parties (IPs) are invited to attend the hearing.

Each IP is entitled to make oral representations at the hearing² (subject to the Examining Authority's (ExA's) power to control the hearing). Oral representations should be based on the relevant or written representations made by the person by whom (or on whose behalf) the oral representations are made³.

Oral submissions should be based on representations previously made in writing by the particular participant or arising directly from the matters raised by each IP. However, representations made at the hearing should not simply repeat matters previously covered in a written submission. Rather, they should draw attention to those submissions in summary form and provide further detail, explanation and evidential corroboration to help inform the ExA.

The ExA may ask questions about representations or ask the Applicant or other party to comment or respond.

The ExA may decide to allow oral cross-questioning of one party by another, where there is clear disagreement between the parties in question, to ensure adequate testing of the representations or to ensure that each party has a fair chance to put their case.

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

² s91 Planning Act (PA 2008)

³ s91 Planning Act (PA 2008)

Those attending the hearing are asked to note that an early item on the agenda is to deal with any requests to question a person making oral representations directly under section 94(4)(a) of the Planning Act 2008.

Breaks will be taken during the hearing as directed by the ExA.

All parties should note that the agenda given below is to provide a framework for this hearing and offer discussion points; it does not constrain the ExA to specific topics. The ExA may wish to raise other matters arising from submissions and pursue lines of inquiry in the course of the discussions which are not included in this agenda.

The hearing will have regard to submissions already set out in (amongst others):

- Relevant Representations
- Written Representations
- Responses to First Written Questions
- Statements of Common Ground and
- Local Impact Report

AGENDA

1. INTRODUCTORY REMARKS

2. INTRODUCTION OF THE PARTICIPATING PARTIES

3. REQUESTS TO QUESTION A PERSON MAKING ORAL REPRESENTATIONS DIRECTLY UNDER S94 OF THE PLANNING ACT 2008.

4. STATEMENTS OF COMMON GROUND (SOCGS) UPDATES [REP1-003 to 009]

The Applicant will be requested to give a brief update on resolution of any differences between the parties reported as part of the submission of relevant SoCGs. This is included to aid the more detailed discussion under topics below. Parties to those SoCGs will have the opportunity to confirm or respond to the Applicant's update.

5. S106 AGREEMENT UPDATE

6. CITY and COUNTY of SWANSEA COUNCIL(CCS) LOCAL IMPACT REPORT [REP1-021]

- CCS to summarise

7. EIA MATTERS

7.1 Operation [REP1-010][REP1-026]

- Reprise of the Applicant's and NRW responses to ExA Question 1.0.3.
- Reprise of the Applicant's response to ExA Question 1.0.15.

7.2 The Applicant's landscape and visual impact assessment

The ExA will wish to explore, in more detail, those areas where there are any differences of opinion about the robustness of the Applicant's methodology and findings for landscape assessment.

The ExA will wish to explore in more detail those areas where there are differences of opinion about the robustness of the Applicant's methodology and findings for visual assessment. These will include but not be limited to:

- CCS LIR [REP1-021];
- Reprise of CCS response to ExA question 1.0.7.[REP1-024];
- Reprise of Applicant's response to ExA questions 1.0.13 Green Infrastructure and 1.9.12 (PROW);
- Photomontages, including Interested Parties' opinions of them, in the context of their use as a tool;
- Significance /significant effects;
- Value and the interrelationship with sensitivity.

7.4 Alternatives

- Reprise of the Applicant's answer to ExA question 1.1.1.[REP1-010]

7.5 Consideration of mitigation

In the process of designing the project mitigation has taken two forms. There is:

1. Embedded mitigation and
2. Additional mitigation, which is to address potentially significant effects.

- Reprise of Applicant's responses to ExA question 1.9.5.[REP1-010].

7.6 Biodiversity and Nature Conservation

- Reprise of Applicant's responses to ExA question 1.6.3 and 1.6.4 [REP1-010];
- Reprise of CCS and NRW responses to ExA question 1.6.6.[REP1-024] and [REP1-026];
- NRW Written Representation Annexe A [REP1-026].

8. HRA MATTERS

8.1 No Significant Effects Report (NSER) [REP1-011]

- Reprise of Natural Resources Wales' (NRW) responses to ExA questions:
- 1.6.10 Crymlyn Bog SAC and Ramsar;
- 1.6.11 Carmarthen Bay and Burry Inlet SAC and Ramsar;
- 1.6.18 and 1.6.20 NSER [REP1-011];

8.2 Conceptual Site Model [REP1-010]

- Reprise of Applicant's responses to ExA question 1.13.9.

9. OTHER MATTERS

9.1 Integral development

- The Applicant will be asked to detail its arguments on why it believes the Work No. 2 Access Road in particular is integral to the development.

9.2 Ground Conditions

- Reprise of Applicant's response to ExA question 1.13.1.

10. ANY OTHER BUSINESS

11. CLOSING REMARKS