

Emre Williams, Case Manager  
The Planning Inspectorate  
3/18 Eagle Wing  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

Date: 26<sup>th</sup> May 2016

Dear Sir,

## **GLYN RHONWY PUMPED STORAGE SCHEME**

### **PROJECT REFERENCE: EN 010072**

Thank you for your Notification of Hearings and a revision to the Examination timetable letter, dated 18<sup>th</sup> April 2016.

We provide the following responses in respect of Deadline 4.

### **POST HEARING DOCUMENTS, INCLUDING WRITTEN SUBMISSION OF AN ORAL CASE PUT AT ANY HEARING AND ANY DOCUMENTS/AMENDMENT REQUESTED BY THE EXAMINING AUTHORITY**

NRW makes the following post-hearing submissions, which are supplemental to the submissions made in advance of the hearings, which should be read in conjunction:

ISH 1 Agenda Item 2.1 NRW has reviewed the summary report of the 2015 ground investigation survey and does not consider this to affect the conclusions of the HRA/NSER.

2.4 NRW agree with the applicant's updated No Significant Effects Report.

6.6 NRW considers that the risk of fine particulates leaching from the development will be minimised by the mitigation measures within the Code of Construction Practice (Silt Management Plan). NRW will provide a written response to the adequacy of the 10m minimum distance from the slate mounds to the Nant y Betws as soon as possible.

8.11 We have not reviewed the Noise Management Plan. The impact of noise on issues within NRW's remit is mitigated within other plans e.g. Code of Construction Practice, and proposed Breeding Bird Method Statement.

8.13 We have not requested that any activities are restricted at certain times of the year. Any possible biodiversity mitigation measures will be within the Habitat Management Plan and/or Breeding Bird Method Statement which are secured within the DCO as Requirement 6.

11.1 NRW is in the process of giving detailed consideration to the draft plans and will provide comments on these as soon as possible. It should be noted that NRW's comments on the draft plans are provided in the context of the DCO application. They are independent to any comments or decision NRW may make on any application for an Environmental Permit for operational water discharges under the Environmental Permit Regulations 2010 (EPR), or Abstraction Licence under the Water Resources Act 1991.

## **COMMENTS ON THE APPLICANT'S REVISED DRAFT DCO (VERSION 4)**

### Requirement 22 (Excess Water Management Strategy)

Requirement 22(1) –The Excess Water Management Strategy controls discharge from the development and is important in managing flood risk. This is a matter upon which NRW should be consulted. Therefore, this provision should include '*in consultation with NRW*'.

We raised this within the Issue Specific Hearing on the 17th March 2016, under agenda item 11.2, the applicant accepted that the draft DCO should be amended to include NRW as a consultee to that requirement.

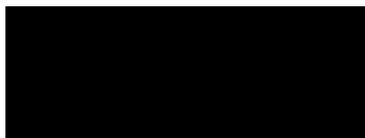
### Schedule 8 (Discharge of Requirements)

The Statement of Common Ground between the applicant and NRW details at 5.1.2 that the provisions of the draft DCO relating to the Discharge of Requirements are agreed between the applicant and NRW. This was based upon the applicant's revision 3 to the draft DCO, with the provisions in question detailed under Schedule 9. However, the applicant has issued a further revision to the draft DCO (revision 4) incorporating substantive amendments to the Schedule (which has been re-numbered, now being Schedule 8).

The amendment to paragraph 2(3) relates to 'reasonable further information' required by the relevant planning authority and provides that NRW upon being consulted must notify the relevant planning authority in writing within 5 business days specifying the further information required. This amendment is not acceptable to NRW in the absence at this time of further details of the nature and complexity of the information in question. Accordingly, NRW may not be in a position to provide such response within the stipulated timeframe. It is suggested that the wording should be amended as follows '*Where the consultee requires further information it must notify the relevant planning authority in writing specifying the further information required within a reasonable timescale following receipt of consultation*'

Please contact Gareth Thomas, [glyn.rhonwy@cyfoethnaturiolcymru.gov.uk](mailto:glyn.rhonwy@cyfoethnaturiolcymru.gov.uk) or telephone 03000 65 3786 for further advice about this representation.

Yn gywir / Yours' faithfully,



**Mr. RICHARD NINNES**  
HEAD OF ECOSYSTEMS, PLANNING, AND PARTNERSHIPS