

Eggborough CCGT

North Yorkshire County Council and Selby District Council

Response to ExA Written Questions - Deadline 5

AH	Archaeology & Heritage	Local Authority Response
	<p>Confirm that the wording of Requirement 16 of the draft DCO [REP3-003] addresses concerns on adequate recording of archaeological findings if discovered during the construction of Works No 6.</p>	<p>The Authorities are in agreement with the summary of the position set out in paragraphs 2.7 to 2.11 of the Written Summary of the Applicant's oral case put at the Issue Specific Hearing (ISH) on Environmental Matters held on 22 November 2017.</p> <p>The Authorities proposed revised wording for Requirement 16 which was agreed by the Applicant and subsequently included in Rev 3.0 of the draft DCO submitted by the Applicant at Deadline 3.</p> <p>The wording as agreed is re-produced at para 18.4 of the Statement of Common Ground between the Applicant and North Yorkshire County Council and Selby District Council.</p> <p>There is a minor discrepancy (the omission of the word "identified") in Requirement 16 (5) as it appears in the current draft DCO. However, the Authorities expect this typographical error will be corrected by the Applicant before the next submission of the revised draft DCO.</p> <p>The Authorities confirm that the revised and agreed wording of Requirement 16 addresses the Authorities' previous concerns in</p>

		respect of the adequate recording of archaeological finds if discovered during the construction of Works No 6.
LV 2.1	Landscape and Visual	Local Authority Response
	<p>In their response to Deadline 2 [REP2-037 and REP2-039] and as specified in the draft Statement of Common Ground [REP2-011], North Yorkshire County Council and Selby District Council raise concerns with what they say is the inadequacy of the Indicative Landscape and Biodiversity Strategy [APP-035] in respect to planting and hedgerows, and improvements to green infrastructure within the local area.</p> <p>The Applicant states in its response to Deadline 3 [REP3-009] that Requirement 6 will be sufficient to ensure such a strategy is acceptable, which must be agreed by the relevant planning authority.</p> <p>i) Comment whether Requirement 6 of the draft DCO [REP3-003] would adequately deal with Councils' concerns.</p> <p>ii) If not, set out what it would expect to see either within the ILBS or in Requirement 6.</p>	<p>The Authorities are of the view that Requirement 6 of the draft DCO is adequate subject to minor amendments, which have been discussed and agreed in principle by the Applicant.</p> <p>The proposed amendments are shown highlighted as follows:</p> <p>Landscaping and biodiversity protection, maintenance, management and enhancement</p> <p>6.—(1) No part of the authorised development must be commenced until a landscaping and biodiversity protection, maintenance and management plan has been submitted to and, after consultation with North Yorkshire County Council and the Yorkshire Wildlife Trust, approved by the relevant planning authority.</p> <p>(2) The plan submitted and approved pursuant to subparagraph (1) must include details of—</p> <p>(a) measures to protect, maintain and manage the existing shrub and tree planting that is to be retained (including a plan for the implementation of annual ongoing protection, maintenance and management of existing shrub and tree planting to be retained); and</p> <p>(b) biodiversity and habitat mitigation and impact avoidance.</p>

		<p>(c) Any existing shrub or tree planting within the authorised development as part of the approved plan that, is removed, dies or becomes, in the opinion of the relevant planning authority, seriously damaged or diseased, must be replaced in the first available planting season with a specimen of the same species and size as that originally planted unless otherwise agreed with the relevant planning authority.</p> <p>(3) The plan submitted and approved pursuant to subparagraph (1) must be implemented as approved throughout the construction and operation of the authorised development unless otherwise agreed with the relevant planning authority in consultation with North Yorkshire County Council and the Yorkshire Wildlife Trust.</p> <p>(4) No part of the authorised development must be commenced until a landscaping and biodiversity management and enhancement plan for that part has been submitted to and, after consultation with North Yorkshire County Council and the Yorkshire Wildlife Trust, approved by the relevant planning authority.</p> <p>(5) The plan submitted and approved pursuant to subparagraph (4) must include details of—</p> <ul style="list-style-type: none">(a) implementation and management of all new shrub and tree planting;(b) measures to enhance existing shrub and tree planting that is to be retained;(c) measures to enhance biodiversity and habitats;
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		<p>(d) an implementation timetable; and</p> <p>(e) annual landscaping and biodiversity management and maintenance.</p> <p>(f) treatment of hard surfaced area and external fencing.</p> <p>(6) Any new shrub or tree planted as part of the approved plan that, within a period of five years after planting, is removed, dies or becomes, in the opinion of the relevant planning authority, seriously damaged or diseased, must be replaced in the first available planting season with a specimen of the same species and size as that originally planted unless otherwise agreed with the relevant planning authority.</p> <p>(7) The plan submitted and approved pursuant to subparagraph (4) must be in accordance with the principles of the indicative landscaping and biodiversity strategy as agreed with the relevant planning authority, North Yorkshire County Council and Yorkshire Wildlife Trust.</p> <p>(8) The plan must be implemented and maintained as approved during the operation of the authorised development unless otherwise agreed with the relevant planning authority.</p> <p>Requirement 6 as amended is sufficient to provide the Authorities with the necessary control in respect of the detail required in the Indicative Landscape and Biodiversity Strategy in respect of planting and hedgerows, and improvements to green infrastructure within the local area.</p>
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NV 2.1	Noise and Vibration	Local Authority Response
	<p>Comment on the revised wording of Requirement 24 of the draft DCO [REP3-003].</p>	<p>In respect of the revised wording of Requirement 24 submitted by the Applicant at Deadline 3, the Authorities are in agreement with the changes proposed, save for the proposed amendments to sub paragraph (2).</p> <p>The following minor amendment has been proposed to the Applicant in order to make the Requirement more precise.</p> <p><i>“(2) Noise (in terms of the BS4142:2014 rating level) from the operation of the authorised development must be no</i></p>

		<p><i>greater than equal to the defined representative background sound level during the daytime and no greater than around +5dB different to the defined representative background sound level during the night time adjacent to the nearest residential properties at such locations as agreed with the relevant planning authority.</i></p> <p>It is hoped that this wording can be agreed before submission of the next version of the draft DCO at Deadline 6</p>
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