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Sent by Email only: WestBurtonC@planninginspectorate.gov.uk

20th December 2019

Dear Mr Jones,

Planning Act 2008 (as amended)

Application by EDF Energy (Thermal Generation) Limited for an Order Granting Development Consent for the West Burton C power station – Examination – Applicant’s Response to Deadline 3

On behalf of EDF Energy (Thermal Generation) Limited, please find enclosed the Applicant’s responses and information pursuant to Deadline 3, in accordance with the Rule 8 Letter, dated 6th November 2019.

Deadline 3 submissions

The documents submitted in support of the Applicant’s submission to Deadline 3 are as follows:

1. the Applicant’s Covering Letter (i.e. this document) (**Document 10.1**);
2. an updated Navigation Document including all documentation submitted since the Application was submitted (**Document 1.3C**);
3. the Applicant’s Responses to Other Parties’ Deadline 2 Submissions (**Document 10.2**);
4. Courier Receipt (**Document 10.3**);
5. the Biodiversity Metric 2.0 – Calculation Tool (**Document 10.4**);
6. updated draft Development Consent Order (Version 2) – Tracked (**Document 2.1C**) and Clean (**Document 2.1D**), including pdf and word versions; and,
7. Table of Amendments to the draft Development Consent Order (**Document 10.5**).

Statements of Common Ground

The Applicant is continuing to liaise with Nottinghamshire Wildlife Trust and Bassetlaw District Council regarding the respective Statements of Common Ground (SoCG). An explanation of the current status of the two SoCGs and the outstanding matters is provided below, as requested by the ExA's Rule 17 Letter (dated 11th December 2019).

- **Nottinghamshire Wildlife Trust (NWT):** The Applicant and NWT has been working together to constructively reach a position of agreement regarding the baseline data gathering, assessment of impacts on habitats within adjacent wildlife sites and the biodiversity enhancement measures proposed. A meeting and subsequent call has been held between the Applicant and NWT to understand their concerns and respond to points raised. The majority of points raised by NWT have now been clarified to their satisfaction and a revised draft of the SoCG has been issued to NWT for comment. The Parties will continue to work together with the intention of submitting a signed SoCG at Deadline 4.
- **Bassetlaw District Council (BDC):** The draft Statement of Common Ground is largely agreed between the Applicant and BDC. It confirms the parties' agreement on a number of items, including: the extent of consultation, assessment of alternatives, flexibility in design, cumulative effects, and the assessment of air quality, noise and vibration, landscape and visual impacts, archaeology, built heritage and the related requirements in the draft Development Consent Order. The District Council has elected to confer responsibility to the County Highways Authority (Nottinghamshire County Council) on the assessment of traffic and transport, and Natural England and Nottinghamshire Wildlife Trust on ecology matters. There are minor changes still to be agreed with the District Council relating primarily to the commentary on representations from the local community to confirm that the Applicant will directly and proactively work with the local community to try and address their concerns.

Schedule 4 of the draft Development Consent Order

In the Rule 17 Letter dated 11th December 2019, the ExA has requested the Applicant's views on Schedule of the draft Development Consent Order (draft DCO) as the draft DCO gives no powers of compulsory acquisition of land or interests in land or powers to remove apparatus of any undertakers or to extinguish their rights for apparatus.

Part 1 of Schedule 4 has been removed as it is not required. The DCO does not grant such powers and protective provisions for affected undertakers are therefore not required. This is reflected in the updated draft DCO (**Document 2.1C** and **Document 2.1D**) and within the Table of Amendments (**Document 10.5**). Other minor changes are proposed and also detailed in the submitted Table of Amendments.



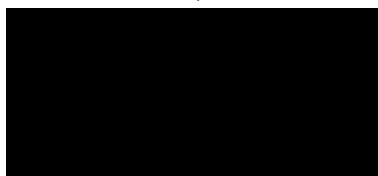
Engagement with the local community

The Applicant is continuing to undertake constructive dialogue with the local community, through Councillor James Naish, in respect of their Relevant Representations (**RR-017**). Such discussions are however outside of the scope of the Examination, being primarily related to the existing power stations and voluntary payments and support to the community as an act of being a good neighbour, and therefore not material to the Application.

Taking Matters Forward

I would be grateful if you would confirm receipt of the enclosed documentation and above information. Please do not hesitate to contact Emma Wreathall ([REDACTED]) or Elizabeth Dunn ([REDACTED] [REDACTED] [REDACTED]) should there be any queries.

Yours sincerely,



Jeremy Bush
Head of Business Development



Encs. As above