

WEBVTT – This file was generated by event.video

0

00:00:00.800 --> 00:00:03.500

All right. Good morning. Everybody. It's

1

00:00:04.700 --> 00:00:07.500

Well, it's three minutes past ten on on the clock in front

2

00:00:07.500 --> 00:00:10.100

of me. It's it's one minute to turn on

3

00:00:10.100 --> 00:00:12.400

the on the computer. So.

4

00:00:15.300 --> 00:00:18.800

This issue specific hearing into the draft development consent

5

00:00:18.800 --> 00:00:19.800

order is now open.

6

00:00:21.200 --> 00:00:23.800

Can I confirm that everyone can hear me clearly?

7

00:00:25.500 --> 00:00:25.700

Thank you.

8

00:00:29.800 --> 00:00:32.700

Can I also confirm with the technicians that

9

00:00:32.700 --> 00:00:35.300

the live streaming of the events has commenced?

10

00:00:41.600 --> 00:00:42.900

Can you raise your hand if?

11

00:00:43.900 --> 00:00:45.000

It is good. Thanks.

12

00:00:45.900 --> 00:00:48.400

Okay, so a reminder for those watching the live

13

00:00:48.400 --> 00:00:51.100

stream if we meet with technical issues during the

14

00:00:51.100 --> 00:00:54.200

proceedings today. We may have to stop the live stream to give

15

00:00:54.200 --> 00:00:55.500

us clear recording files.

16

00:00:56.600 --> 00:00:59.300

If that happens, you'll need to refresh your refresh your

17

00:00:59.300 --> 00:01:02.500

browser page to view the restarted stream

18

00:01:02.500 --> 00:01:05.100

and I'll remind you of this should we need

19

00:01:05.100 --> 00:01:05.900

to adjourn.

20

00:01:07.600 --> 00:01:10.200

So this is the first specific hearing for

21

00:01:10.200 --> 00:01:13.100

the application made by Seneca limited who we refer

22

00:01:13.100 --> 00:01:16.800

to as the applicant for an order granting development consent for

23

00:01:16.800 --> 00:01:18.600

Seneca energy farm project.

24

00:01:21.300 --> 00:01:25.300

My name is Graham Keane. I'm a planning inspector employed

25

00:01:24.300 --> 00:01:27.300

by the planning inspectorate and

26

00:01:27.300 --> 00:01:30.300

I've been appointed by the Secretary of State for leveling up

27

00:01:30.300 --> 00:01:33.900

housing and communities to be the lead member of the panel  
examining

28

00:01:33.900 --> 00:01:34.700

this application.

29

00:01:35.900 --> 00:01:38.900

So to recap the development description is

30

00:01:38.900 --> 00:01:42.100

described as the construction operation

31

00:01:41.100 --> 00:01:44.400

maintenance and decommissioning of a Generating

32

00:01:44.400 --> 00:01:47.700

Station with a gross electrical output capacity

33

00:01:47.700 --> 00:01:49.300

of over 50 megawatts.

34

00:01:49.900 --> 00:01:53.500

comprising ground mounted solar photovoltaic

35

00:01:52.500 --> 00:01:54.900

PV panel arrays

36

00:01:55.800 --> 00:01:58.700

a battery energy storage system with a gross

37

00:01:58.700 --> 00:02:02.200

storage capacity of over 50 megawatts connection

38

00:02:01.200 --> 00:02:05.000

to the UK electricity transmission system

39

00:02:04.900 --> 00:02:07.400

and other Associated and

40

00:02:07.400 --> 00:02:08.400  
ancillary development.

41

00:02:10.100 --> 00:02:13.200  
And now ask the other members of the panel to introduce themselves.

42

00:02:16.300 --> 00:02:17.000  
Good morning, everyone.

43

00:02:17.700 --> 00:02:19.000  
Thank you, Mr. Keane.

44

00:02:19.800 --> 00:02:21.000  
I'm guy Rigby.

45

00:02:22.400 --> 00:02:23.700  
chance of civil engine

46

00:02:24.500 --> 00:02:27.000  
er a member of the pool of qualified persons

47

00:02:27.400 --> 00:02:29.600  
original to serve as an examines

48

00:02:31.300 --> 00:02:34.400  
appointed to this panel and employed by the financial

49

00:02:44.800 --> 00:02:45.100  
experts

50

00:02:45.800 --> 00:02:46.400  
is that

51

00:02:47.600 --> 00:02:48.900  
is that better? Is it on now?

52

00:02:49.500 --> 00:02:51.100  
Is that working? I might working.

53

00:02:56.400 --> 00:02:59.500

Yeah, they're getting some feedback here and we're just

54

00:02:59.500 --> 00:03:00.700

going to pause for a couple of minutes.

55

00:03:03.100 --> 00:03:05.300

The lights off you should be working.

56

00:03:07.500 --> 00:03:08.400

red lights off

57

00:03:09.900 --> 00:03:10.900

Where's the noise coming from?

58

00:03:18.200 --> 00:03:19.000

Is that better?

59

00:03:19.600 --> 00:03:21.200

Can everybody hear me now? Is that okay?

60

00:03:22.700 --> 00:03:25.400

Thank you very much. Sorry about that. I thought I'd push the button and obviously

61

00:03:25.400 --> 00:03:25.600

haven't.

62

00:03:26.600 --> 00:03:28.300

This digitally just do it all twice.

63

00:03:29.700 --> 00:03:31.100

So, thank you, Mr. Keane.

64

00:03:32.100 --> 00:03:35.600

I'm guy Rigby. I'm a chartered civil engineer at a

65

00:03:35.600 --> 00:03:38.400

member of a pool of qualified persons eligible to serve

66

00:03:38.400 --> 00:03:39.800

as an examining inspector.

67

00:03:40.500 --> 00:03:43.100

I'm appointed to this panel and employed by the

68

00:03:43.100 --> 00:03:45.900

planning inspectors on a fixed term contract.

69

00:03:48.500 --> 00:03:48.700

Thank you.

70

00:03:52.100 --> 00:03:55.000

I'm Karen Taylor. I'm a chartered town plann.

71

00:03:58.200 --> 00:03:59.300

Is that working now?

72

00:03:59.900 --> 00:04:02.200

Well, thank you. Thank you. Good morning.

73

00:04:02.200 --> 00:04:05.500

Everybody. I'm Karen Taylor. I'm a chartered Town

74

00:04:05.500 --> 00:04:09.000

planner and chartered member of the landscape Institute like

75

00:04:08.300 --> 00:04:11.200

Mr. Rigby. I'm a member of a pool of

76

00:04:11.200 --> 00:04:14.900

qualified persons eligible to serve as an examining inspector,

77

00:04:14.900 --> 00:04:17.500

and I'm also appointed to this panel

78

00:04:17.500 --> 00:04:20.400

and employed by the planning inspectorate on a

79

00:04:20.400 --> 00:04:21.500

fixed term contract.

80

00:04:23.800 --> 00:04:26.400

Thank you. Both of you. So together. We're the

81

00:04:26.400 --> 00:04:29.100

examining Authority for the application. We'll be reporting to

82

00:04:29.100 --> 00:04:32.800

the Secretary of State for business energy and Industrial strategy

83

00:04:32.800 --> 00:04:35.400

with the recommendation as to whether the

84

00:04:35.400 --> 00:04:37.100

development consent order should be made.

85

00:04:38.200 --> 00:04:40.300

And if so in what form?

86

00:04:41.700 --> 00:04:44.700

The Joint case managers for this project are

87

00:04:44.700 --> 00:04:48.100

Michelle Gregory and Louise haraway

88

00:04:47.100 --> 00:04:50.300

and they located just here

89

00:04:50.300 --> 00:04:51.300

and

90

00:04:52.400 --> 00:04:53.800

at the back there, please.

91

00:04:54.800 --> 00:04:57.800

And they are assisted by

92

00:04:57.800 --> 00:05:00.600

backup support ramiel Bernie.

93

00:05:01.300 --> 00:05:04.300

And these are the members that take case team you're

94

00:05:04.300 --> 00:05:07.300

likely to engage with during the examination. If you have any

95

00:05:07.300 --> 00:05:11.200

questions about the process or the technology we are

96

00:05:10.200 --> 00:05:13.800

using for the events. They should

97

00:05:13.800 --> 00:05:16.900

be your first point of contact details can

98

00:05:16.900 --> 00:05:19.500

be found at the top of any letters you've received or

99

00:05:19.500 --> 00:05:22.800

on the project page of the national infrastructure website.

100

00:05:23.800 --> 00:05:26.500

Please don't hesitate to contact a member of the case team

101

00:05:26.500 --> 00:05:29.500

if you need any help at today's events or with

102

00:05:29.500 --> 00:05:29.900

the technology.

103

00:05:31.600 --> 00:05:34.400

This is a blended event comprising an in-person meeting as

104

00:05:34.400 --> 00:05:37.500

well as being held on the Microsoft teams platform. So it's

105

00:05:37.500 --> 00:05:40.700

live streamed and recorded for those observing or

106

00:05:40.700 --> 00:05:42.300

participating through teams.



107

00:05:43.100 --> 00:05:46.500

So to minimize background noise, please make sure that you

108

00:05:46.500 --> 00:05:49.400

stay muted unless you are speaking.

109

00:05:50.100 --> 00:05:53.300

If you are participating through teams and wish to speak at

110

00:05:53.300 --> 00:05:56.900

a relevant point, please use the team's hands

111

00:05:56.900 --> 00:05:59.200

up function. There may be a delay

112

00:05:59.200 --> 00:06:02.200

before we see it. Please wait to be invited to

113

00:06:02.200 --> 00:06:06.300

speak or ask to speak at the relevant time. If that

114

00:06:06.300 --> 00:06:09.100

doesn't work, please turn on your camera so that we

115

00:06:09.100 --> 00:06:10.500

can see that you wish to speak.

116

00:06:12.100 --> 00:06:15.900

Also remind people that the chat function on Microsoft teams

117

00:06:15.900 --> 00:06:18.000

will not work. So please don't try to

118

00:06:18.300 --> 00:06:21.300

use this to ask any questions or post comments.

119

00:06:22.100 --> 00:06:25.300

If you don't manage to ask your question or raise your point at the relevant

120

00:06:25.300 --> 00:06:28.300

parts of the meeting, you'll have an opportunity to do so

121

00:06:28.300 --> 00:06:31.600

under the last item of the agenda any other

122

00:06:31.600 --> 00:06:32.100

matters?

123

00:06:33.800 --> 00:06:36.100

Because the digital recordings are retained and

124

00:06:36.100 --> 00:06:39.300

published. They form a public record that can contain your personal

125

00:06:39.300 --> 00:06:42.900

information and the general data protection regulations

126

00:06:42.900 --> 00:06:43.500

apply.

127

00:06:44.200 --> 00:06:47.800

The practice of the inspector it is to retain and publish recordings for

128

00:06:47.800 --> 00:06:50.500

five years from the Secretary of State's decision.

129

00:06:51.200 --> 00:06:54.400

So if you take part in today's meeting you should understand

130

00:06:54.400 --> 00:06:57.800

that you will be live streamed and recorded and the

131

00:06:57.800 --> 00:07:00.500

digital recording published if you are

132

00:07:00.500 --> 00:07:03.200

participating through teams and do not want your image to

133

00:07:03.200 --> 00:07:06.500

be recorded. Then you should switch off your camera.

134

00:07:08.300 --> 00:07:11.500

So if you feel that personal information is necessary to

135

00:07:11.500 --> 00:07:15.100

import in parts during these proceedings, and

136

00:07:14.100 --> 00:07:18.700

please ensure that this is not done

137

00:07:18.700 --> 00:07:21.700

if you can possibly help it but provided in

138

00:07:21.700 --> 00:07:25.000

a written document that we can redact before publication.

139

00:07:26.200 --> 00:07:28.900

Does anybody have any questions on that specific matter?

140

00:07:30.500 --> 00:07:30.900

Okay. Thank you.

141

00:07:34.100 --> 00:07:38.500

Preliminary matters I need to go through for those attending in

142

00:07:38.500 --> 00:07:42.600

person. Please firstly ensure

143

00:07:41.600 --> 00:07:44.600

that your device notifications are

144

00:07:44.600 --> 00:07:45.700

set to silent.

145

00:07:46.600 --> 00:07:47.300

and

146

00:07:48.800 --> 00:07:52.000

if anybody needs to use the hearing Loop facility,

147

00:07:51.400 --> 00:07:54.900  
please contact the case team.

148

00:07:56.400 --> 00:07:59.700  
So there are no fire alarm drills or tests today

149

00:07:59.700 --> 00:08:03.900  
in the event of an alarm. The the

150

00:08:02.900 --> 00:08:05.600  
method of exit is

151

00:08:05.600 --> 00:08:06.200  
going to be.

152

00:08:07.600 --> 00:08:11.600  
Out where you came from and through the emergency exit

153

00:08:10.600 --> 00:08:13.200  
doors opposite and then

154

00:08:13.200 --> 00:08:15.800  
assemble in the car parks to the front and the rear.

155

00:08:17.100 --> 00:08:20.300  
There is an emergency exit behind us also.

156

00:08:22.700 --> 00:08:25.900  
The toilets are located out of here turn

157

00:08:25.900 --> 00:08:28.200  
right through the

158

00:08:28.200 --> 00:08:31.500  
first door and then immediately to the left hand side

159

00:08:31.500 --> 00:08:32.700  
and down that corridor.

160

00:08:35.600 --> 00:08:39.200

We're aim to take a short break around mid-morning

161

00:08:38.200 --> 00:08:41.300  
and if we're still

162

00:08:41.300 --> 00:08:43.700  
going mid afternoon.

163

00:08:46.400 --> 00:08:49.500  
For anybody who's invited to participate in this hearing

164

00:08:49.500 --> 00:08:52.500  
who is not sitting at tables if you're invited to

165

00:08:52.500 --> 00:08:56.200  
speak there will be a roving microphone.

166

00:08:57.300 --> 00:09:00.300  
If not, I think that is the roving microphone, isn't it?

167

00:09:00.300 --> 00:09:00.800  
Right?

168

00:09:01.600 --> 00:09:04.000  
We've got a static microphone so you can

169

00:09:04.100 --> 00:09:05.500  
see where that's it is.

170

00:09:08.200 --> 00:09:11.900  
Please wait until one of my colleagues indicates that

171

00:09:11.900 --> 00:09:15.100  
you can move up to that microphone.

172

00:09:16.900 --> 00:09:19.300  
So it's important for recording and

173

00:09:19.300 --> 00:09:22.800  
review purposes that before you speak and each

174

00:09:22.800 --> 00:09:25.700

time. You speak. Please make sure that you state

175

00:09:25.700 --> 00:09:27.700

your name and whom you represent.

176

00:09:30.900 --> 00:09:33.300

So you're here today because you're either the

177

00:09:33.300 --> 00:09:37.100

applicant or its representative local Authority or neighboring

178

00:09:36.100 --> 00:09:39.500

authorities bodies that are statutory parties

179

00:09:39.500 --> 00:09:42.400

are those who may

180

00:09:42.400 --> 00:09:45.800

have sent in relevant representations and become interested parties,

181

00:09:45.800 --> 00:09:48.600

or you may be affected by the application

182

00:09:48.600 --> 00:09:52.200

for compulsory acquisition or you

183

00:09:52.200 --> 00:09:55.500

are a combination of these categories and there may

184

00:09:55.500 --> 00:09:58.200

be people here who aren't covered by any of those descriptions.

185

00:10:00.400 --> 00:10:01.500

Welcome to you all.

186

00:10:03.700 --> 00:10:06.300

The meeting will follow the agenda that

187

00:10:06.300 --> 00:10:09.900

we set out in our rule 8 letter, which is Fourth of

188

00:10:09.900 --> 00:10:12.100

October and we'll refer to

189

00:10:12.100 --> 00:10:15.400

that as the rule eight letter. I hope

190

00:10:15.400 --> 00:10:18.200

you'll have a copy of that to hand. If not the case

191

00:10:18.200 --> 00:10:21.200

team maybe able to provide you with a copy.

192

00:10:23.900 --> 00:10:26.300

The letter is also available on the project page of

193

00:10:26.300 --> 00:10:29.900

the website infrastructure website and can

194

00:10:29.900 --> 00:10:33.700

be found in the examination Library reference PD.

195

00:10:34.500 --> 00:10:35.700

0 1 6

196

00:10:39.300 --> 00:10:42.600

the unix sets out the agenda for the meeting where

197

00:10:42.600 --> 00:10:44.400

are currently on item one.

198

00:10:46.500 --> 00:10:49.100

The notes will be taken at this meeting and placed on

199

00:10:49.100 --> 00:10:52.600

the project pages of the infrastructure website and

200

00:10:52.600 --> 00:10:55.600

placed at the locations listed in the

201

00:10:55.600 --> 00:10:59.100  
annex. I think. It's an XE to the rule

202

00:10:58.100 --> 00:10:59.500  
8 letter.

203

00:11:02.400 --> 00:11:04.200  
together with recordings of today's meeting

204

00:11:05.300 --> 00:11:08.300  
So I'll just repeat if I

205

00:11:08.300 --> 00:11:11.200  
can emphasize that it will be very helpful to us. If each

206

00:11:11.200 --> 00:11:14.500  
time you speak you state your name, and if you're representing  
someone

207

00:11:14.500 --> 00:11:15.800  
whom it is you represent.

208

00:11:17.100 --> 00:11:21.000  
You should also bear in mind that the only official record of  
today's proceedings

209

00:11:20.400 --> 00:11:23.800  
is the digital recording tweets blogs

210

00:11:23.800 --> 00:11:26.500  
and other Communications rising out of the hearing will

211

00:11:26.500 --> 00:11:28.600  
not be accepted as evidence in the examination.

212

00:11:31.500 --> 00:11:34.100  
I've been provided by the case team with a list

213

00:11:34.100 --> 00:11:38.800  
of those who've expressed a wish to be heard today. So what



214

00:11:37.800 --> 00:11:41.700

I will do is go

215

00:11:40.700 --> 00:11:44.000

around the table to take

216

00:11:43.800 --> 00:11:46.500

the attendances, but I

217

00:11:46.500 --> 00:11:51.800

think I'll start if I may with the

218

00:11:54.300 --> 00:11:57.100

Suffolk County Council who I think are attending.

219

00:11:58.800 --> 00:12:01.400

Virtually, is that right as Mr. Bedford there?

220

00:12:03.300 --> 00:12:06.800

Good morning. Good morning. So yes, Michael Bedford Casey

221

00:12:06.800 --> 00:12:09.800

appearing on behalf of Suffolk

222

00:12:09.800 --> 00:12:12.800

County Council. And also

223

00:12:12.800 --> 00:12:16.700

with me today who may contribute depending

224

00:12:15.700 --> 00:12:18.600

on the level of detail we get

225

00:12:18.600 --> 00:12:18.900

into.

226

00:12:20.600 --> 00:12:23.300

Mr. Emir Thomas who is a partner

227

00:12:23.300 --> 00:12:27.000  
at sharp Pritchard solicitors and he

228  
00:12:26.300 --> 00:12:29.600  
may deal with any detailed drafting matters

229  
00:12:29.600 --> 00:12:32.700  
on the dco and then

230  
00:12:32.700 --> 00:12:36.200  
secondly, Mr. Isaac nun who

231  
00:12:35.200 --> 00:12:39.000  
is a senior planning officer for ensips

232  
00:12:38.800 --> 00:12:41.800  
with the County Council and he

233  
00:12:41.800 --> 00:12:45.200  
may deal with any detailed matters on operational aspects

234  
00:12:44.200 --> 00:12:47.600  
if we get into those, but I'll

235  
00:12:47.600 --> 00:12:50.300  
be the as it were the first Port of Call as

236  
00:12:50.300 --> 00:12:52.500  
it were for the county council's position.

237  
00:12:53.700 --> 00:12:58.000  
Lovely, thank you very much Mr. Bedford. So I'll

238  
00:12:56.500 --> 00:12:59.500  
come back to the rest of

239  
00:12:59.500 --> 00:13:02.500  
the virtual attendees in a little while. I'll

240  
00:13:02.500 --> 00:13:06.900  
just now go to the rest of the the attendees

241

00:13:06.900 --> 00:13:09.300  
here and I'll start with the

242

00:13:09.300 --> 00:13:13.100  
applicants Seneca limited,

243

00:13:12.100 --> 00:13:14.200  
Mr. Turney.

244

00:13:15.300 --> 00:13:18.500  
Thank you. Good morning, Sir. Richard Turney

245

00:13:18.500 --> 00:13:23.600  
here on behalf of the applicant Council

246

00:13:22.600 --> 00:13:26.000  
instructed by Pinson Mason's

247

00:13:25.800 --> 00:13:28.200  
LLP to my right

248

00:13:28.200 --> 00:13:31.700  
Nick Grant also Council instructed

249

00:13:31.700 --> 00:13:34.700  
on behalf of the applicant and his

250

00:13:34.700 --> 00:13:37.600  
right Richard Griffiths who is a partner

251

00:13:37.600 --> 00:13:41.300  
at Benson Mason's and my instructing solicitor. I've

252

00:13:40.300 --> 00:13:43.600  
got various other members of my team behind me, but I

253

00:13:43.600 --> 00:13:46.100  
went in all at this stage unless you'd like me to I think

254

00:13:46.100 --> 00:13:49.100

that would be helpful if you could very happy to do so, I don't

255

00:13:49.100 --> 00:13:52.400

have eyes in the back of my head. So read out their names perhaps if

256

00:13:52.400 --> 00:13:55.300

they can raise their hands so that you can take them in

257

00:13:55.300 --> 00:13:58.600

the right order Tom Edwards as Elizabeth

258

00:13:58.600 --> 00:14:01.600

Masons Jonathan Leary

259

00:14:01.600 --> 00:14:03.000

also as to there

260

00:14:04.500 --> 00:14:07.500

And Olivia henshall also a solid

261

00:14:07.500 --> 00:14:10.600

to there. Hopefully you can see them and then

262

00:14:10.600 --> 00:14:13.900

from Sonica Luke Murray

263

00:14:13.900 --> 00:14:17.200

who's a director of Seneca limited and then

264

00:14:16.200 --> 00:14:19.700

also Nigel Chalmers technical director

265

00:14:19.700 --> 00:14:20.500

at Acom.

266

00:14:21.100 --> 00:14:24.300

Right just remind me Acom please. Akon is

267

00:14:24.300 --> 00:14:27.400

the consultancy which has been engaged in particular in the preparation of

268

00:14:27.400 --> 00:14:30.500

the application the environmental assessment and so on and Mr.

269

00:14:30.500 --> 00:14:31.700

Charmers has been leading that work.

270

00:14:33.300 --> 00:14:34.800

Right. Thank you, Mr. Turney, so

271

00:14:36.500 --> 00:14:39.300

I had a mister maze down

272

00:14:39.300 --> 00:14:43.000

from a Commerce. Well, the lead archaeologist. I don't

273

00:14:42.100 --> 00:14:44.600

think we're expecting him to attend today.

274

00:14:50.900 --> 00:14:51.800

Okay.

275

00:14:55.500 --> 00:14:55.700

Good.

276

00:15:02.200 --> 00:15:03.500

Good. Thank you, Mr. Tony.

277

00:15:04.400 --> 00:15:07.300

So we'll come now to the other side of

278

00:15:07.300 --> 00:15:10.000

the table and Cambridgeshire County Council.

279

00:15:12.700 --> 00:15:15.800

So thank you very much, sir. My

280

00:15:15.800 --> 00:15:18.800

name is Richard kimlin King's Council.

281

00:15:19.500 --> 00:15:23.700

So I'm instructed by two authorities

282

00:15:22.700 --> 00:15:25.900

with my learned friend Mr.

283

00:15:25.900 --> 00:15:28.800

Hashima Hamid who's assisting major in

284

00:15:28.800 --> 00:15:30.800

the course of the examination. He's not here today.

285

00:15:32.100 --> 00:15:35.600

No double Manning to my

286

00:15:35.600 --> 00:15:35.900

right.

287

00:15:37.300 --> 00:15:40.700

And I have from Cambridgeshire County

288

00:15:40.700 --> 00:15:44.000

council at Mr. David carford

289

00:15:43.900 --> 00:15:46.300

and to my left from

290

00:15:46.300 --> 00:15:50.700

East Cambridge a district council happens

291

00:15:49.700 --> 00:15:52.100

to Andrew Phillips.

292

00:15:57.800 --> 00:16:01.000

Thank you very much. And so we

293

00:16:00.200 --> 00:16:03.400

had also possibly in

294

00:16:03.400 --> 00:16:05.100  
attendance Camilla Rhodes.

295  
00:16:06.600 --> 00:16:07.200  
No.

296  
00:16:08.600 --> 00:16:12.200  
Not today, not today or Tim Watkins behind

297  
00:16:11.200 --> 00:16:13.200  
me other Mr. Watkins.

298  
00:16:19.500 --> 00:16:24.200  
Okay, thank you. And you're also representing East Cambridge District.

299  
00:16:23.200 --> 00:16:26.300  
So that's right.

300  
00:16:26.300 --> 00:16:30.700  
And in that regard Mr. Andrew Phillips is here tonight. Okay

301  
00:16:30.700 --> 00:16:34.500  
immediately to my left good. Thank you West Suffolk

302  
00:16:33.500 --> 00:16:36.600  
Council Miss pereg.

303  
00:16:36.600 --> 00:16:39.900  
Is it yes. Good morning, sir. I'm Ruchi Barrick instructed

304  
00:16:39.900 --> 00:16:42.700  
for on behalf of West Africa. So

305  
00:16:42.700 --> 00:16:45.200  
to my left, I have Julie Barrow. He's the

306  
00:16:45.200 --> 00:16:48.300  
principal planning officer. And jiha left. I've Claire Richard.

307  
00:16:48.300 --> 00:16:49.800

He's my instructing solicitor.

308

00:16:54.400 --> 00:16:55.400

Great. Thank you very much.

309

00:16:56.700 --> 00:16:59.100

Then further along the table.

310

00:16:59.100 --> 00:17:03.300

I think we have Chippenham Parish Council. Is that right? Yes, good

311

00:17:02.300 --> 00:17:05.600

morning. Is that is it for Ms. Maxwell?

312

00:17:05.600 --> 00:17:07.000

Yes. Thank you.

313

00:17:08.500 --> 00:17:12.500

And then Wallington Parish Council is at Ms. Mackenzie, Mrs.

314

00:17:11.500 --> 00:17:13.900

McKenzie and his whirlington.

315

00:17:17.500 --> 00:17:18.300

Worthington

316

00:17:21.300 --> 00:17:22.900

Wellington, yes.

317

00:17:24.400 --> 00:17:25.000

Sorry.

318

00:17:26.700 --> 00:17:28.100

No info, okay.

319

00:17:29.800 --> 00:17:32.500

Okay. Thank you very much now.

320

00:17:34.600 --> 00:17:38.000

We I just want to skip to the



321

00:17:37.400 --> 00:17:40.400

next on my list which is say no

322

00:17:40.400 --> 00:17:41.600

to Sonica organization.

323

00:17:44.900 --> 00:17:47.400

Good morning, sir. And Daniel kozelka here

324

00:17:47.400 --> 00:17:50.400

junior Council for say no to Sonica

325

00:17:50.400 --> 00:17:53.700

limited and representing the new market Horseman's

326

00:17:53.700 --> 00:17:56.200

group. I'm Junior Council Mr. John

327

00:17:56.200 --> 00:18:00.100

seal. KC can't be here today. Who's senior Council? Thank you. And who

328

00:17:59.100 --> 00:18:03.300

do you have with you who may be speaking? I have

329

00:18:03.300 --> 00:18:06.200

redirect of saying a Sonica limited, which

330

00:18:06.200 --> 00:18:09.200

is Catherine your kids up to my right.

331

00:18:13.200 --> 00:18:16.400

Thank you. Now at this point, I think there

332

00:18:16.400 --> 00:18:19.700

is is it Mr. Andrew Monroe? Is

333

00:18:19.700 --> 00:18:21.200

he attending virtually?

334

00:18:22.400 --> 00:18:23.800  
He is a tiger sound so.

335  
00:18:26.300 --> 00:18:27.200  
Good morning to you.

336  
00:18:28.100 --> 00:18:28.400  
Morning.

337  
00:18:30.100 --> 00:18:33.400  
Right. Now you're representing Mr. Kazalco the

338  
00:18:33.400 --> 00:18:34.700  
new market Horseman's group.

339  
00:18:35.400 --> 00:18:38.700  
Yes, so it's both say no Sonica limited

340  
00:18:38.700 --> 00:18:41.800  
and the new market Horseman's group. Yes. So we

341  
00:18:41.800 --> 00:18:44.500  
have a John John Murray here. I don't

342  
00:18:44.500 --> 00:18:46.000  
believe John Murray is here today.

343  
00:18:49.700 --> 00:18:52.600  
I believe Nick pattern maybe around the corner.

344  
00:18:54.800 --> 00:18:56.600  
This pattern morning, okay.

345  
00:18:57.700 --> 00:19:01.600  
Thank you, sir. Okay, right. So

346  
00:19:01.600 --> 00:19:04.300  
then I think we have is it

347  
00:19:04.300 --> 00:19:06.500  
Mr. James from the Brookside stud Limited?

348

00:19:08.300 --> 00:19:11.600

Yes, good morning, sir. My name is John James and I'm representing the

349

00:19:11.600 --> 00:19:14.600

new market stood Farmers Association and my

350

00:19:14.600 --> 00:19:16.300

own company Brookside stud Limited.

351

00:19:17.100 --> 00:19:20.300

Thank you very much. Now then I'll come

352

00:19:20.300 --> 00:19:21.100

back.

353

00:19:22.300 --> 00:19:25.000

down to the Isle Home Society

354

00:19:26.100 --> 00:19:27.900

Is it Mr. Fletcher?

355

00:19:29.100 --> 00:19:31.800

Now is anybody from The Isle Home Society here?

356

00:19:33.300 --> 00:19:34.100

or virtually

357

00:19:36.500 --> 00:19:37.700

Is that a noble?

358

00:19:41.200 --> 00:19:44.500

Nobody here from the islands. There's certain

359

00:19:44.500 --> 00:19:47.400

Respect by Noble. I know we know what she's got covid currently

360

00:19:47.400 --> 00:19:49.800

so okay, right, right, okay.

361

00:20:00.500 --> 00:20:03.300

okay, so there are other interested parties who I

362

00:20:03.300 --> 00:20:06.300

think are around the table and I start with you in

363

00:20:06.300 --> 00:20:07.200

the corner so that

364

00:20:10.900 --> 00:20:13.300

Good morning. My name is Alan Richardson.

365

00:20:16.400 --> 00:20:17.800

Alan Richardson, yes.

366

00:20:22.400 --> 00:20:23.200

Is there any particular?

367

00:20:24.200 --> 00:20:27.300

Issue on the dco on the development consent or do

368

00:20:27.300 --> 00:20:29.400

you be wishing to speak to?

369

00:20:31.800 --> 00:20:32.600

well, the

370

00:20:34.700 --> 00:20:38.300

the strange Works couched in terms of the sort

371

00:20:37.300 --> 00:20:40.900

of minimum but no actual proposal

372

00:20:40.900 --> 00:20:41.200

of

373

00:20:42.400 --> 00:20:45.800

the amount of power to be generated battery safety

374

00:20:46.600 --> 00:20:47.900

and the applicant

375

00:20:49.100 --> 00:20:52.400

financial position, right? Okay. Well, we'll come

376

00:20:52.400 --> 00:20:53.800

on to those things. Thank you very much.

377

00:20:54.500 --> 00:20:57.100

Next two do we have please?

378

00:20:59.400 --> 00:21:02.100

Hello, it's not working. Um, yes, my name is

379

00:21:02.100 --> 00:21:05.600

Anthony Hagan. I am representing myself, but mostly British

380

00:21:05.600 --> 00:21:07.600

Agriculture and farmland.

381

00:21:08.800 --> 00:21:10.300

A living snail well.

382

00:21:22.800 --> 00:21:23.200

Okay.

383

00:21:26.500 --> 00:21:28.300

Thank you, Mr. Hagen next.

384

00:21:29.300 --> 00:21:33.000

My name is Edmond Fordham.

385

00:21:32.200 --> 00:21:35.100

I've made a request

386

00:21:35.100 --> 00:21:38.700

to speak today. I'm a local resident. I'm a physicist

387

00:21:38.700 --> 00:21:41.400

and engineer by profession and I

388

00:21:41.400 --> 00:21:44.900

was asked back in 2019 by the notice

389

00:21:44.900 --> 00:21:48.400

under correction group to take a special interest in battery safety.

390

00:21:47.400 --> 00:21:50.400

I have been converting with

391

00:21:50.400 --> 00:21:53.100

Mr. Cazalco, but because of the technical nature of some of the things

392

00:21:53.100 --> 00:21:56.200

I have to say, I'm not formally represented by him today.

393

00:21:56.200 --> 00:21:57.700

All right. Thank you very much.

394

00:21:59.700 --> 00:22:01.600

Right anybody else around the table?

395

00:22:03.500 --> 00:22:06.600

Okay, so is there anybody in the

396

00:22:06.600 --> 00:22:09.500

audience who is wishing to speak and

397

00:22:09.500 --> 00:22:10.100

whose registered?

398

00:22:11.300 --> 00:22:15.200

Okay, anybody who's attending

399

00:22:14.200 --> 00:22:18.100

virtually who I

400

00:22:17.100 --> 00:22:18.500

have not?

401

00:22:19.500 --> 00:22:20.200  
noted yet

402

00:22:23.700 --> 00:22:24.000  
No.

403

00:22:25.600 --> 00:22:26.200  
Okay.

404

00:22:30.300 --> 00:22:31.900  
Good. Thanks very much. And

405

00:22:33.300 --> 00:22:34.600  
So moving on then.

406

00:22:36.800 --> 00:22:39.100  
Sorry, Mr. Turney. I'm sorry just on the

407

00:22:39.100 --> 00:22:43.200  
introductions. I we heard Mr. Hagan introduce

408

00:22:42.200 --> 00:22:45.100  
himself, but I didn't catch the name of

409

00:22:45.100 --> 00:22:48.400  
the organization that he represents. I think it's a British

410

00:22:48.400 --> 00:22:50.800  
agriculture. I think he said he was representing himself.

411

00:22:52.200 --> 00:22:52.500  
Sorry.

412

00:22:54.700 --> 00:22:57.700  
Speaking on behalf of me, but I

413

00:22:57.700 --> 00:23:00.200  
am here because of I work

414

00:23:00.200 --> 00:23:00.700

in agriculture.

415

00:23:01.800 --> 00:23:02.800

pretty sugar

416

00:23:03.600 --> 00:23:04.000

All right.

417

00:23:05.300 --> 00:23:05.500

Okay. Thanks.

418

00:23:07.500 --> 00:23:10.700

So the general procedure

419

00:23:10.700 --> 00:23:13.700

of the hearings is explained in the annex. I

420

00:23:13.700 --> 00:23:16.800

think it's Annex C to the rule 8 letter

421

00:23:16.800 --> 00:23:19.300

and I'm assuming that

422

00:23:19.300 --> 00:23:22.600

everyone has read this and if need be the information

423

00:23:22.600 --> 00:23:25.300

in our original rule six letter of the

424

00:23:25.300 --> 00:23:28.600

28th of June this year, so I don't propose to

425

00:23:28.600 --> 00:23:31.800

spend time in in reading that out. But it

426

00:23:31.800 --> 00:23:34.500

is important to us that you're clear in your understanding

427

00:23:34.500 --> 00:23:37.600

of the process. So if there is anything you



428

00:23:37.600 --> 00:23:39.900  
are unclear about please ask

429

00:23:42.500 --> 00:23:46.700  
so moving on then the examining

430

00:23:45.700 --> 00:23:48.800  
panel hopes

431

00:23:48.800 --> 00:23:51.500  
that the applicants and parties

432

00:23:51.500 --> 00:23:55.800  
have attended to hear today will take the opportunity to engage

433

00:23:54.800 --> 00:23:57.200  
outside the formal session

434

00:23:57.200 --> 00:24:01.100  
to discuss outstanding matters, and and

435

00:24:00.100 --> 00:24:03.700  
we'd encourage the applicant continuing

436

00:24:03.700 --> 00:24:06.500  
in dialogue with with all

437

00:24:06.500 --> 00:24:09.400  
relevant parties to make progress on

438

00:24:09.400 --> 00:24:10.300  
matters that

439

00:24:10.900 --> 00:24:12.900  
still in dispute

440

00:24:16.500 --> 00:24:17.100  
now

441

00:24:18.600 --> 00:24:21.500

we'll continue to review the most suitable formats for

442

00:24:21.500 --> 00:24:24.400

future events, but we continue to welcome further

443

00:24:24.400 --> 00:24:28.600

comments on how events should be conducted and I'll

444

00:24:27.600 --> 00:24:30.300

move on to item two knows any

445

00:24:30.300 --> 00:24:33.700

other comments or questions arising from from item

446

00:24:33.700 --> 00:24:34.000

one.

447

00:24:36.800 --> 00:24:39.600

Thank you. So item 2 then I'll

448

00:24:39.600 --> 00:24:41.400

explain the purpose of the hearing.

449

00:24:42.900 --> 00:24:45.300

Which is an issue specific

450

00:24:45.300 --> 00:24:48.700

hearing one that we've decided to

451

00:24:48.700 --> 00:24:51.900

hold under Section 91 of the planning out 2008 and

452

00:24:51.900 --> 00:24:55.200

Rule 14 of the infrastructure planning examination procedure

453

00:24:54.200 --> 00:24:57.700

rules, 2010 today will

454

00:24:57.700 --> 00:25:00.900

be examining the powers sought by the applicant the

455

00:25:00.900 --> 00:25:03.600

way in which the applicant has drafted the dco.

456

00:25:03.600 --> 00:25:06.200

I shall call it the dco the development consent order

457

00:25:06.200 --> 00:25:10.200

and the reasoning behind the powers sort. That's to

458

00:25:09.200 --> 00:25:12.400

say the where the what's the how and the why

459

00:25:12.400 --> 00:25:15.200

so we'll learn to take an examination of

460

00:25:15.200 --> 00:25:18.400

the Articles and the schedules in the dco in

461

00:25:18.400 --> 00:25:21.200

particular how generally it is intended to

462

00:25:21.200 --> 00:25:24.300

work what would be consented and

463

00:25:24.300 --> 00:25:27.300

where and the extent of the powers and the requirements

464

00:25:27.300 --> 00:25:29.000

and agreements that are proposed.

465

00:25:30.300 --> 00:25:34.500

And then possible issues of prevention mitigation

466

00:25:33.500 --> 00:25:37.200

or compensation which may not

467

00:25:37.200 --> 00:25:40.200

be covered by the dco as currently drafted.

468

00:25:42.100 --> 00:25:45.400

the justification for any changes from established practice

469

00:25:46.300 --> 00:25:50.300

the need for changes to other legislative Provisions the

470

00:25:49.300 --> 00:25:52.400

need for protective provisions and their

471

00:25:52.400 --> 00:25:55.900

scope and the initial views of other interested

472

00:25:55.900 --> 00:25:59.400

parties as to the suitability proportionality or

473

00:25:59.400 --> 00:26:01.400

efficacy of the proposals.

474

00:26:03.800 --> 00:26:04.800

Excuse me.

475

00:26:06.400 --> 00:26:09.700

The hearing we're not examine the detailed content

476

00:26:09.700 --> 00:26:13.100

of Provisions relating to the compulsory acquisition

477

00:26:12.100 --> 00:26:15.800

of land or rights or temporary possession

478

00:26:15.800 --> 00:26:18.800

of land because there is separate provision

479

00:26:18.800 --> 00:26:21.800

made for compulsory acquisition or CA

480

00:26:21.800 --> 00:26:24.600

hearings on those topics.

481

00:26:25.400 --> 00:26:28.700

However, we may conduct further hearing on

482

00:26:28.700 --> 00:26:31.200

the dco if we think that's necessary.

483

00:26:33.100 --> 00:26:36.400

So we do regard it as essential that we as a

484

00:26:36.400 --> 00:26:39.100

panel understand the power sought by the applicants and how these

485

00:26:39.100 --> 00:26:42.500

are put together in the current and any future versions of

486

00:26:42.500 --> 00:26:45.600

the dco which appear in the examination.

487

00:26:46.600 --> 00:26:49.400

We have duty when reporting the Secretary of State to

488

00:26:49.400 --> 00:26:52.000

provide the best drafted dco that we can.

489

00:26:55.200 --> 00:26:59.000

Whether or not we recommend him to Grant development consent.

490

00:27:01.400 --> 00:27:04.400

And just a reminder that we do not decide

491

00:27:04.400 --> 00:27:07.400

this application. We make a recommendation that the Secretary

492

00:27:07.400 --> 00:27:10.100

of State may choose to accept or not. But even if we

493

00:27:10.100 --> 00:27:13.300

were to recommend that consent should not be granted. We need

494

00:27:13.300 --> 00:27:16.900

to Annex to our reporter draft

495

00:27:16.900 --> 00:27:19.400

dco. So that should the Secretary of

496

00:27:19.400 --> 00:27:22.300

State decide to Grant consent. They can make

497

00:27:22.300 --> 00:27:26.000

the order in the form which we attach to the recommendation report.

498

00:27:28.500 --> 00:27:31.200

So it's worth

499

00:27:31.200 --> 00:27:34.300

recognizing that a number

500

00:27:34.300 --> 00:27:37.300

of people attending here may have

501

00:27:37.300 --> 00:27:40.300

positions of principle that the Secretary of State should not Grant

502

00:27:40.300 --> 00:27:43.400

development consent, but it's important for all

503

00:27:43.400 --> 00:27:46.100

participants to be clear that these hearings are being held on

504

00:27:46.100 --> 00:27:47.800

or without prejudice basis.

505

00:27:48.500 --> 00:27:51.900

That means that even if your position is that development consent

506

00:27:51.900 --> 00:27:54.300

should not be granted. You are permitted

507

00:27:54.300 --> 00:27:57.100

to make representations in this hearing on the

508

00:27:57.100 --> 00:28:00.700

drafting of the dco without conceding your wider position

509

00:28:00.700 --> 00:28:02.100

that it should not be made.

510

00:28:03.800 --> 00:28:06.800

So that means you could make representations that

511

00:28:06.800 --> 00:28:09.600

affect how the dco is drafted for example in relation

512

00:28:09.600 --> 00:28:13.800

to requirements, which are the approximate

513

00:28:12.800 --> 00:28:16.200

equivalents to conditions on

514

00:28:15.200 --> 00:28:17.400

a planning permission.

515

00:28:20.900 --> 00:28:23.400

So are there any further questions about

516

00:28:23.400 --> 00:28:26.600

the general way in which we intend to conduct this hearing

517

00:28:26.600 --> 00:28:29.600

having having heard me say

518

00:28:29.600 --> 00:28:29.900

that?

519

00:28:33.600 --> 00:28:36.500

Okay, well that then I think concludes

520

00:28:36.500 --> 00:28:39.800

item two on the agenda. I think

521

00:28:39.800 --> 00:28:42.400

the bulk of what we're going to oh, Mr. Bedford.

522

00:28:44.300 --> 00:28:45.400

Yes, Mr. Bedford.

523

00:28:46.700 --> 00:28:49.900

Thank you. Thank you, sir. Michael Bedford Suffolk County

524

00:28:49.900 --> 00:28:52.700

Council. So I

525

00:28:52.700 --> 00:28:55.100

raised this point at this

526

00:28:55.100 --> 00:28:58.800

stage because it is a clarification point but I'm

527

00:28:58.800 --> 00:28:59.800

not.

528

00:29:01.900 --> 00:29:04.800

Holy clear, whether it is best here or best left

529

00:29:04.800 --> 00:29:07.200

to an aob ultimate at the end, but it's

530

00:29:07.200 --> 00:29:12.000

really the time tableing issue. Obviously, you

531

00:29:11.100 --> 00:29:16.000

just mentioned helpfully that your potentially

532

00:29:14.300 --> 00:29:17.500

going to

533

00:29:17.500 --> 00:29:20.100

have another dco earring if you see a

534

00:29:20.100 --> 00:29:23.900

need for it, which obviously we note a welcome,

535

00:29:23.900 --> 00:29:26.400

but just in terms of the way the



536

00:29:26.400 --> 00:29:29.400

timetable works we know that there will

537

00:29:29.400 --> 00:29:33.000

be a revised dco a deadline too

538

00:29:32.100 --> 00:29:35.100

from the applicant that's on the 11th of November.

539

00:29:36.400 --> 00:29:39.200

And there will be the further issues specific hearings in

540

00:29:39.200 --> 00:29:41.400

the week of the fifth of December.

541

00:29:42.500 --> 00:29:45.600

Then there'll be a further revised dco at deadline for

542

00:29:45.600 --> 00:29:48.000

that's the 16th of November.

543

00:29:49.500 --> 00:29:53.100

A further revised dco a deadline six. That's

544

00:29:52.100 --> 00:29:54.700

the 30th of November.

545

00:29:55.600 --> 00:29:58.500

And then potentially further issue specific

546

00:29:58.500 --> 00:30:01.200

hearings in the week of the 13th of

547

00:30:01.200 --> 00:30:03.300

February of next year.

548

00:30:06.600 --> 00:30:08.300

that you will have seen from our

549

00:30:10.200 --> 00:30:13.200

Local impact report of the joint local impact Report

550

00:30:13.200 --> 00:30:17.700

with the other authorities that's rep 1024 that

551

00:30:16.700 --> 00:30:19.500

we have raised some issues where

552

00:30:19.500 --> 00:30:22.600

we're suggesting that changes would need

553

00:30:22.600 --> 00:30:24.600

to be made to the application.

554

00:30:25.600 --> 00:30:28.100

Were those concerns to be

555

00:30:28.100 --> 00:30:30.800

adequately addressed and obviously?

556

00:30:31.700 --> 00:30:34.800

I'm not intended to get into any of that detail today

557

00:30:34.800 --> 00:30:37.600

because that's not the purpose of today's here in but

558

00:30:37.600 --> 00:30:40.400

just for example, I mentioned landscape and visual

559

00:30:40.400 --> 00:30:41.100

impacts.

560

00:30:41.400 --> 00:30:44.800

Where in the local impact report of chapter 10 we

561

00:30:44.800 --> 00:30:48.200

have indicated that there are particular Parcels that

562

00:30:47.200 --> 00:30:50.800

should be either removed from the

563

00:30:50.800 --> 00:30:53.600  
areas of works or maternity change

564

00:30:53.600 --> 00:30:54.700  
from the areas of works.

565

00:30:55.500 --> 00:30:58.900  
Obviously, we don't expect that you as the examining Authority

566

00:30:58.900 --> 00:31:01.600  
will have formed any views on those matters at

567

00:31:01.600 --> 00:31:04.300  
this stage. We know she got your site visits later this

568

00:31:04.300 --> 00:31:04.500  
week.

569

00:31:06.800 --> 00:31:07.200  
and

570

00:31:08.200 --> 00:31:11.300  
the Practical point is that obviously those issues won't be

571

00:31:11.300 --> 00:31:15.900  
explored orally in the examination

572

00:31:14.900 --> 00:31:17.700  
until your issue

573

00:31:17.700 --> 00:31:19.400  
specific hearings in December.

574

00:31:20.900 --> 00:31:23.200  
And obviously if the applicant in the

575

00:31:23.200 --> 00:31:26.300  
light of that discussion were to propose

576

00:31:26.300 --> 00:31:30.200

any changes to the proposals that's

577

00:31:29.200 --> 00:31:32.900

not likely to emerge until deadline for

578

00:31:32.900 --> 00:31:37.000

later in December.

579

00:31:38.100 --> 00:31:41.100

And what our concern is simply is when?

580

00:31:42.100 --> 00:31:46.000

There is likely to be an opportunity to discuss

581

00:31:45.700 --> 00:31:49.200

any such changes either

582

00:31:48.200 --> 00:31:51.200

in terms of their substance or in terms

583

00:31:51.200 --> 00:31:54.500

of how they impact on the draft DCL.

584

00:31:55.900 --> 00:31:59.400

Because obviously if that doesn't

585

00:31:59.400 --> 00:32:03.500

happen until after the December hearings the

586

00:32:02.500 --> 00:32:05.500

next slot for it is the

587

00:32:05.500 --> 00:32:07.900

February 2023 hearings.

588

00:32:08.700 --> 00:32:11.500

Which is obviously a very late stage in the timetable for

589

00:32:11.500 --> 00:32:12.200

the examination.

590

00:32:13.900 --> 00:32:16.200

And so what we're obviously not asking you

591

00:32:16.200 --> 00:32:19.500

to make any procedural decisions at this stage because

592

00:32:19.500 --> 00:32:22.300

as I say you haven't yet, you're not in a position

593

00:32:22.300 --> 00:32:25.400

to form views on those matters, but we

594

00:32:25.400 --> 00:32:28.300

would ask you to keep that timetable very much

595

00:32:28.300 --> 00:32:30.300

under review.

596

00:32:31.200 --> 00:32:34.900

Especially in the terms of the need for further issue

597

00:32:34.900 --> 00:32:36.000

specific hearings.

598

00:32:36.700 --> 00:32:40.900

Including on the DCR potentially between

599

00:32:39.900 --> 00:32:42.500

the weeks that's

600

00:32:42.500 --> 00:32:45.200

already set aside for a fifth of

601

00:32:45.200 --> 00:32:48.800

December. But before we get to that week

602

00:32:48.800 --> 00:32:51.400

at the end of February, and so so

603

00:32:51.400 --> 00:32:54.700

that's really just the preliminary point. We wanted to flag up

604

00:32:54.700 --> 00:32:57.300

because it is I think important to

605

00:32:57.300 --> 00:33:00.200

us and no doubt to other parties to know when we're

606

00:33:00.200 --> 00:33:04.000

going to have some of those opportunities given as

607

00:33:03.100 --> 00:33:06.400

I say what we say about the need for there to

608

00:33:06.400 --> 00:33:09.500

be some significant changes to the to the

609

00:33:09.500 --> 00:33:13.300

application that's presently before the examination. Yeah. Thank

610

00:33:12.300 --> 00:33:16.900

you Bradford. It's irrelevant

611

00:33:16.900 --> 00:33:18.700

point and I've read the

612

00:33:19.500 --> 00:33:22.400

I've read your proposals as to

613

00:33:22.400 --> 00:33:25.400

how the dco might be amended in light of

614

00:33:25.400 --> 00:33:29.200

what you say should happen in relation to to some

615

00:33:28.200 --> 00:33:33.000

part or parts of the of the of

616

00:33:31.200 --> 00:33:33.900

the sites.

617

00:33:34.600 --> 00:33:37.600

I think the first thing I'd say is that

618

00:33:37.600 --> 00:33:40.300

the response to

619

00:33:40.300 --> 00:33:43.700

the the lir the local impact report

620

00:33:43.700 --> 00:33:48.100

is is not due until it's

621

00:33:46.100 --> 00:33:48.900

deadline three.

622

00:33:50.300 --> 00:33:54.500

So I think there's that to bear in mind in

623

00:33:53.500 --> 00:33:56.300

terms of you know,

624

00:33:56.300 --> 00:33:58.600

how the applicant might respond to that.

625

00:33:59.500 --> 00:34:03.200

Secondly, I think I would say that it the

626

00:34:02.200 --> 00:34:05.800

examination is primarily a written process.

627

00:34:05.800 --> 00:34:08.700

And so while it

628

00:34:08.700 --> 00:34:12.200

may well be desirable to to examine

629

00:34:11.200 --> 00:34:14.700

orally some of these matters

630

00:34:14.700 --> 00:34:17.400

there will also in the background be

631

00:34:17.400 --> 00:34:20.800

a series of written questions that will

632

00:34:20.800 --> 00:34:23.900

assist the process. In fact,

633

00:34:23.900 --> 00:34:27.000

it forms a key feature of the process and

634

00:34:26.800 --> 00:34:29.700

to that extent. I would envisage

635

00:34:29.700 --> 00:34:34.200

that we may have an opportunity to let's

636

00:34:32.200 --> 00:34:35.400

say drill down into some

637

00:34:35.400 --> 00:34:36.000

of those issues.

638

00:34:37.800 --> 00:34:40.200

but I mean thirdly overall it depends

639

00:34:40.200 --> 00:34:43.600

what the applicants response is to to those to

640

00:34:43.600 --> 00:34:48.600

those proposals and I

641

00:34:46.600 --> 00:34:48.900

think the

642

00:34:49.700 --> 00:34:52.300

The response to the liir date is the earliest

643

00:34:52.300 --> 00:34:55.800

one that we could reasonably expect to get some



644

00:34:55.800 --> 00:34:58.400

detail on that. I'm not

645

00:34:58.400 --> 00:35:00.100

perhaps Mr. Turney might want to

646

00:35:01.400 --> 00:35:02.900

give us his View.

647

00:35:03.700 --> 00:35:06.600

So thank you very much Richard Turney for the applicant.

648

00:35:08.200 --> 00:35:11.500

Largely just reflecting what you have said sir.

649

00:35:11.500 --> 00:35:14.500

The we've got

650

00:35:14.500 --> 00:35:17.700

the lir we've got the various relevant reps

651

00:35:17.700 --> 00:35:20.500

and responses are due deadline three

652

00:35:20.500 --> 00:35:23.900

for the lir and any comments on relevant reps

653

00:35:23.900 --> 00:35:26.300

coming up shortly along with

654

00:35:26.300 --> 00:35:29.800

answers to your first written questions, which cover

655

00:35:29.800 --> 00:35:32.300

some of the same territory as the points

656

00:35:32.300 --> 00:35:35.900

made in the liar not all of them. I think

657

00:35:35.900 --> 00:35:40.400

there's a distinction to be drawn perhaps between Mr. Bedford's

658

00:35:39.400 --> 00:35:43.000

reference to changes to

659

00:35:42.100 --> 00:35:45.300

the application which obviously is

660

00:35:45.300 --> 00:35:48.100

an entirely different kettle of

661

00:35:48.100 --> 00:35:51.600

fish than changes to the drafting of the DCA because

662

00:35:51.600 --> 00:35:54.300

he's right to observe that some of the suggestions and

663

00:35:54.300 --> 00:35:58.200

the liar would require a formal change application and

664

00:35:57.200 --> 00:36:00.800

that's a different debate from

665

00:36:00.800 --> 00:36:03.300

the debate about the terms of

666

00:36:03.300 --> 00:36:06.400

the DCA. It feeds into it, but it's it's

667

00:36:06.400 --> 00:36:08.000

logically prior to it.

668

00:36:08.600 --> 00:36:11.600

So in terms of the DCA

669

00:36:11.600 --> 00:36:14.500

the specific comments or that it might be made in the lir

670

00:36:14.500 --> 00:36:17.600

and Elsewhere on its drafting our position

671

00:36:17.600 --> 00:36:21.600

on those will be with user and

672

00:36:21.600 --> 00:36:25.800

with Mr. Bedford by deadline three and

673

00:36:27.500 --> 00:36:30.200

In terms of producing new drafts of the DCA. I think

674

00:36:30.200 --> 00:36:33.700

we discussed this at the preliminary meeting, but

675

00:36:33.700 --> 00:36:37.800

we can provide new drafts

676

00:36:37.800 --> 00:36:40.500

of the DCA as we go through the examination. They

677

00:36:40.500 --> 00:36:43.200

can be addressed. The drafting can be addressed in

678

00:36:43.200 --> 00:36:46.800

writing if there's a need to examine it through here

679

00:36:46.800 --> 00:36:49.400

rings, then doubtless you will you will schedule

680

00:36:49.400 --> 00:36:52.300

that but we don't see a problem with with the

681

00:36:52.300 --> 00:36:55.500

way it's set up because the substantive points will

682

00:36:55.500 --> 00:36:59.700

be responded to in advance of the December hearing

683

00:36:59.700 --> 00:37:03.200

dates. All right. Thank you, Mr. Turney and just

684

00:37:02.200 --> 00:37:04.800

come back to in a moment, Mr. Bedford, I think.

685

00:37:05.800 --> 00:37:08.400

I think the nir has

686

00:37:08.400 --> 00:37:12.000

thrown up some issues that clearly need to be need to

687

00:37:11.300 --> 00:37:14.700

be looked at carefully what I

688

00:37:14.700 --> 00:37:17.400

would say and I go back to what I said earlier about

689

00:37:17.400 --> 00:37:20.900

the statements of common ground is that they form

690

00:37:20.900 --> 00:37:23.300

also a key feature

691

00:37:23.300 --> 00:37:28.100

of the examination and I would encourage I would

692

00:37:27.100 --> 00:37:30.900

encourage the local authorities and

693

00:37:30.900 --> 00:37:33.300

the applicant to do some

694

00:37:33.300 --> 00:37:38.100

work on that in terms of the proposals that

695

00:37:36.100 --> 00:37:39.800

are set out there and

696

00:37:39.800 --> 00:37:40.400

to engage

697

00:37:41.700 --> 00:37:45.100

And drill down as much as possible about what

698

00:37:44.100 --> 00:37:47.300

what the applicant may feel

699

00:37:47.300 --> 00:37:50.600

is acceptable not acceptable the reasons why or

700

00:37:50.600 --> 00:37:54.000

where or where parts are acceptable then how

701

00:37:53.700 --> 00:37:57.500

impractical terms the dco

702

00:37:56.500 --> 00:38:00.600

may or may not be amended.

703

00:38:00.600 --> 00:38:04.600

So I would see the the socg is

704

00:38:04.600 --> 00:38:08.300

going hand in hand. Really with with the

705

00:38:09.700 --> 00:38:13.300

the response to the to the liar

706

00:38:14.300 --> 00:38:15.200

Mr. Bedford

707

00:38:16.300 --> 00:38:18.100

Are you content without the time being?

708

00:38:19.200 --> 00:38:22.500

Well, so I I've made the point and absolutely I

709

00:38:22.500 --> 00:38:25.300

accept the as it were the starting point.

710

00:38:25.300 --> 00:38:29.400

This is primarily a written process. But

711

00:38:28.400 --> 00:38:31.600

I just repeat and a

712

00:38:31.600 --> 00:38:34.500  
sense for the the point of

713

00:38:34.500 --> 00:38:37.700  
emphasis that if there are are to

714

00:38:37.700 --> 00:38:42.000  
be any further hearing scheduled it

715

00:38:41.700 --> 00:38:44.300  
becomes increasingly difficult as we

716

00:38:44.300 --> 00:38:47.500  
move down towards that period between no sorry

717

00:38:47.500 --> 00:38:49.500  
between December and February.

718

00:38:50.900 --> 00:38:53.100  
To find dates that would work for those and

719

00:38:53.100 --> 00:38:56.700  
in the sense the sooner we have some clarity as

720

00:38:56.700 --> 00:38:59.700  
if there are going to be some further hearings effectively the

721

00:38:59.700 --> 00:39:02.300  
better I'll leave it at that because obviously you're

722

00:39:02.300 --> 00:39:06.000  
alive to the point and leave you to Simply reflect on the mechanics

723

00:39:05.100 --> 00:39:06.400  
of it.

724

00:39:07.300 --> 00:39:10.900  
I'm grateful. Thank you very much, Mr. Bedford. Okay, so

725

00:39:10.900 --> 00:39:14.100

those points are noted anybody else

726

00:39:14.100 --> 00:39:17.300

wish to raise any anything on that particular issue.

727

00:39:18.600 --> 00:39:21.400

Okay, so

728

00:39:23.400 --> 00:39:24.200

that's

729

00:39:29.000 --> 00:39:29.400

good.

730

00:39:39.400 --> 00:39:42.200

Right, so I think we more or less come to the end

731

00:39:42.200 --> 00:39:45.300

of item 2. I just wanted before

732

00:39:45.300 --> 00:39:48.500

I hand over to Mr. Rigby to go

733

00:39:48.500 --> 00:39:51.600

through the next few items.

734

00:39:51.600 --> 00:39:54.400

I just want to do a check

735

00:39:54.400 --> 00:39:55.400

on.

736

00:39:56.400 --> 00:39:59.200

I think items three four or five are going

737

00:39:59.200 --> 00:40:00.700

to form the bulk of the discussion.

738

00:40:02.400 --> 00:40:05.200

Item, six and seven relate to

739

00:40:05.200 --> 00:40:08.400

protective Provisions or concerns and consent licenses

740

00:40:08.400 --> 00:40:09.300

and other agreements.

741

00:40:10.200 --> 00:40:13.400

Is there anybody who is here who

742

00:40:13.400 --> 00:40:16.900

wishes only to speak to items six

743

00:40:16.900 --> 00:40:17.500

or seven?

744

00:40:20.800 --> 00:40:23.500

So, okay. Well that's good in that case. So we

745

00:40:23.500 --> 00:40:26.500

will carry on with the with the the order in

746

00:40:26.500 --> 00:40:27.100

the agenda.

747

00:40:28.900 --> 00:40:31.200

Okay with that then I'll hand over

748

00:40:31.200 --> 00:40:33.100

to Mr. Rigby for item three.

749

00:40:34.300 --> 00:40:37.200

Thank you, Mr. Keane is my microphone working?

750

00:40:38.200 --> 00:40:39.400

I've pushed the button.

751

00:40:40.800 --> 00:40:42.300

If we got any sound.



752

00:40:43.600 --> 00:40:45.700

Try that again. Is that okay now? Thank you.

753

00:40:46.900 --> 00:40:49.400

So yes, we're not awesome three of the agenda.

754

00:40:50.200 --> 00:40:53.700

And I'll shortly ask the applicant to give us a very brief overview

755

00:40:53.700 --> 00:40:56.700

of each part of the most recent draft of

756

00:40:56.700 --> 00:40:57.400

the dco.

757

00:40:58.200 --> 00:40:59.600

Which is revision one.

758

00:41:00.600 --> 00:41:03.600

dated the 30th August 2022

759

00:41:04.600 --> 00:41:07.600

and it's it's as 293 in

760

00:41:07.600 --> 00:41:08.900

the examination Library.

761

00:41:09.900 --> 00:41:12.200

You may have ever find it more useful to

762

00:41:12.200 --> 00:41:15.600

have the track change version open, which is at 8

763

00:41:15.600 --> 00:41:17.000

as 251.

764

00:41:19.700 --> 00:41:22.200

It would also be useful if the applicant can

765

00:41:22.200 --> 00:41:23.400

give us a brief update.

766

00:41:24.300 --> 00:41:27.400

On any parts of the dco where discussions are currently

767

00:41:27.400 --> 00:41:31.200

taking place with other interested parties, which may

768

00:41:30.200 --> 00:41:33.400

result in changes to the current draft. So

769

00:41:33.400 --> 00:41:36.300

reference our previous discussion just

770

00:41:36.300 --> 00:41:36.600

now.

771

00:41:37.400 --> 00:41:40.100

A bit of a heads up would be appreciated.

772

00:41:41.200 --> 00:41:44.400

We note the thorough and extensive comments in the joint local

773

00:41:44.400 --> 00:41:45.100

impact report.

774

00:41:46.100 --> 00:41:49.700

Which we understand is due to be confirmed in written representations

775

00:41:49.700 --> 00:41:52.300

at deadline to on the 11th of November

776

00:41:52.300 --> 00:41:54.000

2022.

777

00:41:55.100 --> 00:41:58.400

And we acknowledge the experience councils have for example

778

00:41:58.400 --> 00:42:01.400

Suffolk County Council in the end sit

779

00:42:01.400 --> 00:42:02.800  
regime, which will assist us.

780

00:42:03.600 --> 00:42:06.700  
In particular, we know the tiered approach by severity in

781

00:42:06.700 --> 00:42:08.900  
paragraph 1.1 of the lir.

782

00:42:09.500 --> 00:42:12.500  
Which says that there are a number of issues with the

783

00:42:12.500 --> 00:42:15.300  
Sonic a proposal that to a greater or

784

00:42:15.300 --> 00:42:18.500  
lesser degree should prevent the project from being consented in

785

00:42:18.500 --> 00:42:19.400  
its current form.

786

00:42:21.500 --> 00:42:24.100  
Despite the desirability of low carbon sources of

787

00:42:24.100 --> 00:42:25.000  
energy generation.

788

00:42:26.300 --> 00:42:28.600  
These issues can be grouped by severity.

789

00:42:29.700 --> 00:42:32.500  
so bullet point one in the local

790

00:42:32.500 --> 00:42:33.700  
impact reports as

791

00:42:34.600 --> 00:42:36.900  
many issues potentially resolvable

792

00:42:38.200 --> 00:42:39.200  
impacts

793  
00:42:40.800 --> 00:42:43.900  
Can be clarified with more information being supplied

794  
00:42:43.900 --> 00:42:44.800  
by the applicant?

795  
00:42:45.800 --> 00:42:48.700  
Some for example most impacts on ecology and

796  
00:42:48.700 --> 00:42:49.700  
biodiversity.

797  
00:42:50.400 --> 00:42:52.700  
transport and public rights of way

798  
00:42:54.400 --> 00:42:58.000  
require more work to be done by the applicants on mitigation before

799  
00:42:57.800 --> 00:43:00.300  
impacts to reduce to an acceptable level.

800  
00:43:01.300 --> 00:43:04.500  
And the third bullet point some impacts such

801  
00:43:04.500 --> 00:43:07.300  
as those on landscape and visual immunity as

802  
00:43:07.300 --> 00:43:09.400  
well as some ecological impacts.

803  
00:43:10.600 --> 00:43:13.500  
Are fundamental to the nature and geography of

804  
00:43:13.500 --> 00:43:16.400  
scheme and are unlikely to be capable of being

805  
00:43:16.400 --> 00:43:19.700  
dealt with without significant revision of the proposal to

806

00:43:19.700 --> 00:43:22.900

remove parts of the scheme in the most sensitive areas.

807

00:43:24.600 --> 00:43:27.400

Now while much of the local impact report

808

00:43:27.400 --> 00:43:28.700

relates to planning issues.

809

00:43:29.700 --> 00:43:32.700

Which are best dealt with in other issues specific hearings

810

00:43:32.700 --> 00:43:34.200

relating to the planning balance.

811

00:43:35.200 --> 00:43:38.600

And comments on the Joker joint local impact reports are

812

00:43:38.600 --> 00:43:41.200

not required until deadline three, which is to say

813

00:43:41.200 --> 00:43:43.100

three weeks away on the 22nd of November.

814

00:43:44.300 --> 00:43:48.000

We will hear the local authorities briefly or

815

00:43:47.400 --> 00:43:50.400

matters directly relevant to the draft development

816

00:43:50.400 --> 00:43:53.100

consent order as currently drafted.

817

00:43:54.300 --> 00:43:54.500

So

818

00:43:55.600 --> 00:43:57.400

if Mr, Bedford

819

00:43:58.300 --> 00:44:01.600

For the councils if you would like to very briefly.

820

00:44:03.100 --> 00:44:03.900

summarize

821

00:44:04.700 --> 00:44:07.300

the main issues which you see as being relevant

822

00:44:07.300 --> 00:44:10.900

directly to the draft development consent order then

823

00:44:12.100 --> 00:44:13.100

please do so.

824

00:44:19.300 --> 00:44:22.500

Thank you, sir as Michael Bedford for Suffolk

825

00:44:22.500 --> 00:44:23.500

County council code to be clear.

826

00:44:24.300 --> 00:44:27.500

You would prefer me to do that before you've heard the

827

00:44:27.500 --> 00:44:30.400

update from the applicant, which I think you'd started

828

00:44:30.400 --> 00:44:33.700

your remarks by referring to I'm happy either

829

00:44:33.700 --> 00:44:36.700

way, but I don't want to as it were interfere with

830

00:44:36.700 --> 00:44:39.200

either what you were planning or with. Obviously what Mr.

831

00:44:39.200 --> 00:44:42.300

Turney wanted to say. I was planning to hear

832

00:44:42.300 --> 00:44:45.600

you briefly if that's okay with yourself

833

00:44:45.600 --> 00:44:48.900

and then the applicants and then

834

00:44:48.900 --> 00:44:51.400

interested part is registered

835

00:44:51.400 --> 00:44:54.200

to speak and then give the applicant the

836

00:44:54.200 --> 00:44:57.500

opportunity to respond to any further points that are

837

00:44:57.500 --> 00:45:00.100

made is that acceptable to yeah.

838

00:45:00.800 --> 00:45:01.600

parties here

839

00:45:02.900 --> 00:45:05.500

So on the basis that other councils represented

840

00:45:05.500 --> 00:45:06.000

also.

841

00:45:06.700 --> 00:45:09.800

Other parties represented here also contribute after

842

00:45:09.800 --> 00:45:12.700

Mr. Bedford. Yes. Yes, that's they other

843

00:45:12.700 --> 00:45:15.200

participal have the opportunity to speak as well.

844

00:45:15.200 --> 00:45:18.400

I just thought the best way was to hear Mr. Bedford first.

845

00:45:19.900 --> 00:45:22.500

The applicant briefly on Mr. Bedford

846

00:45:23.500 --> 00:45:25.500  
other parties and then the applicant.

847  
00:45:26.500 --> 00:45:26.600  
to

848  
00:45:31.200 --> 00:45:33.900  
Right. Okay, let's let's do that. Thank you.

849  
00:45:34.800 --> 00:45:37.500  
Thank you, sir. Thank you, sir. Then Michael Bedford

850  
00:45:37.500 --> 00:45:40.500  
Casey Suffolk County Council if I

851  
00:45:40.500 --> 00:45:44.200  
can start by dealing with the bullet points in

852  
00:45:43.200 --> 00:45:47.100  
your item three, just so

853  
00:45:46.100 --> 00:45:49.300  
that you'll clear the structure of

854  
00:45:49.300 --> 00:45:52.200  
what I'd say that picks up

855  
00:45:52.200 --> 00:45:56.000  
on certain articles of the development

856  
00:45:55.700 --> 00:45:58.200  
consent order. We do have some

857  
00:45:58.200 --> 00:46:01.900  
others to add to that list, which I'll mentioned briefly but  
running

858  
00:46:01.900 --> 00:46:05.300  
through those bullet points. First of all, and first

859  
00:46:04.300 --> 00:46:09.000



we don't have any particular issues

860

00:46:07.400 --> 00:46:10.900  
on the associated development

861

00:46:10.900 --> 00:46:14.200  
debate. So that's

862

00:46:13.200 --> 00:46:16.000  
not a matter that you'll be

863

00:46:16.200 --> 00:46:19.800  
hearing directly from Arts. Secondly. We

864

00:46:19.800 --> 00:46:22.900  
don't take any particular position on

865

00:46:22.900 --> 00:46:26.900  
the capacity issue. So

866

00:46:26.900 --> 00:46:30.100  
again, you won't be hearing from us on

867

00:46:29.100 --> 00:46:32.800  
that in relation to the

868

00:46:32.800 --> 00:46:34.700  
definitions. This is in article.

869

00:46:34.800 --> 00:46:38.200  
You want we do have issues about

870

00:46:37.200 --> 00:46:41.800  
the definition of Permitting preliminary

871

00:46:40.800 --> 00:46:42.600  
works?

872

00:46:43.300 --> 00:46:46.600  
Because of its knock on consequence in terms

873

00:46:46.600 --> 00:46:49.900

of the way it fits in with the definition of what amounts

874

00:46:49.900 --> 00:46:50.800

to commence?

875

00:46:51.600 --> 00:46:54.600

And then because of the knock on consequence of

876

00:46:54.600 --> 00:46:57.400

how commence feeds into

877

00:46:57.400 --> 00:47:00.500

the various requirements some of

878

00:47:00.500 --> 00:47:04.700

which are only triggered once there is a commencement and

879

00:47:03.700 --> 00:47:07.200

we do think that is a an area

880

00:47:06.200 --> 00:47:11.900

which requires considerable refinement.

881

00:47:12.800 --> 00:47:15.700

So that the the definition

882

00:47:15.700 --> 00:47:18.900

of the permitted preliminary works

883

00:47:18.900 --> 00:47:20.400

is tightened.

884

00:47:21.200 --> 00:47:25.000

In order to ensure that the the requirements

885

00:47:24.300 --> 00:47:28.600

which are triggered by commencement which relate

886

00:47:27.600 --> 00:47:30.500

to various details which have

887

00:47:30.500 --> 00:47:35.100

to be approved before there can be commencement actually

888

00:47:33.100 --> 00:47:37.100

bytes on some

889

00:47:36.100 --> 00:47:39.200

of the things which are presently in the

890

00:47:39.200 --> 00:47:42.700

field of emitted preliminary works and

891

00:47:42.700 --> 00:47:44.000

would sit outside of that.

892

00:47:44.900 --> 00:47:48.500

of those relate to intrusive archaeological

893

00:47:47.500 --> 00:47:51.300

surveys demolition buildings

894

00:47:50.300 --> 00:47:52.200

the

895

00:47:54.400 --> 00:47:58.200

diverting and laying of services and potentially

896

00:47:57.200 --> 00:47:59.900

cite clearance works.

897

00:48:01.500 --> 00:48:04.900

We have had dialogue with the applicant and we think that rather

898

00:48:04.900 --> 00:48:07.100

than getting too bogged down in the

899

00:48:07.100 --> 00:48:08.800

detail of that this morning.

900

00:48:09.700 --> 00:48:12.400

We understand that there is likely to be some movement

901

00:48:12.400 --> 00:48:15.700

by the applicant to provide more Precision,

902

00:48:15.700 --> 00:48:19.800

which obviously will welcome. Oh, obviously,

903

00:48:18.800 --> 00:48:21.000

we we can't comment on the

904

00:48:21.400 --> 00:48:24.600

detail of that until we've seen the revisions which presumably

905

00:48:24.600 --> 00:48:27.300

will emerge it deadline to and we can comment

906

00:48:27.300 --> 00:48:29.500

on those accordingly.

907

00:48:31.100 --> 00:48:34.600

So there are issues in relation.

908

00:48:34.600 --> 00:48:38.600

I say to that that definition of permitted preliminary

909

00:48:37.600 --> 00:48:39.400

words.

910

00:48:40.900 --> 00:48:42.500

and in relation to

911

00:48:44.700 --> 00:48:47.200

whirlington Quarry and

912

00:48:47.200 --> 00:48:49.000

art six three

913

00:48:50.900 --> 00:48:53.400

we don't have as it were an in

914

00:48:53.400 --> 00:48:56.400

principle issue with what the dco is

915

00:48:56.400 --> 00:48:57.100

trying to do.

916

00:48:58.500 --> 00:49:01.600

That is to say to avoid overlap or duplication or

917

00:49:01.600 --> 00:49:04.800

inconsistency between an existing planning

918

00:49:04.800 --> 00:49:08.100

permission, which obviously you'll appreciate the County Council

919

00:49:07.100 --> 00:49:11.400

is the minerals planning Authority in relation

920

00:49:10.400 --> 00:49:13.900

to that. We don't

921

00:49:13.900 --> 00:49:16.500

have a problem with the applicant wanting to ensure

922

00:49:16.500 --> 00:49:20.700

that there isn't as it were overlap or inconsistency, but

923

00:49:19.700 --> 00:49:22.500

we do have what is probably a

924

00:49:22.500 --> 00:49:25.900

fairly narrow Point has to the the

925

00:49:25.900 --> 00:49:28.900

way that the explanatory memorandum

926

00:49:28.900 --> 00:49:32.300

explains what is

927

00:49:31.300 --> 00:49:34.100

being dealt with

928

00:49:34.100 --> 00:49:37.300

by way of planning permission and it's a

929

00:49:37.300 --> 00:49:40.700

fairly narrow Point as to whether a planning permission can be

930

00:49:40.700 --> 00:49:44.100

regarded properly as an instrument made

931

00:49:43.100 --> 00:49:45.200

under an act.

932

00:49:45.800 --> 00:49:48.300

We don't think it can but we think that

933

00:49:48.300 --> 00:49:51.500

that's still something that can be dealt with within the powers

934

00:49:51.500 --> 00:49:54.700

which are set out in section

935

00:49:54.700 --> 00:49:57.200

120. We just don't think that

936

00:49:57.200 --> 00:50:00.500

the particular provision that they've referred to in the ex Bank

937

00:50:00.500 --> 00:50:03.200

memorandum is the right one again. That's that's a

938

00:50:03.200 --> 00:50:06.200

matter of details. So I would hope we can we obviously will

939

00:50:06.200 --> 00:50:09.200

provide the detail in our written comments, but it doesn't seem to me that

940

00:50:09.200 --> 00:50:12.300

you probably want to hear too much about that this morning

941

00:50:12.300 --> 00:50:15.900

so far as article 18

942

00:50:15.900 --> 00:50:18.800

is concerned on compulsory

943

00:50:18.800 --> 00:50:22.200

acquisition Powers. We don't have any particular issues likewise

944

00:50:21.200 --> 00:50:26.300

article 43 in terms of compensation guarantees.

945

00:50:24.300 --> 00:50:27.300

We do

946

00:50:27.300 --> 00:50:30.300

have significant issues in relation to

947

00:50:30.300 --> 00:50:33.400

the traffic regulation measures, which I'm sure you've picked up

948

00:50:33.400 --> 00:50:37.700

from the local impact report essentially.

949

00:50:38.700 --> 00:50:42.000

What where we see there is a need for change

950

00:50:41.900 --> 00:50:44.300

is we see that there is

951

00:50:44.300 --> 00:50:47.700

a need for the traffic Authority which is the County Council

952

00:50:47.700 --> 00:50:50.900

for its consent to

953

00:50:50.900 --> 00:50:54.300

be required under article 44

954

00:50:53.300 --> 00:50:56.400  
won which are

955

00:50:56.400 --> 00:51:00.300  
the measures in schedule 14 and also article

956

00:50:59.300 --> 00:51:02.400  
442 which are

957

00:51:02.400 --> 00:51:06.300  
the traffic signal measures in the

958

00:51:05.300 --> 00:51:08.600  
locations in schedule 40 and

959

00:51:08.600 --> 00:51:10.400  
essentially.

960

00:51:11.200 --> 00:51:14.400  
We see there is being both a consent and a

961

00:51:14.400 --> 00:51:17.100  
consultation deficit if I can put it that way

962

00:51:17.100 --> 00:51:20.700  
in the way that the order presently Works,

963

00:51:20.700 --> 00:51:23.900  
which is yes.

964

00:51:23.900 --> 00:51:26.100  
It's right that schedule 14 sets out

965

00:51:26.100 --> 00:51:29.200  
locations where certain measures would be

966

00:51:29.200 --> 00:51:30.500  
introduced.

967



00:51:32.200 --> 00:51:35.600

But the powers that are sought are still

968

00:51:35.600 --> 00:51:36.400

very sweeping.

969

00:51:37.300 --> 00:51:40.900

And although some of them are expressed as being temporary

970

00:51:40.900 --> 00:51:43.300

Powers. There isn't a definition

971

00:51:43.300 --> 00:51:46.500

of what that means and whether

972

00:51:46.500 --> 00:51:46.900

that means

973

00:51:48.600 --> 00:51:52.800

Measures being introduced to the highway Network for matters of days of

974

00:51:51.800 --> 00:51:54.500

matters of weeks or for matters

975

00:51:54.500 --> 00:51:57.900

of months and obviously they length of

976

00:51:57.900 --> 00:52:00.000

the interference could be very important.

977

00:52:01.200 --> 00:52:04.700

And we also think that although it's it's a in

978

00:52:04.700 --> 00:52:07.300

the sense of fair point to say schedule 14

979

00:52:07.300 --> 00:52:11.200

is in the public domain. So Highway users in theory

980

00:52:10.200 --> 00:52:13.700

would be aware of those matters and

981

00:52:13.700 --> 00:52:16.200

could participate in this examination.

982

00:52:17.200 --> 00:52:21.300

Common sense and practical reality suggests that Highway

983

00:52:20.300 --> 00:52:23.500

users are not likely to

984

00:52:23.500 --> 00:52:27.100

be aware of the terms of Articles 441 and

985

00:52:26.100 --> 00:52:30.000

442 and schedule 14. So

986

00:52:29.300 --> 00:52:32.800

as to be participating in this examination at

987

00:52:32.800 --> 00:52:35.300

this stage, so we think that there's a as

988

00:52:35.300 --> 00:52:38.600

we're a consultation deficit and and

989

00:52:38.600 --> 00:52:41.800

the way that these parts of article 44 were

990

00:52:41.800 --> 00:52:42.100

work.

991

00:52:42.700 --> 00:52:45.100

Is that for those measures?

992

00:52:45.900 --> 00:52:48.300

Whilst advanced notice has

993

00:52:48.300 --> 00:52:51.100

to be given to the traffic Authority and to the police.

994

00:52:52.400 --> 00:52:54.400

of a particular measure being introduced

995

00:52:55.600 --> 00:52:58.300

there is no requirement for consent from the traffic

996

00:52:58.300 --> 00:53:00.500

Authority and the public.

997

00:53:01.400 --> 00:53:04.400

Get no more than seven days notice, but no

998

00:53:04.400 --> 00:53:08.100

opportunity to make representations about matters

999

00:53:07.100 --> 00:53:10.300

and their seven days notice. There's only triggered

1000

00:53:10.300 --> 00:53:12.400

if they happen to see a local newspaper.

1001

00:53:13.600 --> 00:53:16.700

And our preference would be for consent to

1002

00:53:16.700 --> 00:53:19.300

be required prior to any measures

1003

00:53:19.300 --> 00:53:20.100

taking effect.

1004

00:53:21.200 --> 00:53:25.500

And that prior to such content that the applicant has

1005

00:53:24.500 --> 00:53:27.700

to notify Highway users

1006

00:53:27.700 --> 00:53:30.400

and provide them with an opportunity for

1007

00:53:30.400 --> 00:53:30.900

common.

1008

00:53:32.100 --> 00:53:35.900

And effectively then can provide a consultation report to us with their

1009

00:53:35.900 --> 00:53:38.300

application for consent so we can make

1010

00:53:38.300 --> 00:53:41.200

an informed decision as we

1011

00:53:41.200 --> 00:53:44.400

would do if it was traffic regulation order if people

1012

00:53:44.400 --> 00:53:48.300

were making representations about those matters.

1013

00:53:49.700 --> 00:53:52.800

And in terms of precedent, we do

1014

00:53:52.800 --> 00:53:55.700

know that the the expansion of

1015

00:53:55.700 --> 00:53:58.800

Miranda has referred to an example at

1016

00:53:58.800 --> 00:54:01.200

Great Yarmouth the Third River Crossing dco.

1017

00:54:02.300 --> 00:54:05.700

As an example where consent of the traffic Authority was

1018

00:54:05.700 --> 00:54:06.500

not required.

1019

00:54:07.500 --> 00:54:11.000

For the key difference in relation to that proposal leaving

1020

00:54:10.500 --> 00:54:13.100

aside. It's Geographic scope.

1021

00:54:13.900 --> 00:54:16.700

Is that the promoter of that project was Norfolk

1022

00:54:16.700 --> 00:54:19.900

County Council which was itself the traffic Authority and

1023

00:54:19.900 --> 00:54:22.300

the highway Authority for all the roads in question.

1024

00:54:23.100 --> 00:54:26.100

So, you know the need to as it were to seek consent from

1025

00:54:26.100 --> 00:54:29.700

itself was perhaps rather less than in this case where obviously

1026

00:54:29.700 --> 00:54:32.400

the Undertaker is completely extraneous to the

1027

00:54:32.400 --> 00:54:34.600

traffic Authority and the highway Authority.

1028

00:54:35.500 --> 00:54:39.100

And so we'll cover the detail in our post-submission note,

1029

00:54:38.100 --> 00:54:41.300

but we would also refer to

1030

00:54:41.300 --> 00:54:44.300

the size. Well, cdco where we as the

1031

00:54:44.300 --> 00:54:47.800

County Council raised a similar issue in

1032

00:54:47.800 --> 00:54:50.300

relation to the introduction of speed limits on

1033

00:54:50.300 --> 00:54:54.500

local roads in that proposal and

1034

00:54:53.500 --> 00:54:56.500

there the applicant in that case took a

1035

00:54:56.500 --> 00:55:00.600

similar approach of not wanting to require the traffic

1036

00:55:00.600 --> 00:55:03.400

Authority consent, the examining Authority

1037

00:55:03.400 --> 00:55:06.500

considered that we are consent was required and

1038

00:55:06.500 --> 00:55:09.300

the May dco has made by the secretary

1039

00:55:09.300 --> 00:55:14.200

state does require that consent. So that's issue

1040

00:55:12.200 --> 00:55:16.400

and then before leaving

1041

00:55:16.400 --> 00:55:18.900

item three and to flag up

1042

00:55:19.800 --> 00:55:22.500

Not on your list of bullet points, but

1043

00:55:22.500 --> 00:55:25.700

we have somewhat similar concerns in relation

1044

00:55:25.700 --> 00:55:29.500

to the way that article nine won Works

1045

00:55:28.500 --> 00:55:31.700

in terms of not requiring

1046

00:55:31.700 --> 00:55:34.700

the consent of the street Authority for various

1047

00:55:34.700 --> 00:55:38.200

interferences with the factory the

1048

00:55:38.200 --> 00:55:38.700  
highway Network.

1049

00:55:39.600 --> 00:55:42.500  
And we also have a concern in

1050

00:55:42.500 --> 00:55:44.000  
relation to article 11.

1051

00:55:45.500 --> 00:55:48.200  
In relation to the temporary stoppings up

1052

00:55:48.200 --> 00:55:51.400  
of Rights of way where a game there's

1053

00:55:51.400 --> 00:55:54.200  
no definition of temporary by in

1054

00:55:54.200 --> 00:55:57.600  
terms of its duration and there is no obligation on

1055

00:55:57.600 --> 00:56:00.400  
the applicant to provide alternative routes.

1056

00:56:00.900 --> 00:56:03.600  
To any diverted right away

1057

00:56:03.600 --> 00:56:06.300  
all being suggested by the applicant is that people will

1058

00:56:06.300 --> 00:56:09.900  
be told they can use other existing routes, but

1059

00:56:09.900 --> 00:56:12.500  
it's not being told that they can have an alternative route

1060

00:56:12.500 --> 00:56:13.500  
made available to them.

1061

00:56:14.300 --> 00:56:18.300

So those are in terms of the dco issues

1062

00:56:17.300 --> 00:56:20.500

on the Articles key things

1063

00:56:20.500 --> 00:56:23.900

for us. Obviously, I don't try to cover all

1064

00:56:23.900 --> 00:56:26.400

those more meaty topics in

1065

00:56:26.400 --> 00:56:29.700

the local impact report where we're actually seeking some

1066

00:56:29.700 --> 00:56:32.800

substantive changes to the nature of the proposals because

1067

00:56:32.800 --> 00:56:35.000

it seems to us that that's really outside of the

1068

00:56:35.600 --> 00:56:38.100

remit of today's here. I hope that's

1069

00:56:38.100 --> 00:56:41.600

helpful. Yes. That is just one very brief

1070

00:56:41.600 --> 00:56:44.400

question before I move on to other parties.

1071

00:56:44.400 --> 00:56:47.600

We note that the local impact report was

1072

00:56:47.600 --> 00:56:50.200

based on the application version of the

1073

00:56:50.200 --> 00:56:53.300

dco. Are there any

1074

00:56:53.300 --> 00:56:54.300

changes?



1075

00:56:55.600 --> 00:56:58.600

Between the application version and the version we're now

1076

00:56:58.600 --> 00:57:02.200

considering I'm thinking probably not but if you could sum

1077

00:57:01.200 --> 00:57:04.800

it up, please well, so we

1078

00:57:04.800 --> 00:57:08.100

had hoped I've appreciate it might not be as

1079

00:57:07.100 --> 00:57:10.200

clear as possible in all parts of

1080

00:57:10.200 --> 00:57:13.500

what is a very long local impact report. We

1081

00:57:13.500 --> 00:57:16.300

had hoped that the local impact report did

1082

00:57:16.300 --> 00:57:20.500

pick up on anything that arose out of the changes application.

1083

00:57:21.500 --> 00:57:25.400

And therefore that the dco which the

1084

00:57:24.400 --> 00:57:27.500

I was looking at the track changes

1085

00:57:27.500 --> 00:57:31.500

dco, which is as251. We

1086

00:57:31.500 --> 00:57:34.800

had hoped that we've picked up on that but perhaps

1087

00:57:34.800 --> 00:57:37.100

what we'll do so if it's a community to you is we'll check

1088

00:57:37.100 --> 00:57:40.600

back and and in our post submission note if there

1089

00:57:40.600 --> 00:57:43.300

are any further points that we need to draw to your attention. We will

1090

00:57:43.300 --> 00:57:46.600

do that in in that way. Thank you very much. That

1091

00:57:46.600 --> 00:57:50.200

would be very helpful. Thank you, Mr. Bedford very briefly

1092

00:57:49.200 --> 00:57:52.200

Council for the

1093

00:57:52.200 --> 00:57:55.400

other local authorities. This is anything you wish to add bearing

1094

00:57:55.400 --> 00:57:57.300

in mind. It's a joint local impact report.

1095

00:57:59.700 --> 00:58:03.000

So I know the way in which you put the question that that

1096

00:58:02.500 --> 00:58:05.600

the essence of the of the

1097

00:58:05.600 --> 00:58:09.100

potential difficulty which we face is the the

1098

00:58:08.100 --> 00:58:11.800

merits versus the without prejudice discussion

1099

00:58:11.800 --> 00:58:14.300

of the draft dco and really

1100

00:58:14.300 --> 00:58:17.600

that we're very much of one

1101

00:58:17.600 --> 00:58:21.000

mind with with Suffolk that the key

1102

00:58:20.800 --> 00:58:23.500

one of the key points for today will

1103

00:58:23.500 --> 00:58:27.300

be to look at the interaction between part three streets. So

1104

00:58:26.300 --> 00:58:30.300

could you just repeat your name? Sorry Richard kimblin.

1105

00:58:31.300 --> 00:58:34.500

representing representing both Cambridgeshire

1106

00:58:35.500 --> 00:58:39.400

County Council and East Cambridgeshire District

1107

00:58:39.400 --> 00:58:42.200

Council. Thanks very much. So I should have got you at

1108

00:58:42.200 --> 00:58:45.600

the beginning. No not no not at all. So it's it's

1109

00:58:45.600 --> 00:58:48.000

really about the interaction between two parts of the

1110

00:58:48.900 --> 00:58:52.000

dco parts three and six article 44

1111

00:58:51.200 --> 00:58:54.800

which Mr. Bedford's just referred to where the

1112

00:58:54.800 --> 00:58:58.500

the issue which arises there in respect of Highways is

1113

00:58:57.500 --> 00:59:01.700

really one of granting.

1114

00:59:03.700 --> 00:59:06.700

Powers which are really very Broad

1115

00:59:06.700 --> 00:59:09.400  
in nature and do not provide

1116

00:59:09.400 --> 00:59:13.300  
sufficiently for engagement with and

1117

00:59:12.300 --> 00:59:15.400  
in fact consenting by

1118

00:59:15.400 --> 00:59:18.600  
the highways authorities. So in those respects,

1119

00:59:18.600 --> 00:59:22.000  
we entirely agree with Mr. Bedford

1120

00:59:21.300 --> 00:59:24.000  
that that there is a real need to engage

1121

00:59:24.200 --> 00:59:27.100  
with the dco to make sure that there are proper opportunities.

1122

00:59:28.100 --> 00:59:32.200  
And particularly under Parts 3 and under article 44

1123

00:59:31.200 --> 00:59:34.700  
to have opportunities

1124

00:59:34.700 --> 00:59:37.500  
to firstly obtain more

1125

00:59:37.500 --> 00:59:40.700  
detail. One of the points in the LA lir is

1126

00:59:40.700 --> 00:59:41.800  
as to detail.

1127

00:59:43.300 --> 00:59:45.100  
and secondly after control

1128

00:59:45.700 --> 00:59:48.400

So you asked me to be brief in that regard

1129

00:59:48.400 --> 00:59:51.800

that that's really the theme and we'll have

1130

00:59:51.800 --> 00:59:54.500

quite a lot to say on the Articles which

1131

00:59:54.500 --> 00:59:58.300

come out of a part three along and

1132

00:59:57.300 --> 00:59:59.600

they're very much along the same theme.

1133

01:00:01.400 --> 01:00:05.600

Thank you very much. That's that's very helpful to us if I

1134

01:00:05.600 --> 01:00:06.100

could.

1135

01:00:07.300 --> 01:00:10.100

Having done that I thought it was useful early on just to Fresh Out

1136

01:00:10.100 --> 01:00:11.400

the main issues.

1137

01:00:14.400 --> 01:00:15.800

So what I'd like to do.

1138

01:00:17.600 --> 01:00:19.600

Is to ask the applicant.

1139

01:00:21.300 --> 01:00:24.200

To give us sorry. Sorry to interrupts that I'm

1140

01:00:24.200 --> 01:00:27.400

Richie Barrack for oh apologize yes to do,

1141

01:00:27.400 --> 01:00:31.100

please continue. So if I can just come in there and we Echo

1142

01:00:30.100 --> 01:00:33.400

the concerns that have already been expressed by Mr. Bedford and

1143

01:00:33.400 --> 01:00:37.500

Mr. Kimblin just to flag up for the applicants

1144

01:00:36.500 --> 01:00:39.200

benefit in addition to

1145

01:00:39.200 --> 01:00:42.500

the points already raised. We will be making some comments

1146

01:00:42.500 --> 01:00:45.800

in particular on definition of main

1147

01:00:45.800 --> 01:00:48.400

maintain and the Article 5

1148

01:00:48.400 --> 01:00:52.500

and power Jimmy Dean. We also

1149

01:00:52.500 --> 01:00:55.500

have a small point of Reason in terms of Articles six

1150

01:00:55.500 --> 01:00:58.400

because there is another extant planning permission, which is

1151

01:00:58.400 --> 01:01:01.100

the bee farm anaerobic digestion blonde, which

1152

01:01:01.100 --> 01:01:03.400

we flagged in our local impact report and

1153

01:01:05.300 --> 01:01:08.500

So the that we have some comments on

1154

01:01:08.500 --> 01:01:11.300

articles 36 and 37 which is removal of

1155

01:01:11.300 --> 01:01:14.800

trees and hedgerows including projected trees.

1156

01:01:14.800 --> 01:01:17.300

And so just a flag that at

1157

01:01:17.300 --> 01:01:20.700

this stage say that the applicants are worse our main concerns.  
Yep. Thank

1158

01:01:20.700 --> 01:01:22.700

you very much indeed. So

1159

01:01:24.500 --> 01:01:27.300

what I'll do now is all as I say ask

1160

01:01:27.300 --> 01:01:30.400

the applicant to give us a very brief overview of each part

1161

01:01:30.400 --> 01:01:32.400

of the most recent draft of the dco.

1162

01:01:33.200 --> 01:01:36.300

And if you're able to Hoover up

1163

01:01:36.300 --> 01:01:39.500

any of the comments that you've just heard in that as

1164

01:01:39.500 --> 01:01:40.200

part of that process.

1165

01:01:41.300 --> 01:01:44.100

Then that will help I think.

1166

01:01:45.300 --> 01:01:49.000

And when we've heard the applicant, we will then hear other  
interested

1167

01:01:48.400 --> 01:01:51.700

parties who registered to speak and then

1168

01:01:51.700 --> 01:01:52.400

we'll hear.

1169

01:01:54.500 --> 01:01:57.300

The applicant if necessary in order

1170

01:01:57.300 --> 01:02:00.600

to respond. So if I could go to the applicant, please thank

1171

01:02:00.600 --> 01:02:03.300

you. Thank you, sir. And Richard Turney for

1172

01:02:03.300 --> 01:02:06.400

the applicant. I'm going to ask Mr. Griffiths to take you

1173

01:02:06.400 --> 01:02:09.200

through the order as anticipated in the

1174

01:02:09.200 --> 01:02:12.400

agenda. Can I just very briefly say

1175

01:02:12.400 --> 01:02:16.300

the outset that we've

1176

01:02:15.300 --> 01:02:18.700

noted what's been said by the local authorities?

1177

01:02:18.700 --> 01:02:21.300

Of course, we picked it up from their local impact report and

1178

01:02:21.300 --> 01:02:26.400

from our discussions outside of the room just briefly

1179

01:02:25.400 --> 01:02:30.500

as a high level response. We

1180

01:02:28.500 --> 01:02:31.200

note the point

1181

01:02:31.200 --> 01:02:35.100

that's been made about the definition of



1182

01:02:34.100 --> 01:02:38.700  
preliminary works. And we're

1183

01:02:37.700 --> 01:02:40.700  
looking at that definition to try

1184

01:02:40.700 --> 01:02:46.100  
and pick up at least some of the concerns that have been raised on

1185

01:02:44.100 --> 01:02:47.800  
the issue about Wellington quora

1186

01:02:47.800 --> 01:02:50.600  
I think will come back to you on that

1187

01:02:50.600 --> 01:02:53.100  
during the course of day or later if that assists.

1188

01:02:54.200 --> 01:02:57.500  
On traffic measures the general concern expressed about

1189

01:02:57.500 --> 01:03:00.800  
part three is one which we are going

1190

01:03:00.800 --> 01:03:04.100  
to take some issue with because those

1191

01:03:03.100 --> 01:03:07.100  
are essentially model provisions and

1192

01:03:06.100 --> 01:03:09.600  
the high level response

1193

01:03:09.600 --> 01:03:12.500  
is that we think that the approach that we've set

1194

01:03:12.500 --> 01:03:15.700  
out there is consistent with

1195

01:03:15.700 --> 01:03:18.600

the way to precedent and appropriate.

1196

01:03:19.700 --> 01:03:22.200

I think it's important to have in mind the distinction between

1197

01:03:23.500 --> 01:03:26.200

those specific proposals which are detailed in

1198

01:03:26.200 --> 01:03:29.700

the application broadly speaking article 91

1199

01:03:29.700 --> 01:03:33.000

and those other powers that

1200

01:03:32.400 --> 01:03:35.500

may be exercised broadly speaking

1201

01:03:35.500 --> 01:03:38.800

article 92 the former. We're

1202

01:03:38.800 --> 01:03:41.800

looking at in the examination. The latter is

1203

01:03:41.800 --> 01:03:44.300

a power which may be exercised with

1204

01:03:44.300 --> 01:03:47.700

both consultation and approval of

1205

01:03:47.700 --> 01:03:48.800

the highway authorities.

1206

01:03:49.600 --> 01:03:52.000

and in terms

1207

01:03:52.500 --> 01:03:54.000

of article 44 we're happy to

1208

01:03:54.900 --> 01:03:57.200

come back on the detail. I think again

1209

01:03:57.200 --> 01:04:00.600

that the high level point is that a traffic

1210

01:04:00.600 --> 01:04:03.700

regulation measure is not a trio. It's

1211

01:04:03.700 --> 01:04:06.500

coming in the context of this order and these specific.

1212

01:04:07.400 --> 01:04:12.200

Proposals and we would ask you to have that in mind as

1213

01:04:10.200 --> 01:04:13.600

to the other points that arised

1214

01:04:13.600 --> 01:04:16.800

I think we'll pick them up as we as we go along and note Miss

1215

01:04:16.800 --> 01:04:19.500

pereg says for example, the concerns about

1216

01:04:19.500 --> 01:04:22.400

maintain we can address you on

1217

01:04:22.400 --> 01:04:26.100

that in due course the Bay Farm ad

1218

01:04:25.100 --> 01:04:28.300

plant and whether specific provision needs

1219

01:04:28.300 --> 01:04:32.500

to be made for that. Again, we can address you on that and the specific comments that

1220

01:04:31.500 --> 01:04:34.900

she foreshadows about removal of

1221

01:04:34.900 --> 01:04:37.100

trees and head Trails again a matter that we can

1222

01:04:37.100 --> 01:04:40.500

debate. So I think with that sort of high level response,

1223

01:04:40.500 --> 01:04:43.400

I'll hand over to Mr. Griffiths. He'll provide

1224

01:04:43.400 --> 01:04:46.500

you with an overview of each of the provisions and if you

1225

01:04:46.500 --> 01:04:50.300

want to go fast or slower through that please say because

1226

01:04:49.300 --> 01:04:51.400

there's quite a lot of provisions

1227

01:04:52.200 --> 01:04:55.800

But yes it if we can if we can touch on to start

1228

01:04:55.800 --> 01:04:58.500

with the main points that affects the drafting of

1229

01:04:58.500 --> 01:05:01.200

the order as opposed to things that are more

1230

01:05:01.200 --> 01:05:04.500

better heard in issue specific hearing. Yes. Thank

1231

01:05:04.500 --> 01:05:07.700

you. Yes, sir. I would I will

1232

01:05:07.100 --> 01:05:10.900

um as so request in the agenda provider

1233

01:05:10.900 --> 01:05:13.200

and for the benefit of Interest parties go

1234

01:05:13.200 --> 01:05:16.300

through the how the order is structured. So everyone knows how it is

1235

01:05:16.300 --> 01:05:19.700

put together stitched together as your gender

1236

01:05:19.700 --> 01:05:22.200

requested. Thank you. If you just leave your name, please

1237

01:05:22.200 --> 01:05:25.100

sorry Richard Griffis half the applicant. Thank you.

1238

01:05:26.200 --> 01:05:29.300

So the first point to make is the order has been drafted having regard to

1239

01:05:29.300 --> 01:05:32.900

the pins guidance best practice and Preston

1240

01:05:32.900 --> 01:05:35.300

established under other recently made

1241

01:05:35.300 --> 01:05:38.500

orders in particular to the two Solar Development Center

1242

01:05:38.500 --> 01:05:41.700

orders and recently made energy development consent

1243

01:05:41.700 --> 01:05:42.000

orders.

1244

01:05:42.700 --> 01:05:45.500

As you've briefly heard the order is

1245

01:05:45.500 --> 01:05:49.500

comprised of six parts and 14

1246

01:05:48.500 --> 01:05:49.900

schedules.

1247

01:05:52.100 --> 01:05:55.800

In terms of the parts part one

1248

01:05:55.800 --> 01:05:58.700

of the order contains the preliminary

1249

01:05:58.700 --> 01:06:02.400

powers to Article 1 sets out what how

1250

01:06:02.400 --> 01:06:05.400

the order may be cited in this case the Sonica energy farm order.

1251

01:06:06.300 --> 01:06:09.700

And when it will come into force and then Article 2 which

1252

01:06:09.700 --> 01:06:12.900

you've heard some discussion on today sets out the various

1253

01:06:12.900 --> 01:06:15.100

definitions that apply throughout the terms of

1254

01:06:15.100 --> 01:06:18.200

the order and in that is a couple of

1255

01:06:18.200 --> 01:06:21.700

definitions. We've heard of permitted polymer Works, which will no doubt

1256

01:06:21.700 --> 01:06:24.200

come on too shortly and definition of maintain.

1257

01:06:25.800 --> 01:06:28.400

Part two then contains the principal powers of the

1258

01:06:28.400 --> 01:06:31.700

order which includes it articles three to

1259

01:06:31.700 --> 01:06:34.200

five which provides that development consent is

1260

01:06:34.200 --> 01:06:37.200

granted for the scheme and allows it to be constructed operated and

1261

01:06:37.200 --> 01:06:40.500

maintained and article 6 and 7 relate to

1262

01:06:40.500 --> 01:06:44.400

the application and modification of legislation and

1263

01:06:43.400 --> 01:06:46.400

provides defense to proceedings in respect

1264

01:06:46.400 --> 01:06:49.200

or pistachian nuisance, which we've limited to just

1265

01:06:49.200 --> 01:06:49.600

noise.

1266

01:06:51.300 --> 01:06:54.300

And in that part is the definition is the power to maintain

1267

01:06:54.300 --> 01:06:57.000

which where Suffolk Council obviously would like to

1268

01:06:57.100 --> 01:06:57.500

come back to you.

1269

01:06:58.300 --> 01:07:01.700

Part, three are the various streets Powers at articles 8

1270

01:07:01.700 --> 01:07:04.600

to 13 and these provide the Undertaker

1271

01:07:04.600 --> 01:07:07.600

with the suite of powers in relation to the streets, which are on

1272

01:07:07.600 --> 01:07:10.300

the whole all model provisions and the power

1273

01:07:10.300 --> 01:07:13.500

is included ability for the Undertaker to carry out Works

1274

01:07:13.500 --> 01:07:16.100

to place and maintain apparatus within the

1275

01:07:16.100 --> 01:07:18.600

streets in this case particularly the electrical cable.

1276

01:07:19.500 --> 01:07:22.500

Both carry out Works temporary temporarily and

1277

01:07:22.500 --> 01:07:25.200

permanently to construct means of access and it's

1278

01:07:25.200 --> 01:07:28.800

important to note that in these streets of Paris has also the detailed

1279

01:07:28.800 --> 01:07:31.900

design requirements requirement six that requires accesses

1280

01:07:31.900 --> 01:07:34.200

to be detailed of those accesses to

1281

01:07:34.200 --> 01:07:37.300

be approved by the relevant planning authorities. So when we consider

1282

01:07:37.300 --> 01:07:40.900

part three, we should also consider the requirement as well that provides

1283

01:07:40.900 --> 01:07:41.400

extra control.

1284

01:07:42.800 --> 01:07:45.300

The part also sets out the process by which the

1285

01:07:45.300 --> 01:07:48.800

streets are to be maintained to the

1286

01:07:48.800 --> 01:07:51.300

reasonable satisfaction of the hardware Authority or

1287

01:07:51.300 --> 01:07:54.500

Street Authority and the power is

1288



01:07:54.500 --> 01:07:58.400  
part is also provides that the

1289  
01:07:57.400 --> 01:08:01.300  
applicant can conform new and

1290  
01:08:00.300 --> 01:08:04.500  
amend existing accesses again

1291  
01:08:04.500 --> 01:08:05.800  
that links into requirement six.

1292  
01:08:06.700 --> 01:08:09.800  
The part the art part so I also includes the temporary

1293  
01:08:09.800 --> 01:08:13.900  
stopping up a public rights way. There are no permanent stopping

1294  
01:08:12.900 --> 01:08:15.300  
up public rights away. That's

1295  
01:08:15.300 --> 01:08:18.300  
I think one of your first written questions, so to

1296  
01:08:18.300 --> 01:08:21.400  
be clear there are no permanent stopping up of public rights

1297  
01:08:21.400 --> 01:08:25.500  
way and asset out in the outline construction

1298  
01:08:25.500 --> 01:08:30.500  
traffic management plan the likely average

1299  
01:08:29.500 --> 01:08:32.500  
time period for the public right

1300  
01:08:32.500 --> 01:08:35.600  
away to be temporarily stocked up is three weeks and

1301  
01:08:35.600 --> 01:08:38.700  
that is one of the reasons why there are no diversions propose

1302

01:08:38.700 --> 01:08:41.500

because we do not see it proportionate when this be a rolling program

1303

01:08:41.500 --> 01:08:44.200

of temporary temporary closure of the public

1304

01:08:44.200 --> 01:08:47.800

right of way as the cable is installed through the

1305

01:08:47.800 --> 01:08:48.100

route.

1306

01:08:49.300 --> 01:08:53.400

Part 4 then contains supplementary Powers articles

1307

01:08:52.400 --> 01:08:55.300

14 to 17 set out

1308

01:08:55.300 --> 01:08:58.900

for which relating to the discharge of water the removal

1309

01:08:58.900 --> 01:09:01.800

of human remains remains protective Works

1310

01:09:01.800 --> 01:09:04.500

to buildings and the authority to

1311

01:09:04.500 --> 01:09:06.700

survey and investigate land.

1312

01:09:08.800 --> 01:09:11.700

Part 5 then contains the powers of

1313

01:09:11.700 --> 01:09:12.600

compulsory acquisition.

1314

01:09:13.700 --> 01:09:16.300

Articles 18 to 31 provides the

1315

01:09:16.300 --> 01:09:20.300

Undertaker with the ability to compulsory acquire order land

1316

01:09:20.300 --> 01:09:23.500

and rights over and within it and also to be temperate

1317

01:09:23.500 --> 01:09:26.700

to temporarily use parts of the order land for the construction or

1318

01:09:26.700 --> 01:09:29.100

maintenance of the scheme Article 19,

1319

01:09:29.100 --> 01:09:33.200

then sets out the time limit for the exercise of those powers and

1320

01:09:32.200 --> 01:09:35.400

article 21 provides the Undertaker to

1321

01:09:35.400 --> 01:09:38.400

suspend or extinguish certain private rights.

1322

01:09:39.100 --> 01:09:42.400

27 and 28 then provide the temporary use

1323

01:09:42.400 --> 01:09:46.000

of land for construction and maintaining the scheme and article

1324

01:09:45.600 --> 01:09:48.200

29 provides the powers in relation

1325

01:09:48.200 --> 01:09:51.100

to land and apparatus of star Street

1326

01:09:51.100 --> 01:09:51.800

Undertakers.

1327

01:09:52.800 --> 01:09:55.100

And the final part of the order relates to

1328

01:09:55.100 --> 01:09:58.600

Part 6 which contains various miscellaneous and general Powers

1329

01:09:58.600 --> 01:10:01.400

article 32 sets out the benefits of

1330

01:10:01.400 --> 01:10:04.200

the order. So the Undertaker has the benefit of the order

1331

01:10:04.200 --> 01:10:07.500

and National Grid has the benefits of the works at

1332

01:10:07.500 --> 01:10:08.500

Burwell substation.

1333

01:10:09.300 --> 01:10:12.400

Articles 34 and 35 provide respectively

1334

01:10:12.400 --> 01:10:15.300

for how landlord and tenant law applies that they

1335

01:10:15.300 --> 01:10:17.200

order land would then be operational land.

1336

01:10:17.900 --> 01:10:20.800

Articles 36 and 37 as we've

1337

01:10:20.800 --> 01:10:23.000

already heard provide for various Works to

1338

01:10:23.000 --> 01:10:23.700

trees.

1339

01:10:25.100 --> 01:10:28.300

And then 38 to 45 include Provisions relating to

1340

01:10:28.300 --> 01:10:32.000

the certification of plants and documents arbitration protection

1341

01:10:31.300 --> 01:10:34.300

for statue Undertakers services for

1342  
01:10:34.300 --> 01:10:38.500  
notices and Provisions relating to traffic management guarantees

1343  
01:10:37.500 --> 01:10:40.700  
in respect to the payment of compensation and

1344  
01:10:40.700 --> 01:10:41.800  
the protection of the crown.

1345  
01:10:43.500 --> 01:10:46.300  
They were then 14 schedule to the order which link all into

1346  
01:10:46.300 --> 01:10:49.600  
those previous articles. So schedule

1347  
01:10:49.600 --> 01:10:52.900  
1 describes the scheme, which is called the authorized development

1348  
01:10:52.900 --> 01:10:55.700  
in the order. So when we refer to the authorized development,

1349  
01:10:56.500 --> 01:10:58.600  
we mean the scheme in the application.

1350  
01:10:59.700 --> 01:11:02.200  
Schedule 2 identifies all the requirements to

1351  
01:11:02.200 --> 01:11:05.600  
how the scheme is to be constructed control during operation.

1352  
01:11:06.500 --> 01:11:09.200  
And how it would be commissioned. These are as you said

1353  
01:11:09.200 --> 01:11:11.500  
akin to planning conditions.

1354  
01:11:12.900 --> 01:11:15.200  
We then have schedule 3, which is legislation to

1355  
01:11:15.200 --> 01:11:18.700

be disappplied scheduled four to seven all relate

1356

01:11:18.700 --> 01:11:21.400

to the streets Powers. They identify the streets

1357

01:11:21.400 --> 01:11:24.400

alterations to accesses and public rights way.

1358

01:11:25.100 --> 01:11:28.200

Such an eight details the land over which only

1359

01:11:28.200 --> 01:11:30.000

knew rights are to be acquired.

1360

01:11:31.500 --> 01:11:34.300

Nine is amendments to compulsory acquisition legislation to

1361

01:11:34.300 --> 01:11:37.100

ensure compensation is payable where only rights are required.

1362

01:11:37.800 --> 01:11:40.000

Schedule 10 is the documents and plans to

1363

01:11:40.100 --> 01:11:43.300

be certified by the Secretary State schedule 11 of the arbitration

1364

01:11:43.300 --> 01:11:46.600

rules 12 are contain all the protection for

1365

01:11:46.600 --> 01:11:48.100

the statutory Undertakers.

1366

01:11:48.800 --> 01:11:51.300

13 sets out how the requirements

1367

01:11:51.300 --> 01:11:54.400

and other consent agreements in the order will be discharged.

1368

01:11:55.200 --> 01:11:58.300

And schedule 14 contains the street subject to the

1369

01:11:58.300 --> 01:12:00.400

traffic regulation measures.

1370

01:12:01.200 --> 01:12:04.400

So that's a very high level summary of how the order is stitched

1371

01:12:04.400 --> 01:12:07.100

together. So in terms

1372

01:12:07.100 --> 01:12:10.300

of ferrous amendments that we are posing to make which is second

1373

01:12:10.300 --> 01:12:12.900

part of your question on the overview.

1374

01:12:14.900 --> 01:12:17.300

We'll be responding to this obviously in the first written question.

Some

1375

01:12:17.300 --> 01:12:19.600

of the Amendments will be as a result of your first written questions.

1376

01:12:20.300 --> 01:12:23.100

But it's almost the key ones. We have referred to

1377

01:12:23.100 --> 01:12:27.100

permitted polymer works. So the applicant will be ensuring that

1378

01:12:26.100 --> 01:12:29.100

in our in requirement 13.

1379

01:12:30.200 --> 01:12:33.700

The intrusive archaeological surveys in the

1380

01:12:33.700 --> 01:12:36.800

definition of permitted preliminary works. We'll apply to requirement 13,

1381

01:12:36.800 --> 01:12:39.400

which is the archaeological requirement. So

1382

01:12:39.400 --> 01:12:40.600

we'll make that link.

1383

01:12:41.400 --> 01:12:44.300

Requirement 14 which is the construction of our mental

1384

01:12:44.300 --> 01:12:47.900

management plan requirements. We will ensure that the

1385

01:12:47.900 --> 01:12:50.200

above ground site preparation part of

1386

01:12:50.200 --> 01:12:53.400

pp permittee works and site clearance of

1387

01:12:53.400 --> 01:12:56.300

permittedly Works will be tied into requirement 14.

1388

01:12:56.300 --> 01:12:59.300

So those two parts of permittedly Works cannot take

1389

01:12:59.300 --> 01:13:02.700

place until requirement 14 is discharged.

1390

01:13:04.200 --> 01:13:08.600

Thank you, in terms of any other substantive amendments.

1391

01:13:07.600 --> 01:13:10.800

The other one

1392

01:13:10.800 --> 01:13:13.900

will be will come article. Sorry 17, which

1393

01:13:13.900 --> 01:13:17.000

is the authority to survey investigate the land where

1394

01:13:16.900 --> 01:13:19.200

we will make various amendments. I

1395



01:13:19.200 --> 01:13:22.400

think this arises primarily out of your first written questions

1396

01:13:22.400 --> 01:13:25.800

to link it into the ecological

1397

01:13:25.800 --> 01:13:29.700

and artological investigations that the

1398

01:13:29.700 --> 01:13:32.400

applicant will be carrying out so that Amendment will

1399

01:13:32.400 --> 01:13:36.000

be made and in article 18 18

1400

01:13:35.800 --> 01:13:38.400

1B will be deleted in the

1401

01:13:38.400 --> 01:13:41.300

next version of the order. Again, that's I think

1402

01:13:41.300 --> 01:13:43.700

question from examining Authority.

1403

01:13:44.600 --> 01:13:47.000

Those are probably there are

1404

01:13:47.200 --> 01:13:50.300

various other tweaks the order in terms of high-level amendments in the

1405

01:13:50.300 --> 01:13:53.600

first part of the order. Those are primarily the main

1406

01:13:53.600 --> 01:13:56.200

ones. So thank you very much. That's that's very helpful.

1407

01:13:58.300 --> 01:14:00.300

Just one I think about it.

1408

01:14:02.200 --> 01:14:03.200

Mr. Bedford

1409

01:14:04.500 --> 01:14:06.400

Just a quick question to you.

1410

01:14:08.900 --> 01:14:10.400

if you're intending to

1411

01:14:12.100 --> 01:14:15.900

Use or rely on the sizewell. Cdco. Could

1412

01:14:15.900 --> 01:14:18.200

you make sure that it's submitted into the

1413

01:14:18.200 --> 01:14:19.700

examination at some point?

1414

01:14:21.500 --> 01:14:24.300

Absolutely. So yes, so yes, we can

1415

01:14:24.300 --> 01:14:27.100

either submit the whole of that order or the relevant.

1416

01:14:29.600 --> 01:14:32.100

Provisions that cover the point that we want to make we're in

1417

01:14:32.100 --> 01:14:33.300

your hands as to which you prefer.

1418

01:14:34.100 --> 01:14:37.300

I think it would be helpful. If you would simply to

1419

01:14:37.300 --> 01:14:40.900

submit the part of it that you seek

1420

01:14:40.900 --> 01:14:42.500

to rely on as part of your submission.

1421

01:14:43.600 --> 01:14:46.500

A great we'll follow that with equally with

1422

01:14:46.500 --> 01:14:47.700

other dcos.

1423

01:14:48.400 --> 01:14:51.400

That we refer to if that's helpful to you to only give you

1424

01:14:51.400 --> 01:14:54.800

or any burden you with a particular Clauses that

1425

01:14:54.800 --> 01:14:57.600

we're relying on as precedents or indeed if

1426

01:14:57.600 --> 01:15:00.700

we're distinguishing those orders

1427

01:15:00.700 --> 01:15:03.300

from any president. Yeah that

1428

01:15:03.300 --> 01:15:06.500

thanks for special day did suggestion came

1429

01:15:06.500 --> 01:15:09.300

from me? I think that it may well

1430

01:15:09.300 --> 01:15:12.200

do just to provide extracts and we can ask for a full version

1431

01:15:12.200 --> 01:15:12.900

if necessary.

1432

01:15:14.300 --> 01:15:17.300

Thank you, right we've been

1433

01:15:17.300 --> 01:15:18.900

on the go for an hour and a quarter.

1434

01:15:21.300 --> 01:15:25.400

And I think we'll take a break and after

1435

01:15:24.400 --> 01:15:26.200

the break.

1436

01:15:27.300 --> 01:15:30.300

I will hear interested parties and then

1437

01:15:30.300 --> 01:15:33.400

give the applicant the opportunity to respond to any points

1438

01:15:33.400 --> 01:15:37.300

which are raised. Thank you very much Mr. Rigby. We're

1439

01:15:36.300 --> 01:15:39.400

we do have a couple of technical issues.

1440

01:15:39.400 --> 01:15:42.900

So we're breaking. Okay. Can you

1441

01:15:42.900 --> 01:15:45.400

hear me? We don't have a couple of technical issues.

1442

01:15:45.400 --> 01:15:49.500

So we're breaking a little bit earlier than I don't anticipated.  
There's

1443

01:15:48.500 --> 01:15:50.700

20 minutes. All right for everyone.

1444

01:15:51.700 --> 01:15:55.700

Okay, so we'll break now for 20 minutes until 11:35

1445

01:15:54.700 --> 01:15:57.900

or 11:40 by

1446

01:15:57.900 --> 01:15:59.700

the clock in the middle of the room. Thank you.