

Application by Drax Power Limited for an Order Granting Development Consent for the Drax Bioenergy with Carbon Capture and Storage Project

Action points from the hearings held during w/c 16 January 2023

Issue Specific Hearing 1 (ISH1)

Date: 18 January 2023

Venue: The Parsonage Hotel; and virtually via Microsoft Teams

Ref.	Party	Action	Deadline
ISH1-AP1	Applicant	Provide clarification of the calculation of negative emissions for the whole plant.	D1
ISH1-AP2	Applicant	Provide extract of IPCC guidance regarding the calculation of CO ₂ at point of combustion of biomass.	D1
ISH1-AP3	Applicant	Provide a statement addressing the biomass policy statement regarding including the eventual store in calculation of greenhouse gas (GHG) emissions.	D1
ISH1-AP4	Applicant	Provide relevant extract from IMA regarding the reporting of countries' GHG emissions.	D1
ISH1-AP5	Mr Boothman	Provide extracts from the reports referred to in oral representation regarding the calculation of GHG emissions.	D1
ISH1-AP6	Applicant	To consider whether it would be appropriate for a requirement preventing the commencement of development until an application had been made for the pipeline and/ or the environmental permit had been granted, similar to that on the Keadby 3 Development Consent Order (DCO). If not, to provide reasoned justification.	D2
ISH1-AP7	Applicant	Outline the Applicant's position setting out why it considers the Proposed Development should be considered under s104 of the Planning Act 2008 (PA2008) and the Applicant's position if the Examining Authority considers it should be considered under s105.	D1

Issue Specific Hearing 2 (ISH2)

Date: 19 January 2023

Venue: The Parsonage Hotel; and virtually via Microsoft Teams

Ref.	Party	Action	Deadline
ISH2-AP1	Selby District Council (SDC) & North Yorkshire County Council (NYCC)	SDC and NYCC to confirm whether they have any comments on the definition of commence in Article 2.	D1
ISH2-AP2	Applicant	Correct definition of 'Outline Lighting Strategy' to 'Draft Lighting Strategy' in Article 2 of the draft DCO (dDCO).	D2
ISH2-AP3	Applicant	Applicant to correct the definition of 'Surface Water Drainage Strategy Report'.	D2
ISH2-AP4	Applicant	Explanatory Memorandum to be updated to expand on the explanation of Article 6.	D2
ISH2-AP5	SDC & NYCC	Provide position on the timescales provided for throughout the dDCO and acceptability of these to the local authority.	D2
ISH2-AP6	Applicant	Article 11 – 'alternations' to be changed to 'alterations'.	D2
ISH2-AP7	Applicant	Update to the Explanatory Memorandum to expand on the explanation of why Article 12 needs to be so broad.	D2
ISH2-AP8	Applicant	Confirm whether Article 18 needs to be updated to refer to s158 and s152 of PA2008 in line with wording in Explanatory Memorandum.	D2
ISH2-AP9	Applicant	Update the Explanatory Memorandum to provide detailed justification for the general power in Article 20.	D2
ISH2-AP10	Applicant	Provide schedule identifying the hedgerows numbers to be removed and/ or cross-refer to landscaping plans.	D2
ISH2-AP11	Applicant	Explanation within the Explanatory Memorandum of the need for the list of works following Work No. 8.	D2
ISH2-AP12	Applicant	Review whether the limits of Work No. 4 need to be revised to better define the extent of the scope for this work item.	D2

Ref.	Party	Action	Deadline
ISH2-AP13	Applicant	Either update Table 3 in Schedule 5 Part 1 where it appears the areas between points R & S and between points S & T are double counted, or provide an explanation of why rows 3, 4 and 6 are required.	D2
ISH2-AP14	Applicant	Update Requirement 2 to move subparagraph (3) to Requirement 6.	D2
ISH2-AP15	Applicant	Update Requirement 6(2) or provide an explanation for the inclusion of references to the Register of Environmental Actions and Commitments (REAC) items NV3, H1, WE1, 2, 3, 4, 5 & 7 in Requirement 6.	D2
ISH2-AP16	Applicant	Update wording relating to the accesses commencing in Requirement 9.	D2
ISH2-AP17	Applicant	Update Requirement 10 to remove subparagraph (2) and ensure the wording used in subparagraph (3) matches the title of the submission that was submitted with the application.	D2
ISH2-AP18	Applicant	Either confirm that the Flood Risk Assessment (FRA) contains details to retain and maintain what is proposed in the FRA or amend Requirement 11 to secure retention and maintenance.	D2
ISH2-AP19	Applicant	Requirement 12 (piling risk assessment) – update drafting to ensure that the enforcing authority is made aware of any approval.	D2
ISH2-AP20	Applicant	Schedule 11 – amend drafting to account for instances where the discharge of requirements will occur in parts.	D2
ISH2-AP21	Applicant	For each matter to be secured by way of a planning obligation, set out: <ul style="list-style-type: none"> - why it is not possible to address unacceptable impacts through a requirement (in accordance with paragraph 55 of the National Planning Policy Framework (NPPF)); - how each matter meets the tests in paragraph 57 of the NPPF; and - the policy justification for securing each matter. 	D2