

Please find below Lincolnshire County Council’s response to the Action Points identified following the Issue Specific Hearings 1 & 2 held on the 19 and 20 September 2023.

Action		Comments/Response
ISH1-AP6	Article 17 - Authority to survey and investigate the land Part (6)	LCC take a neutral position regarding the 28 day period proposed and the deemed consent provision for non-determination of an application to dig trial holes. It is however suggested that the wording at (176) be amended to refer to ‘ <i>an application for consent for trial holes</i> ’ for the avoidance of doubt and to make clear which application is being referred to.
ISH1-AP2	Schedule 2 Requirements	The RPA’s have liaised with the Applicant and provided them with a table identifying and suggesting which Authority should be responsible for the discharge of each of the Requirements. As per the Action the Applicant will be submitting this at Deadline 1.
ISH1-AP19	Article 42 and Schedule 14 – Procedure for Discharge	The RPAs have provided the Applicant with some suggested revisions to the current drafting of the draft Development Consent Order (dDCO) which includes revisions to Article 42 and Schedule 14. It is expected that the Applicant will refer to these in their response at Deadline 1 however the revisions are as follows: Schedule 14 Applications made under provisions of this Order 2. —(1) Where an application has been made to the relevant planning authority for any consent, agreement or approval required by a requirement the relevant planning authority must give notice to the undertaker of its decision on the application within a period of six ten weeks beginning with the later of—

		<p><i>Further information and consultation</i></p> <p>3 - (2) In the event that the relevant planning authority considers such further information to be necessary and the provision governing or requiring the application does not specify that consultation with a requirement consultee is required, the relevant planning authority must, within 10-30 working days of receipt of the application, notify the undertaker in writing specifying the further information required.</p> <p>3 - (3) If the provision governing or requiring the application specifies that consultation with a requirement consultee is required, the relevant planning authority must issue the consultation to the requirement consultee within five 10 working days of receipt of the application, and must notify the undertaker in writing specifying any further information the relevant planning authority considers necessary or that is requested by the requirement consultee within five 10 working days of receipt of such a request and in any event within 15 30 working days of receipt of the application (or such other period as is agreed in writing between the undertaker and the relevant planning authority).</p>
<p>ISH2-AP11</p>	<p>Accompanied Site Inspection (ASI)</p>	<p>The RPAs have liaised and agreed with the Applicant suggested additional viewpoint locations for consideration as part of the ASI. A copy of a plan showing the location of these (produced by the Applicant) has been provided separately as one of the Deadline 1 responses - it is understood the Applicant and NKDC have also done the same.</p>