

## RWE Renewables UK Solar and Storage Limited

FAO Byers Gill Solar Case Team  
National Infrastructure Planning  
Temple Quay House  
2 The Square  
Bristol  
BS1 6PN

**By email only: [byersgillsolar@planninginspectorate.gov.uk](mailto:byersgillsolar@planninginspectorate.gov.uk)**

**27 September 2024**

Dear Byers Gill Solar Case Team,

**Development Consent application for the Byers Gill Solar scheme: EN010139**

### **Notification of Applicant's intention to submit a Change Application**

- I.1 The purpose of this letter is to notify the Examining Authority (the “ExA”) that RWE Renewables UK Solar and Storage Limited (the “Applicant”) intends to submit a Change Application to the ExA in respect of the DCO Application for Byers Gill Solar (the “Proposed Development”) which is currently undergoing examination.
- I.2 In summary, the Change Application is expected to include a request for two changes to the DCO Application:
  - (a) the inclusion of provisions in the draft DCO for the compulsory acquisition of new rights over subsoil land beneath highway plots which are within the existing Order limits (“**Change 1**”); and
  - (b) a minor extension of the Order limits and Work No. 3 within Panel Area A to include and cover part of an existing private access track known as High House Lane (“**Change 2**”).together, the “**Changes**”.
- I.3 In preparing this letter and the proposed Changes, the Applicant has had regard to the Planning Inspectorate’s Guidance, ‘*Nationally Significant Infrastructure Projects: Changes to an application after it has been accepted for examination*’, published on 8 August 2024 (the “**Change Application Guidance**”). This letter forms the Change Notification required by Step 1 of the change request process set out in that Guidance.
- I.4 The Applicant considers that Change 1 would engage the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (the “**CA Regulations**”).
- I.5 The Applicant’s proposed timetable for consultation and examination of the Changes is set out at section 7 of this Change Notification.

- 1.6 The Applicant is confident that the Change Application can be examined within the existing time allowed for examination of the Proposed Development. As envisaged by Step 2 of the Change Request Process, the Applicant would welcome the ExA's advice on the proposed consultation procedure. To accommodate the Change Application procedure within the remaining Examination, the Applicant would be grateful if the ExA could provide their advice on the proposed Change Application by **11 October 2024** (in advance of the hearings scheduled for the week commencing 14 October 2024).
- 1.7 The Applicant considers that the proposed Changes, when considered separately or collectively, are not so substantial as to constitute a materially different project. The Applicant recognises that this is ultimately a matter for the ExA to decide.

## 2 PROPOSED CHANGES

### Change 1 – Acquisition of new rights over subsoil interests

- 2.1 Change 1 is expected to comprise changes to draft DCO **[REP2-029]** and associated compulsory acquisition documents to allow the Applicant to compulsorily acquire new rights over subsoil land beneath highway plots which are within the existing Order limits. These additional compulsory acquisition powers are to guarantee that the Applicant can acquire all interests in land that may be necessary to lay cabling within publicly adopted highways to deliver the Proposed Development.
- 2.2 The relevant subsoil land is beneath highway plots which are already listed within the Book of Reference **[AS-017]** and shown on the Land Plans **[AS-015]**. Change 1 amounts to an upgrade in the rights sought over the subsoil interests of these plots from 'land not subject to powers of compulsory acquisition or temporary possession' (shown shaded white) to 'land to be used temporarily and new rights to be acquired permanently' (shown shaded blue).
- 2.3 The land plots where new subsoil rights will be required are set out in the Table 1 below.

**Table 1 – Highway plots affected by Change 1**

1/1	1/2	2/2	2/6	3/1	3/6	7/4	7/5	7/6	8/3
8/6	9/6	9/8	9/15	10/2	11/1	11/8	11/10	11/11	11/12
11/16	12/4	12/7	12/9	12/10	12/12	12/14	12/15	12/16	12/17
12/18	12/20	12/23	12/24	12/25	12/27	12/30	13/1	13/3	13/5
13/8	13/11	13/13	13/15	13/17	13/18				

- 2.4 It is relevant to note that a number of these subsoil interests are unregistered. The Applicant has applied the presumption of *ad medium filum* to these plots which are therefore presumed to be owned by the owners of land adjoining the public highway in these locations (on each respective side).
- 2.5 As detailed further below in section 4, the presumed owners of these subsoil plots are being contacted by the Applicant to explain the proposed Change.
- 2.6 For the avoidance of doubt, the on-road cabling works form part of the descriptions of Work No.3 and Work No.5 in the draft DCO **[REP2-029]** and no amendment or addition to these works is required. Change 1 only concerns the compulsory acquisition of additional land rights.

### Change 2 – High House Lane

- 2.7 Change 2 is expected to comprise a minor extension to the Order limits and Work No.3 within Panel Area A to include a section of an existing private access track known as High House Lane. This change concerns the section of High House Lane between the entrance to

Lovesome Hill Farm and where High House Lane turns north towards High House and re-enters Panel Area A.

- 2.8 The location and anticipated extent of the change to the Order limits is shown on the plan included at Appendix I of this Change Notification. As shown, the additional Order land would then be covered by Work No.3 on updated Works Plans.
- 2.9 The Applicant does not require any additional compulsory acquisition powers over the extent of High House Lane to be included in the Order limits. This section of High House Lane is not adopted highway and forms part of the Panel Area A land which has already been secured by an option for lease agreed with the landowner.
- 2.10 The purpose of Change 2 is to ensure that the Applicant has all necessary authorisation for the Applicant's proposals to carry out upgrade works to that section of High House Lane for use as a construction access. The section of High House Lane for inclusion in the Order limits is currently an earth track and it is proposed to surface this section of access track with crushed rock or gravel. These works would fall within Work No. 3(d) for the "*improvement, maintenance and use of existing private tracks*".
- 2.11 No other works within the section of High House Lane subject to Change 2 are proposed. There are no works to or removal of hedgerows or other vegetation, nor any need to carry out works to drainage features, install culverts, or fencing / gates.
- 2.12 The Proposed Development proposes to use High House Lane for construction access to the section of Panel Area A to the south of High House (as indicated at paragraph 12.7.4 of ES Chapter 12: Traffic and Transport **[APP-035]** and Table 3-1 of the outline Construction Traffic Management Plan **[APP-112]**). This section of Panel Area A is to be serviced from the main Area A construction compound, located in the larger section of Panel Area A to the south of Brafferton. The Transport Statement **[REP2-004]** estimates a total of 8 construction delivery trips for Panel Area A with an additional 15 car / LGV trips in relation to construction staff. The number of vehicle trips using High House Lane is therefore estimated to include:
- (a) A small number of HGVs carrying the larger items of plant for this area e.g. inverters, BESS, switchgear. Assuming up to 2 HGV movements (1 HGV trip) a day. In addition, 12 HGV trips during the construction period to deliver BESS and inverters.
  - (b) A series of light goods vehicles delivering the work force. Those would be transported from the main construction compound in panel area A. It can be assumed that this would be approximately 2-3 trips per day during a 30-day period (circa 4-6 movements a day).
- 2.13 As shown on sheet I of the Street Works, Public Rights of Way & Access Plans **[REP2-024]**, Footpath No. 9 (FP-Bfn.9) runs along High House Lane including the section to be surfaced for use as a construction access. As part of Change 2, the Applicant intends to:
- (a) provide clarification of management measures in the Public Rights of Way Management Plan **[APP-119]** to ensure the priority and safety of users of Footpath No.9 during construction of the Proposed Development; and
  - (b) update and clarify the management measures shown in the Street Works, Public Rights of Way & Access Plans **[REP2-024]** in respect of High House Lane within the updated Order limits.
- 2.14 For the avoidance of doubt, the land immediately to the north of High House Lane which is within the existing Order limits and shown as plot 1/3 on the Land Plans **[AS-015]** is to be used to lay cabling connecting the part of Panel Area A south of High House to remainder of Panel Area A. This is unaffected by Change 2.

### 3 REASONS FOR THE PROPOSED CHANGES

#### Change 1 – Acquisition of new rights over subsoil interests

- 3.1 The need for Change 1 has arisen as a result of engagement between the Applicant and the ExA during Examination concerning the Applicant’s approach to delivering the on-road cable routes and the consistency of that approach with other consented DCO schemes.
- 3.2 To date, this engagement has included:
- (a) The ExA’s Rule 9 Request dated 9 May 2024 **[PD-002]** and the Applicant’s response **[AS-008]**;
  - (b) The ExA’s queries concerning Order land and the draft DCO during Issue Specific Hearing 1 and the Applicant’s oral responses (summarised in the Applicant’s post-hearing submissions **[REPI-006]**);
  - (c) The ExA’s First Written Questions **[PD-004]** (particularly CA.1.17, DCO.1.1) and the Applicant’s responses **[REP2-007]**.
- 3.3 The Applicant’s approach to delivering the on-road cabling is set out in detail in the Applicant’s Rule 9 Response **[AS-008]**. It remains the Applicant’s position that, where cables are to be laid within streets which are adopted highways and vested in the local highway authority, no separate land rights are required to lay cables in the strata of land comprising the highway.
- 3.4 The Applicant acknowledges that separate land rights would be required to the extent that any cabling for the on-road route is laid at a depth beneath the strata of land comprising publicly adopted highway.
- 3.5 The Applicant intends to seek Change 1 to provide assurance to the Secretary of State that, if it becomes necessary for the Applicant to lay cabling within the subsoils of publicly adopted highways to deliver the on-road cabling, the Applicant may acquire all necessary land rights in those subsoils for that purpose.

#### Change 2 – High House Lane

- 3.6 The need for Change 2 has been identified as a result of ongoing engagement with Interested Parties and the landowner of High House Lane during Examination of the DCO Application.
- 3.7 The intention of Change 2 is to clarify within the DCO process the Applicant’s proposals to carry out upgrade works to the identified section of High House Lane for use as a construction access.
- 3.8 Change 2 will also have the benefit of securing works to improve the surface condition of High House Lane with benefit to High House and Lovesome Farm (who rely on the access track) and users of Footpath No. 9. Change 2 would also clarify the management measures ensuring the priority and safety of users of Footpath No. 9 during the construction period.

### 4 ENGAGEMENT OF CA REGULATIONS

- 4.1 The Applicant considers that Change 1 will engage the provisions of the CA Regulations because it involves upgrading the Applicant’s powers of compulsory acquisition over various subsoil plots within the Order limits.
- 4.2 The Applicant is in the process of contacting all persons with an interest in the relevant subsoil land (“**Affected Persons**”) to request their consent to the inclusion of additional compulsory acquisition powers in the draft DCO and invite direct engagement with the Applicant. Letters were sent on 26 September 2024 to all Affected Persons with a registered subsoil interest

and all Affected Persons with a presumed interest under the *ad medium filum* rule (that the ground beneath the surface of unregistered public highways is owned by owners of land adjacent to the highway).

- 4.3 If written consent of all Affected Persons is not obtained, or it is not possible to identify all Affected Persons where subsoil interests are unregistered, in accordance with regulation 4 of the CA Regulations the procedures in regulations 5 to 19 of the CA Regulations will apply. The Applicant is confident that these procedures can be accommodated within the time remaining for Examination of the DCO Application. The Applicant's proposed timetable for examining the Change Application is included at section 7.
- 4.4 The Applicant considers that Change 2 will not engage the provisions of the CA Regulations because it does not involve any change in the Applicant's compulsory acquisition powers. As noted, the Applicant has an agreement in place with the landowner for the use of the additional land comprising High House Lane and no new powers of compulsory acquisition are required. The land introduced to the Order Limits by Change 2 would be "white land" i.e. land over which no powers of compulsory acquisition are sought.

## **5 NEW OR DIFFERENT LIKELY SIGNIFICANT ENVIRONMENTAL EFFECTS**

- 5.1 The Change Application Guidance provides that a change notification should include a 'a statement establishing whether the proposed change to the application is expected to result in any new or different likely significant environmental effects. This should include a summary description of those effects and any mitigation proposed'.
- 5.2 The Applicant considers that neither of the proposed Changes, either individually or cumulatively, have the potential to give rise to any new or different likely significant environmental effects compared to those reported in the Environmental Statement ("ES").

### **Change 1 - acquisition of new rights over subsoil interests**

- 5.3 It is not considered that Change 1 would give rise to any new or different likely significant effects. Change 1 grants additional compulsory acquisition powers to acquire rights over various subsoil interests within the Order limits to guarantee the deliverability of the on-road cable routes.
- 5.4 The works required to deliver the on-road cable routes are already described by Work No.3 and Work No.5 in the draft DCO [REP2-029] and no change is proposed to the design or location of these works. All works relating to both on-road and off-road cabling have been fully assessed and the likely impacts are reported at section 3.9 of ES Chapter 3: Alternatives and Design Iteration [APP-026].

### **Change 2 – High House Lane**

- 5.5 The Applicant has undertaken preliminary environmental screening to identify the potential environmental implications of Change 2 in respect of each topic of the ES. This is set out in Appendix 2 of this Change Notification.
- 5.6 The Applicant has screened out of further consideration all topics except for Socioeconomics and Public Rights of Way in connection with Footpath No. 9.
- 5.7 The Applicant concludes that Change 2 would not alter the overall conclusions of the socio-economic assessment which records a minor adverse effect on Footpath No. 9, which is not significant. No materially new or different effects would emerge as a result of Change 2.
- 5.8 High House Lane was identified as a construction access in the DCO Application and the existing management measures secured in the Outline CTMP [APP-112] and Public Rights

of Way Management Plan [APP-119] would apply to the works envisaged by Change 2 to ensure the priority and safety of users of Footpath No. 9 during the construction of the Proposed Development.

- 5.9 As noted, the Applicant proposes to update and clarify the management measures to the identified section of High House Lane within the Public Rights of Way Management Plan [APP-119] and the Street Works, Public Rights of Way & Access Plans [REP2-024].

### **EIA Consultation**

- 5.10 Despite these conclusions that the Changes would not have any new or different likely significant environmental effects compared to those reported in the ES, the Applicant intends to publicise (in accordance with the spirit of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 ("EIA Regulations")) any further environmental information arising in connection with the proposed changes in parallel with carrying out consultation under the CA Regulations. Any representations received in relation to that publicity would then be reported on.

## **6 EARLY ENGAGEMENT WITH KEY STAKEHOLDERS**

- 6.1 Prior to submission of the Change Application, the Applicant intends to carry out targeted consultation and engagement with key affected parties.
- 6.2 In respect of Change 1, the Applicant has written to Affected Persons to request their consent to the inclusion of additional compulsory acquisition powers in the draft DCO and invite direct engagement with the Applicant.
- 6.3 In respect of Change 2, the Applicant continues to engage with the relevant landowner of High House Lane together with High House and Lovesome Farm regarding the upgrade works and use of High House Lane for construction access. The Applicant will also carry out informal engagement with the relevant local highways authorities as the key stakeholder prior to submission of the Change Application.

## **7 CONSULTATION FOR CHANGE APPLICATION AND PROPOSED TIMETABLE**

- 7.1 The Applicant notes that the only statutory requirements for consultation are contained in the CA Regulations which apply in respect of Change 1. Nonetheless, following submission of the Change Application and subject to the ExA's procedural decision to accept the Change Application into Examination, the Applicant proposes to carry out consultation for the Changes in accordance with the EIA Regulations and CA Regulations, concurrently. Those processes are described in more detail in this section.
- 7.2 The consultation, targeted consultation and engagement will ensure that all interested parties and affected persons have opportunity to absorb, understand and comment on the proposed Changes before the end of Examination.
- 7.3 The Applicant expects to submit the Change Application to the ExA on **18 October 2024**.
- 7.4 The Applicant proposes to then commence the consultation period following acceptance of the Change Application. The Applicant recognises that the ExA has a period of 28 days to make an acceptance decision in respect of the Change Application pursuant to regulation 6(1) of the CA Regulations. However, the Applicant would be grateful if this decision could be made by **1 November 2024** (i.e. within 2 weeks from submission of the Change Application) to allow the Applicant to accommodate the remaining procedural requirements of the CA Regulations and EIA Regulations within the Examination.

- 7.5 In summary, the concurrent CA/EIA consultation process would commence with:
- (a) the publication of newspaper notices;
  - (b) notification provided to the Planning Inspectorate for publication on its website; and
  - (c) direct communication with consultees prescribed by the CA Regulations and EIA Regulations.
- 7.6 Further detail on the Applicant's proposed publicity at section 8 below.
- 7.7 The Applicant expects to run concurrent consultation for a period not less than 30 days starting the day following publication of the last newspaper notice. On the basis that first notice is published on 7 November 2024 and the second notice is published on 14 November 2024 -
- (a) the 30-day consultation period for relevant representations would commence on **15 November 2024** and close at **11:59 pm on 14 December 2024**.
  - (b) The Applicant will then prepare and submit the information required by regulation 9 of the CA Regulations together with a Consultation Report on **17 December 2024**.
- 7.8 To ensure that the consultation process is conducted efficiently and in accordance with the timetable proposed below, the **Applicant requests** that the ExA carries out the written representation period required under the CA Regulations concurrently with the relevant representation period, so that both periods can end on **14 December 2024**.
- 7.9 If that approach were taken, any issues raised by Interested Parties in their relevant or written representations on the proposed Changes could be addressed in the existing examination timetable through the ExA's Third Written Questions (scheduled for 20 December 2024).
- 7.10 The Applicant recognises that the ExA has a period of 21 days following completion of the consultation period to make an initial assessment of the issues in connection with Change 1 and then update the Examination timetable, pursuant to regulations 11 and 12 of the CA Regulations. The Applicant would be grateful if this assessment could be carried out and for the Examination timetable to be updated, including to give notice of any additional hearings (if required), by **20 December 2024**. It is hoped that this will be possible given the simplicity of the proposed Changes and the information provided in advance of the Change Application.
- 7.11 The Applicant's proposed timetable for the Change Application is tabulated below. Dates of the existing Examination timetable are included with grey shading for reference.

*Table 2 - Proposed Timetable*

Stage	Proposed date
Applicant submits Change Notification (this letter)	27 September 2024
<b>The Applicant requests</b> the ExA provides advice on the consultation process before the hearings in w/c 14 October	by 11 October 2024
Existing hearings	w/c 14 October 2024
Applicant submits Change Application	18 October 2024
Existing deadline 4	24 October 2024
ExA accepts Change Application (the <b>Applicant requests</b> that this is within two weeks) (reg 6 CA Regulations)	by 1 November 2024

CA Regulations consultation 1 <sup>st</sup> newspaper notice and mailout to prescribed consultees (reg 7 & 8 CA Regulations)	7 November 2024
EIA Regulations consultation 1 <sup>st</sup> newspaper notice and mailout to prescribed consultees	7 November 2024
CA Regulations consultation 2 <sup>nd</sup> newspaper notice (reg 7 & 8 CA Regulations)	14 November 2024
EIA Regulations consultation 2 <sup>nd</sup> newspaper notice	14 November 2024
Existing deadline 5	15 November 2024
Existing hearings (if required)	w/c 25 November 2024
Existing Deadline 6	6 December 2024
End of 30-day consultation period	14 December 2024
End of CA Regulations written representation period (reg 13 CA Regulations) The <b>Applicant requests</b> that this is carried out concurrently with the relevant rep period. Comments on written representations could then be submitted at existing Deadline 8.	14 December 2024
Applicant submits prescribed notices and Consultation Report (reg 9 CA Regulations)	17 December 2024
<b>The Applicant requests</b> the ExA to publish an updated timetable (reg 11 & 12 CA Regulations)	by 20 December 2024
Existing date for publication of Third Written Questions (if required)	20 December 2024
ExA publishes notice of additional ISH, CAH and OFH as required	20 December 2024
Existing deadline 7	10 January 2024
Existing deadline 8 (including for comments on written representations)	17 January 2024
Additional hearings (if required) (reg 14, 15 & 16 CA Regulations)	13 – 14 January 2024
Existing deadline 9 (including for post-hearing summaries)	23 January 2024
End of examination	23 January 2024

## 8 COMPLIANCE WITH PUBLICITY REQUIREMENTS

8.1 The Applicant would comply with the publicity requirements of the CA Regulations and EIA Regulations regarding the proposed changes. This will entail:

- (a) Notices in local newspapers for two successive weeks and also a notice in the national press and London Gazette.
- (b) Notices affixed on site, close to the relevant locations and kept in place.
- (c) Proportionate neighbour notification.
- (d) Notices served on the persons prescribed by Regulation 7(1) of the CA Regulations and the EIA Regulations, including:



- (i) Relevant Affected Persons (as would receive notice under section 42(1)(d) of the Planning Act 2008 (the “**Act**”));
- (ii) Relevant interested parties (as defined in section 102 of the Act) for the locations of the land affected by the proposed Changes (where we have the relevant contact details);
- (iii) Bodies prescribed under section 42(1)(a) of the Act;
- (iv) All relevant local authorities under section 43 of the Act (as would receive notice under (section 42(1)(b)); and
- (v) Relevant persons under regulation 11 of the EIA Regulations.

## **9 EXAMINATION PROCEDURE AND TIMING**

- 9.1 The Applicant has provided at section 7 above its proposed timetable for the Change Application and is confident that examination of the proposed Changes can be accommodated within the remaining time for Examination.
- 9.2 Due to the pre-submission consultation processes and information provided in advance of the Change Application, it is hoped that the ExA would be able to make the following procedural decisions on an expedited basis –
- (a) To provide advice on this Change Notification by **11 October 2024** (in advance of the hearings scheduled for week commencing 14 October);
  - (b) To make a decision on whether to accept the Change Application by **1 November 2024** (i.e. within 2 weeks of proposed submission of the Change Application on 18 October); and
  - (c) To make an initial assessment of the issues arising from Change 1 and update the Examination timetable (as necessary) by **20 December 2024**.
- 9.3 This would allow almost 3 months (11 weeks) of Examination time for Rule 17 requests or other additional information required and also allows for hearing days to be utilised if required.
- 9.4 Whilst acknowledging that the Applicant is already asking the ExA to take procedural decisions on an expedited basis, to the extent the ExA is able to take decisions ahead of the dates suggested above the Applicant would be able to respond and save additional time in the programme outlined in section 7.

## **10 CONCLUSION**

- 10.1 The Applicant would be grateful if you could acknowledge safe receipt of this letter. The Applicant would welcome the ExA’s comments on its proposed timetable and the proposed consultation arrangements.
- 10.2 Please do not hesitate to contact us using the details provided below if you have any questions.

Your sincerely,



Michael Baker  
DCO Project Manager, Byers Gill Solar  
Email: [REDACTED]@rwe.com  
Telephone: [REDACTED]

**Appendix 1 – Indicative plan of Change 2**



**Appendix 2 – Preliminary Environmental Screening of Change 2**

Topic	Potential environmental implications of change
Agricultural land	The change does not have the potential to impact agricultural land. <b><u>Screened out of further consideration.</u></b>
Air quality	The change does not alter assumptions in the ES of construction traffic volumes, and subsequent air quality effects, which took into account the vehicle movements using High House Lane. <b><u>Screened out of further consideration.</u></b>
Arboriculture	There may be a requirement for minor pruning in the form of crown lifting of low canopies overhanging the track to accommodate HGVs. There will be no impact on RPAs as the stone upgrade will go on top of the existing track surface. This does not change the overall findings of the impact assessment and is therefore <b><u>screened out of further consideration.</u></b>
Biodiversity	The proposed change does not affect the assumptions in the Environmental Statement (ES) concerning biodiversity, with only negligible impact on biodiversity net gain units. <b><u>Therefore, this has been screened out from further consideration.</u></b>
Climate	The change does not alter assumptions to construction traffic volumes, which took into account the vehicle movements using High House Lane, and does not introduce an increase in volume of materials which would materially impact on the conclusions of the greenhouse gas assessment. <b><u>Screened out of further consideration.</u></b>
Cultural Heritage	The change does not have the potential to impact on heritage assets. <b><u>Screened out of further consideration.</u></b>
Cumulative effects	Given the scale and location of the works to be included in High House Lane, the change does not have the potential to alter conclusions of the cumulative assessment. <b><u>Screened out of further consideration.</u></b>
Glint and glare	The change does not have the potential to impact on receptors in relation to glint and glare, nor introduce new receptors that could be impacted by glint and glare. <b><u>Screened out of further consideration.</u></b>
Hydrology and flood risk	The change does not alter assumptions in the ES in relation to access road construction with the proposed track upgrade being undertaken with permeable crushed stone, in the same way as the access tracks proposed within the Panel Areas. The works would not therefore impact on flood risk. <b><u>Screened out of further consideration.</u></b>

Topic	Potential environmental implications of change
Landscape and visual	The change will alter the visual appearance of the lane for those walking along it, due to the different surface treatment, but not in a way that would create a visual impact requiring assessment. <b><u>Screened out of further consideration.</u></b>
Major accidents and disasters	The change does not have the potential to impact on the likelihood of major accidents or disasters, and their management. <b><u>Screened out of further consideration.</u></b>
Noise and vibration	The change does not alter existing assumptions in the ES of construction traffic volumes, and subsequent noise emissions, which took into account the vehicle movements using High House Lane. <b><u>Screened out of further consideration.</u></b>
Socioeconomics and PRow	<p>High House Lane was identified as a construction access as part of the original application, with management measures proposed for the Lane as part of the Outline CTMP [APP-112]. These measures include proposals to manage vehicle movements to avoid conflicting movements, as well as signage and general control measures to manage users of the PRow which runs along High House Lane (Brafferton Footpath No. 9). Management measures would be deployed through the final CTMP in consultation with the LPA.</p> <p>The assessment of effects on PRow within Chapter 9 of the ES [APP-032] focussed on potential direct effects of the section of PRow which lie within the Order Limits.</p> <p>The change seeks to bring a further section of High House Lane, and therefore Brafferton Footpath No. 9, into the Order Limits in order to facilitate surfacing / improvement works. These works would improve the overall condition of the footpath in this location which is often extremely muddy.</p> <p>As part of considering the change, the effect of use and provision of management measures along the whole of High House Lane and Brafferton Footpath No. 9 have been considered. The measures proposed within the Outline CTMP [APP-112] would remain valid to ensure the continued, safe use of the PRow during the relatively short construction period for this section of Panel Area A.</p> <p>The change would not change the overall conclusions of the socio-economic assessment which records a minor adverse effect on the Footpath, which is not significant. <b><u>No materially new or different effects would emerge as a result of the change.</u></b></p>

Topic	Potential environmental implications of change
Traffic and transport	The change does not alter assumptions to construction traffic volumes or routing, which took into account the vehicle movements using High House Lane. <b><u>Screened out of further consideration.</u></b>
Waste arisings	The change does not introduce an increase in volume of materials which would materially impact on the conclusions of the waste arisings assessment. <b><u>Screened out of further consideration.</u></b>