

**Byers Gill Solar
EN010139**

8.14 Change Application Summary Report

Planning Act 2008

APFP Regulation 5(2)(q)

Infrastructure Planning (Applications: Prescribed Forms
and Procedure) Regulations 2009

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I. Introduction

I.1. Purpose of this document

- 1.1.1. This Summary Report forms part of a Change Application prepared by RWE Renewables UK Solar and Storage Limited (the Applicant) to requests changes to the DCO application for Byers Gill Solar (the Proposed Development) which is currently undergoing Examination.
- 1.1.2. This Change Application follows the Applicant's submission of a Change Notification to the Examining Authority (ExA) on 27 September 2024. The notification letter described the proposed changes and their rationale and, amongst other matters, provided a timetable for the submission of a change application to confirm that this would be achievable within the remaining duration of the examination.
- 1.1.3. On 11 October 2024, the ExA provided comments on the notification letter and the Applicant's proposed submission of a change application into the examination.
- 1.1.4. This change application would relate to 2no. changes, described in summary below and in further detail in Section 2:
- (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).
- 1.1.5. This Summary Report:
- describes the changes proposed to the DCO application and their rationale;
 - sets out how the changes relate to the compulsory acquisition of land, how such acquisition would be funded and the engagement with affected landowners;
 - provides an assessment of how the proposed changes would affect the environmental impact assessment (EIA) reported in the Environmental Statement (ES) accompanying the DCO application, and conclude on the significance of any identified effects;
 - identifies whether the proposed changes would impact on the consents and licenses required for the Proposed Development;
 - describes the engagement carried out prior to submitting the change application; and
 - identifies the existing DCO documentation that require revisions as a result of the proposed changes and which are submitted as part of the change application.
- 1.1.6. This summary report seeks to aid the ExA, and Interested Parties, in understanding and determining the change application.

I.2. Relevant Guidance and Legislation

Infrastructure Planning (Compulsory Acquisition) Regulations 2010

- 1.2.1. The Applicant considers that Change 1 would engage the Infrastructure Planning (Compulsory Acquisition) Regulations 2010 (the CA Regulations). This is considered further in Section 3 of this report.

PINS Guidance: Nationally Significant Infrastructure Projects: Changes to an application after it has been accepted for examination¹

- 1.2.2. In preparing this change application, 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). As set out in that Guidance, this application for the change represents Step 4 in the change request process. Step 4 'the change application' in the Guidance sets out the information that must be included. The table below confirms where in this application the required information is provided.

Table 1-1 Schedule of required application information

| Information required under Step 4 of the Guidance | Location in this Application |
|---|---|
| A confirmed description of the proposed change. | Section 2 of this document. |
| A confirmed statement setting out the reasons and need for making the change. | Section 2 of this document. |
| A full schedule of all application documents and plans listing the revisions to each document and plan which would occur because of the change or, as necessary, marked as 'no change'. | Section 7 of this document. An updated Application Document Tracker (Document Reference 1.5, Revision 7) is provided with the application to aid tracking of revisions. |
| A statement identifying any impact the proposed change would have on securing any consents or licenses for the project. The applicant should confirm if there would be any delay in securing these before the close of the examination. | Section 5 and Appendix B of this document. |
| Clean and track changed versions of the draft DCO showing the proposed changes. Also, clean and track changed versions of the draft explanatory memorandum. | Provided with the application: Draft DCO (Document Reference 3.1, Revision 3) tracked and clean versions, updated Explanatory Memorandum (Document Reference 3.2, Revision 3) tracked and clean versions. |
| If the proposed change includes a request to include additional compulsory acquisition powers, confirmation that the applicant has consent from all persons with an interest in the additional land that the additional powers can be included in the application. Evidence of the consent must be provided. If the applicant has not obtained consent, | As set out in Section 3 of this document, the Applicant has not received consent from all persons with an interest in the additional land proposed for compulsory acquisition. As such, information under regulation 5 of the CA Regulations listed in i) to iv) are provided with the Application. |

¹ Nationally Significant Infrastructure Projects: Changes to an application after it has been accepted for examination - GOV.UK (www.gov.uk)

| Information required under Step 4 of the Guidance | Location in this Application |
|---|---|
| they must provide the information prescribed by regulation 5 of the CA Regulations: | |
| i) a supplement to the Book of Reference | Provided with the application: Book of Reference (Document Reference 4.2, Revision 4). This is an update to the last version of the Book of Reference [AS-017] to incorporate changes and additional information relevant to the Change Request. |
| ii) a land plan identifying the additional land, or the land affected by the proposed provision of additional compulsory acquisition (clean and track changed version from the latest version of the land plans submitted to the examination) | Provided with the application: Land Plans (Document Reference 2.4, Revision 3). |
| iii) a statement of reasons as to why the additional land is required | Provided with the application: Statement of Reasons (Document Reference 4.1, Revision 2). This is an update to the last version of the Statement of Reasons [APP-014] to incorporate changes and additional information as relevant to the Change Request. |
| iv) a statement indicating how it is proposed to fund acquisition of the additional land (a funding statement) | Section 3.3 of this document. |
| The applicant should provide a supplemental land rights tracker giving details of the status of negotiations about the additional land. | Provided with the application: Compulsory Acquisition Schedule (Document Reference 8.5, Revision 3). This is an update to the last version of the Compulsory Acquisition Schedule [REP3-012] to incorporate changes and additional information as relevant to the Change Request. |
| The applicant should also include a detailed description of how they consider the procedures in regulations 6 to 19 of the CA Regulations can be accommodated within the examination timetable. | Section 1.3 of this document. |
| <p>If the proposed change results in any new or different likely significant environmental effects, provision of other environmental information as necessary and confirmation that:</p> <ul style="list-style-type: none"> - the effects of the proposed change have been adequately assessed and that the environmental information has been subject to publicity. Whilst this is not a statutory requirement, the publicity should reflect the requirements of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 (the EIA Regulations 2017) - any consultation bodies who might have an interest in the proposed change have been consulted (reflecting the requirements of the EIA | As set out in Section 4 of this document, it is concluded that the proposed changes would not result in any new or different likely significant environmental effects. However, consultation with the relevant consultation bodies will be undertaken voluntarily and reported as per the timetable provided at Section 1.3 of this document. |

| Information required under Step 4 of the Guidance | Location in this Application |
|---|--|
| <p>Regulations 2017). The applicant should identify those consultation bodies who were consulted on the proposed changes but were not consulted on the original application</p> | |
| <p>Where consultation has been carried out (either voluntarily, at the direction of the Examining Authority, or in accordance with the requirements of the CA Regulations or EIA Regulations 2017) a consultation report must be provided. The consultation report should:</p> <ul style="list-style-type: none"> - confirm who has been consulted in relation to the proposed change and explain how and why they have been consulted - include details of how the applicant has considered the content of the consultation responses received - include copies of all consultation responses received, including any responses to publicity about the proposed change. These should be included as an annex to the consultation report | <p>As per the timetable provided at Section 1.3 of this document, consultation is proposed to be undertaken in parallel with the relevant representations/written representations period, and a consultation report to be submitted on 10 December 2024 (Timetable A) or 17 December 2024 (Timetable B). This will meet the requirements as set out in the Guidance and will:</p> <ul style="list-style-type: none"> - confirm who has been consulted in relation to the proposed change and explain how and why they have been consulted - include details of how the applicant has considered the content of the consultation responses received - include copies of all consultation responses received, including any responses to publicity about the proposed change. These should be included as an annex to the consultation report |

1.3. Timetable for the Proposed Change

- 1.3.1. The notification letter submitted by the Applicant set out a proposed timetable for the change application, should it be accepted by the ExA. This takes into account the statutory requirements for consultation under the CA Regulations in respect of Change 1, as well as the requirement for Examination to close on 23 January 2025.
- 1.3.2. In its response to the change notification, the ExA requested that the Applicant present an alternative timetable in a scenario where the ExA are able to accept the Change Application by 25 October 2024. In that case, the Applicant would be able to bring-forward its proposed timetable by 1 week. The original timetable (A), and the alternative as requested by the ExA (B), is provided in the table below, with stages already completed shaded to confirm their status. Both timetables propose deadlines on normal working days, as encouraged by the ExA.
- 1.3.3. The Applicant also confirms that it will be able to provide the Regulation 9a Notice and Regulation 9b Certificate the next working day following the close of the relevant representation period, as shown in Timetables A and B below.

Table 1-2 Timetable for consultation and examination of changes

| Stage | Proposed Date (A) | Proposed Date (B) |
|---------------------------------------|-------------------|-------------------|
| Applicant submits Change Notification | 27 September 2024 | 27 September 2024 |

| Stage | Proposed Date (A) | Proposed Date (B) |
|---|--------------------------|--------------------------|
| ExA provides advice on the consultation process | 11 October 2024 | 11 October 2024 |
| Existing hearings | w/c 14 October 2024 | w/c 14 October 2024 |
| Applicant submits Change Application [<i>This Report and accompanying documentation</i>] | 18 October 2024 | 18 October 2024 |
| Existing deadline 4 | 24 October 2024 | 24 October 2024 |
| ExA accepts Change Application (A: within two weeks, or B: within 1 week) (reg 6 CA Regulations) | by 1 November 2024 | By 25 October 2024 |
| CA Regulations consultation 1st newspaper notice and mailout to prescribed consultees (reg 7 & 8 CA Regulations) | 7 November 2024 | 31 October 2024 |
| EIA Regulations consultation 1st newspaper notice and mailout to prescribed consultees | 7 November 2024 | 31 October 2024 |
| CA Regulations consultation 2nd newspaper notice (reg 7 & 8 CA Regulations) | 14 November 2024 | 7 November 2024 |
| EIA Regulations consultation 2nd newspaper notice | 14 November 2024 | 7 November 2024 |
| Existing deadline 5 | 15 November 2024 | 15 November 2024 |
| Existing hearings (if required) | w/c 25 November 2024 | w/c 25 November 2024 |
| Existing Deadline 6 | 6 December 2024 | 6 December 2024 |
| End of 30-day consultation period | 16 December 2024 | 9 December 2024 |
| End of CA Regulations written representation period (reg 13 CA Regulations). The Applicant requests that this is carried out concurrently with the relevant rep period. Comments on written representations could then be submitted at existing Deadline 8. | 16 December 2024 | 9 December 2024 |
| Applicant submits prescribed notices and Consultation Report (reg 9 CA Regulations) | 17 December 2024 | 10 December 2024 |
| The Applicant requests the ExA to publish an updated timetable (reg 11 & 12 CA Regulations) | by 20 December 2024 | by 12 December 2024 |
| Existing date for publication of Third Written Questions (if required) | 20 December 2024 | 20 December 2024 |
| ExA publishes notice of additional ISH, CAH and OFH as required | 20 December 2024 | 12 December 2024 |
| Existing deadline 7 | 10 January 2025 | 10 January 2024 |
| Additional hearings (if required) (reg 14, 15 & 16 CA Regulations) | 13 - 14 January 2025 | 13 - 14 January 2025 |

| Stage | Proposed Date (A) | Proposed Date (B) |
|---|--------------------------|--------------------------|
| Existing deadline 8 (including for comments on written representations) | 17 January 2025 | 17 January 2025 |
| Existing deadline 9 (including for post-hearing summaries) | 23 January 2025 | 23 January 2025 |
| End of examination | 23 January 2025 | 23 January 2025 |

2. The Proposed Changes

2.1. Change 1: Acquisition of new rights over subsoil interests

Description of proposed change

- 2.1.1. Change 1 comprises of changes to the draft DCO (Document Reference 3.1, Rev 3) 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.
- 2.1.2. The relevant subsoil land is beneath highway plots which are already listed within the Book of Reference (Document Reference 4.2, Rev 4) and shown on the Land Plans (Document Reference 2.4, Rev 3). 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).
- 2.1.3. The land plots where new subsoil rights will be required are set out in in the Table 1 below.

Table 2-1 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 | 11/10 | 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 | | | | | |

- 2.1.4. 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).
- 2.1.5. 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 (Document Reference 3.1, Rev 3) and no amendment or addition to these works is required. Change 1 only concerns the compulsory acquisition of additional land rights.

Need for the proposed change

- 2.1.6. The need for Change 1 has been identified following engagement between the Applicant, the ExA and Darlington Borough Council (as local highways authority) 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.

- 2.1.7. 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 [REP1-006]);
 - c) The ExA's First Written Questions [PD-004] (particularly CA.1.17, DCO.1.1) and the Applicant's responses [REP2-007]; and
- 2.1.8. The need for Change 1 was further discussed during Compulsory Acquisition Hearing 1.
- 2.1.9. 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.
- 2.1.10. The Applicant confirms 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. The Applicant does not expect to lay the cable in the subsoil beneath the highway, as is the case on other projects under construction by the Applicant. However, taking account of submissions made to the Examination by Darlington Borough Council as one of the relevant local highway authorities, it is acknowledged that there is uncertainty in the depth of the highway strata for the proposed on-road cabling works. The Applicant therefore seeks compulsory purchase powers as a contingency provision in the event that any of its on-road cables are eventually required to be provided within land beneath the extent of the existing highway strata.
- 2.1.11. The Applicant's Change 1 would provide assurance to the Secretary of State (SoS) 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.

2.2. Change 2 – High House Lane

Description of proposed change

- 2.2.1. Change 2 comprises 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 enters Panel Area A.

- 2.2.2. The location and anticipated extent of the change to the Order Limits was shown on the plan included at Appendix 1 of the Change Notification and is reflected in the updated plans submitted as part of this application. This additional Order land is covered by Work No.3 on updated Works Plans (Document Reference 2.2, Revision 3).
- 2.2.3. 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.
- 2.2.4. 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".
- 2.2.5. No other works within the section of High House Lane subject to Change 2 are proposed. There are no additional works to or removal of hedgerows or other vegetation, nor any need to carry out works to drainage features, install culverts, or fencing / gates.
- 2.2.6. 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. At point of DCO application, this access was intended to be used and was described in the application documents, 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]. However, it was not included with the Order Limits or as part of the defined Works because the upgrade to the track required was to be delivered by a third party, the landowner, under separate agreement prior to the Proposed Development commencing. This change therefore seeks to bring the works into the DCO to ensure it is deliverable should, for any reason, the works not be delivered by a third party as agreed.
- 2.2.7. 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 average of 8 construction delivery trips for Panel Area A with an additional 15 car / LGV trips in relation to construction staff per day. The number of vehicle trips using High House Lane is therefore estimated to include:
- a) Up to 2 HGV movements (1 HGV trip) a day. In addition, a small number of HGVs carrying the larger items of plant for this area e.g. inverters, BESS, switchgear amounting to 12 HGV trips during the construction period.
 - b) A series of light goods vehicles, such as minibuses, 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).

- 2.2.8. As shown on sheet 1 of the Street Works, Public Rights of Way & Access Plans (Document Reference 2.3, Revision 5), 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 has submitted updated documents which:
- a) provide clarification of management measures in the Public Rights of Way Management Plan (Document Reference 6.4.2.15, Revision 2) 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 (Document Reference 2.3, Revision 5), in respect of High House Lane within the updated Order Limits.
- 2.2.9. 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 (Document Reference 2.4, Revision 3) 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.
- [Need for the proposed change](#)
- 2.2.10. 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.
- 2.2.11. 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.
- 2.2.12. 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.

3. Compulsory Acquisition

3.1. Engagement of CA Regulations

- 3.1.1. As set out in the Change Notification Letter, the Applicant considers that Change 1 engages 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.
- 3.1.2. Accordingly, the Applicant has contacted 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). A list of the persons contacted is provided at Appendix A1.
- 3.1.3. At the date of this Change Application, the Applicant has not been able to obtain the written consent of all Affected Persons and acknowledges that it may not be 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, as set out in Table 1-1.
- 3.1.4. The Applicant considers that Change 2 does 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.

3.2. Response to engagement with Affected Persons

- 3.2.1. The Applicant acknowledges that page 4 of the ExA's response to the change notification states that as part of the change request application, the Applicant should submit a statement which:
- e) *appends as an annex any details of any consultation processes already undertaken including copies of the letters sent on the 26 September 2024 in relation to Change 1, any notices published and any responses thereto which should always be sent directly to the Applicant.*
- 3.2.2. The Applicant wishes to clarify that this information will be provided following the conclusion of the consultation process, via the submission of a consultation report. This is reflected in the timetable provided in Table 1-1 of this report, occurring on the 17 December (Timetable A) or 10 December (Timetable B). The Applicant set this out

in the notification letter and considers that this approach is in accordance with the current practice on other DCO applications.

3.3. Funding of additional Compulsory Acquisition

- 3.3.1. The Funding Statement [APP-016] submitted with the DCO application confirms that the Applicant has sufficient funds to finance the cost of the Proposed Development, which is estimated to be approximately £200m. This allows for inflation and other project contingencies and includes costs associated with land acquisition.
- 3.3.2. In total 187no Affected Persons are relevant to Change 1 and the additional compulsory acquisition sought. This amounts to a cost of £9,350 to the Applicant, given the cost of the acquisition is £50 per Affected Person. The funding of the additional acquisition proposed through Change 1, relating to sub-soil rights, would be secured as described in section 2.3 of the Funding Statement [APP-016]. The Applicant is confident that the Proposed Development remains commercially viable under Change 1.

4. Environmental Impact Assessment

4.1. Screening exercise

- 4.1.1. Section 5 of the Change Notification Letter provided, in accordance with the Change Application Guidance, *'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.*
- 4.1.2. It confirmed 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). In respect of Change 1, the potential for new or different likely significant effects was ruled out as it relates solely to compulsory acquisition powers and does not comprise a change to the design or location of Works as already assessed in the ES.
- 4.1.3. In relation to Change 2, the Letter set out that a preliminary environmental screening was undertaken to identify the potential environmental implications in respect of each topic of the ES. This is set out in Appendix 2 of the Change Notification Letter. This screening exercise considered whether Change 2 would impact on the baseline or likely construction, operational and decommissioning effects as reported in the ES to an extent that there would be potential for new or different likely significant environmental effects. The exercise concluded that all ES topics could be screened out for further consideration except for Socioeconomics and Public Rights of Way as reported in ES Chapter 9 Land Use and Socioeconomics [APP-032], due to the interaction of Change 2 with Footpath No.9.
- 4.1.4. Based on the conclusions of the screening exercise, and the comments from the ExA which raised no objection to the approach reported in the notification letter, this Report provides a further detailed consideration of the impact of Change 2 in respect of ES Chapter 9 [APP-032] only. This is provided in the section below.

4.2. Chapter 9 Land Use and Socioeconomics

Legislative and policy framework

- 4.2.1. The legislative and policy framework set out within Environmental Statement Chapter 9 Land Use and Socioeconomics [APP-032] remains unchanged as a result of the proposed change.

Baseline

- 4.2.2. The baseline conditions presented in Environmental Statement Chapter 9 Land Use and Socioeconomics [APP-032] remain largely unchanged.
- 4.2.3. The extension of the Order Limits to include High House Lane brings a greater extent

of Brafferton Footpath No. 9 into the Order Limits and therefore into the baseline of the assessment.

4.2.4. High House Lane was identified as a construction access as part of the original DCO application, however, the assessment of PRoW focused on potential direct effects to those within the Order Limits.

4.2.5. No other changes to the baseline would emerge as a result of the change.

Assessment of Effects - Construction

Socio-Economics

4.2.6. There is no change to the assessment of construction effects on the local labour market and supply chain. The results remain as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Recreational and community facilities

4.2.7. There is no change to the assessment of construction effects on recreational and community facilities as a result of the change. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Development Land

4.2.8. There is no change to the assessment of construction effects on development land. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Public Rights of Way

4.2.9. As a result of the design change a longer section of High House lane (and Footpath No.9) falls within the Order Limits. Management measures along High House Lane are proposed within the existing Outline Construction Traffic Management Plan (CTMP) [APP-112], including proposals to manage vehicle movements, as well as signage and general control measures to manage users of the PRoW.

4.2.10. The works to High House Lane are likely to require a short, temporary closure of the Footpath within the Order Limits to facilitate the laying of stone / surfacing. When the works are complete, it is anticipated that the footpath would remain open (under management) for the duration of the construction period.

4.2.11. It is proposed that the Outline PRoW Management Plan is updated to include more specific reference to management measures along Brafferton Footpath No. 9 in addition to those already specified for the section which runs through Panel Area A. An updated Outline ProW Management Plan (Document Reference 6.4.2.15, Revision 2) is provided as part of this change application to reflect this, with the amendments made to Table 4-2 to provide a specific temporary management measure

in relation to this section of PRoW during construction. A further change has also been included to reflect the management measures the Applicant will put in place to manage the interaction of construction traffic with users of Brafferton Footpath No.9 outside of the Order limit. Priority will be given to the public users of that Footpath.

- 4.2.12. The potential effects of the change on Brafferton Footpath No. 9 do not change the overall conclusion of the socio-economic assessment which, with proposed management measures, would continue to record an effect which is of low magnitude on a receptor of medium sensitivity, leading to a minor adverse effect which is not significant in EIA terms.

Agricultural Land and Soil Resource

- 4.2.13. There is no change to the assessment of construction effects on agricultural land and soil resources. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Assessment of Effects - Operation

Socio-Economics

- 4.2.14. There is no change to the assessment of operational effects on the local labour market and supply chain. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Recreational and community facilities

- 4.2.15. There is no change to the assessment of operational effects on recreational and community facilities. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Development Land

- 4.2.16. There is no change to the assessment of operational effects on development land. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Land Use – Public Rights of Way

- 4.2.17. During operation, the works to improve the section of High House Lane and Brafferton Footpath No. 9, which is often extremely muddy, would improve the overall condition and accessibility of the footpath for uses.
- 4.2.18. This would bring a minor beneficial effect to a small section of the PRoW network which would not be considered significant in EIA terms and does not alter the overall conclusions drawn within ES Chapter 9 Land Use and Socioeconomics [APP-032].

Agricultural Land and Soil Resource

- 4.2.19. There is no change to the assessment of operational effects on agricultural land and soil resources. The assessment remains as outlined in ES Chapter 9 Land Use and Socioeconomics [APP-032].

Assessment of Effects - Decommissioning

- 4.2.20. The proposed change would not lead to any changes to the assessment of decommissioning effects and the results remain as outlined in ES Chapter 9 Lane Use and Socioeconomics [APP-032].

Cumulative Effects

- 4.2.21. There is no change to the assessment of cumulative effects as a result of the change. The results remain as outlined in ES Chapter 9 Lane Use and Socioeconomics [APP-032].

4.3. Conclusion

- 4.3.1. The proposed changes would not result in any new or different likely significant effects compared to those reported in the existing ES.
- 4.3.2. 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. This is reflected in the timetable provided at Table 1-1.

5. Other Consents and Licenses

5.1. Introduction

5.1.1. In order to construct and operate the Proposed Development, a number of the consents and licenses may be required in addition to the powers provided through the DCO. These are listed in Other Consents and Licenses [REP2-005]. This section considers whether either of the proposed changes would impact on the other consents and licenses likely to be required.

5.2. Review of other consents and licenses required

5.2.1. The table at Appendix B provides a list of the relevant consents and licenses, and their current status, as listed in Other Consents and Licenses [REP2-005] and appraises whether the proposed changes would impact on them. It confirms that the proposed changes would have no impact on securing any consents or licenses for the project. None of the consents and licenses are expected to be secured prior to close of Examination, as they are either already secured or are appropriately obtained post-consent. The proposed changes would therefore not result in any delay to securing relevant consents and licenses prior to close of Examination.

6. Engagement

6.1. Engagement to date

- 6.1.1. As set out section 6 of the Change Notification Letter, the Applicant has carried out engagement prior to this application in relation to both changes.
- 6.1.2. Under Change 1, the Applicant has written to all 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. These persons are listed in Appendix A.
- 6.1.3. Under Change 2, the Applicant has engaged 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 has also carried out informal engagement with the relevant local highways authorities as the key stakeholder prior to submission of the Change Application. This has comprised of written notification on 11 October 2024 of the Applicant's intention to submit a change application, and discussion on 11 October 2024 with the PRow officer on the interaction of Change 2 with Footpath 9 and the Outline PRow Management Plan.

6.2. Consultation

- 6.2.1. If the ExA accepts this change application into the Examination, then the Applicant will concurrently carry out statutory consultation in accordance with the CA Regulations for Change 1 and voluntarily carry out non-statutory consultation to reflect the EIA Regulations for Change 2. The Applicant notes that there is no statutory requirement to carry out EIA consultation and, in any event, the Changes are not considered to result in new or different likely significant effects.
- 6.2.2. The activities to carry out this concurrent consultation and to meet and reflect, respectively, the publicity requirements of the CA Regulations and EIA Regulations are scheduled in the timetable provided at section 1.3 of this Report.
- 6.2.3. The table below summarises the approach to consultation with respect to each category of consultee under the Planning Act 2008 (PA2008):

Table 6-1 Summary of consultation activities relating to change application

| Consultee category under PA2008 | Summary of consultation | Relevant change |
|---------------------------------|---|-----------------|
| Section 42(1)(a) | s42(1)(a) prescribed consultees to be consulted under the EIA Regulations, for 30 day period run as per Table 1-1. These are listed in Appendix A2. | Change 2 |

| Consultee category under PA2008 | Summary of consultation | Relevant change |
|---------------------------------|---|-----------------|
| | The Applicant will carry out consultation with the persons prescribed by regulation 7(1)(d) of the CA Regulations. Those prescribed persons overlap with the section 42(1)(a) prescribed bodies. | Change 1 |
| Section 42(1)(b) | Relevant local authorities to be consulted under the EIA Regulations, for 30 day period run as per Table 1-1. These are listed in Appendix A1. | Change 2 |
| | Relevant local authorities to be consulted pursuant to regulation 7(1)(a) of the CA Regulations. | Change 1 |
| Section 42(1)(c) | Not relevant to this application. | N/A |
| Section 42(1)(d) | <p>The Affected Persons to be consulted are limited to those with plots affected by Change 1 for the purpose of regulation 7(1)(c) of the CA Regulations. Those Affected Persons otherwise relevant to the Proposed Development, with plots that are unaffected by Change 1, are not required to be consulted under the CA Regulations.</p> <p>The relevant Affected Persons were written to on 26 September to notify of the Applicant's intention to seek compulsory acquisition powers and seek consent. Formal consultation under the CA Regulations to be undertaken for a 30 day period as per Table 1-1. Those Affected Persons are listed in Appendix A1.</p> | Change 1 |

6.2.4. The Applicant acknowledges that page 4 of the ExA's response to the change notification states that as part of the change request application, the Applicant should submit a statement which:

- a) lists the persons (affected by the change request) under section 42 (a) to (d) who have been consulted;
- b) clarifies what the Applicant means by "proportionate neighbour notification" as set in paragraph 8.1(c) of the Change Notification and if those persons are included in a) above;
- c) identifies those section 42 (d) persons who are "affected persons" within list a), meaning those persons over whose land compulsory acquisition powers will be exercised;
- d) provides justification as to why any person under section 42 (a) to (d) is not affected by the proposed changes and has not therefore been consulted (if any); and
- e) appends as an annex any details of any consultation processes already undertaken including copies of the letters sent on the 26 September 2024 in relation to Change 1, any notices published and any responses thereto which should always be sent directly to the Applicant.

- 6.2.5. Points (a), (c) and (d) are addressed in the table above and relevant appendices.
- 6.2.6. Regarding point (a), the Applicant additionally notes that it has carried out engagement prior to this change application as detailed in Section 6.1, whilst Table 6-1 sets out the proposal for consultation under the relevant regulations.
- 6.2.7. Regarding point (b), the Applicant clarifies that it intends to carry out “proportionate neighbour notification” in respect of Change 2. If the change application is accepted, the Applicant will send written notification and an invitation to respond to Lovesome Hill Farm and High House Farm. These are the two properties that utilise the access relevant to Change 2 and to which the resurfacing of the section of High House Lane would affect. The change does not alter the access arrangements as originally proposed in the DCO application and therefore wider neighbour consultation is not required.
- 6.2.8. Regarding Point (e), as stated in section 3.2 of this Report, the Applicant wishes to clarify that the information requested at points will be provided following the conclusion of the consultation process, via the submission of a consultation report. This is reflected in the timetable provided in Table 1-1 of this report, occurring on the 17 December (Timetable A) or 10 December (Timetable B). The Applicant set this out in the notification letter and considers that this approach is in accordance with the Change Application Guidance.

7. Changes to existing DCO Documentation

7.1. Schedule of changes

- 7.1.1. As part of this change application, the Applicant has identified that revisions are required to the following documents submitted either as part of the DCO Application, or that have been submitted at earlier Examination deadlines. The document reference, revision number and type of revision is provided for each document. The Application Document Tracker (Document Reference 1.5, Revision 7) also reflects these changes.
- 7.1.2. Where a document is not included in the list below, it can be concluded that no changes are required to that document as a result of the change application. Given the very limited nature of the proposed changes, in most instances, plans that are not proposed to be certified under the DCO have not been updated; this includes plans and drawings submitted as ES Figures. One ES Figure (12.1) [APP-099] has been updated to reflect Change 2 because the change materially impacts the information provided in the figure.

Table 7-1 Updated documents submitted with this Change Application

| Document | Reference | Revision No | Revision |
|--|------------------------|-------------|---|
| Draft Development Consent Order | Document Reference 3.1 | Rev 3 | Updated drafting of DCO to reflect Change 1 and Change 2 |
| Explanatory Memorandum | Document Reference 3.2 | Rev 3 | To reflect updates to draft DCO |
| DCO Schedule of Changes | Document Reference 3.3 | Rev 2 | To record updates to the draft DCO |
| Location Plan | Document Reference 2.1 | Rev 3 | Updated Order Limits in respect of Change 2 |
| Works Plans | Document Reference 2.2 | Rev 3 | Updated Order Limits in respect of Change 2, update to Work No 3 in respect of Change 2 |
| Street Works, Rights of Way and Access Plans | Document Reference 2.3 | Rev 5 | In respect of Change 2, update to Order Limits and extent of Footpath 9, which runs on High House Lane, now shown within the Order Limits and with potential for temporary management measures. |
| Land Plans | Document Reference 2.4 | Rev 3 | Updated to reflect upgraded rights sought over the highways land plots in respect |

| Document | Reference | Revision No | Revision |
|--|-----------------------------|-------------|--|
| | | | of Change 1. Updated Order Limits in respect of Change 2 |
| Environmental Masterplan | Document Reference 2.5 | Rev 3 | Updated Order Limits in respect of Change 2 |
| Statement of Reasons | Document Reference 4.1 | Rev 2 | Updated to reflect additional compulsory acquisition powers sought over subsoils |
| Book of Reference | Document Reference 4.2 | Rev 4 | Updated to reflect highways land plots subject to additional compulsory acquisition powers in respect of Change 1. Updated to include additional plots at High House Lane in respect of Change 2 |
| Book of Reference Schedule of Changes | Document Reference 4.4 | Revision 3 | Updated to explain changes to Book of Reference |
| Compulsory Acquisition Schedule | Document Reference 8.5 | Rev 3 | Updated to include details on the status of negotiations relating to additional land in respect of Change 1. |
| PRoW Management Plan | Document Reference 6.4.2.15 | Rev 2 | Update to Table 4-2 to include measures to manage Footpath 9 during construction in respect of Change 2. |
| ES Figure 12.1 Proposed Access Routes and Survey Locations | Document Reference 6.4.12.1 | Rev 2 | Update to clarify proposed access routes depicted for Panel Area A in respect of Change 2. |
| Application Document Tracker | Document Reference 1.5 | Rev 7 | Updated to reflect revisions to the documents in this table. |

Appendix A1 List of Affected Persons

| Name | Address | Plot(s) |
|---|------------|-------------|
| Christopher McKeown | [REDACTED] | 1/2 |
| The Executors of Lisa Marie Meek | [REDACTED] | 1/2 |
| Richard Edwin Ord and Robert Benton Ord | [REDACTED] | 1/2 |
| Jill Swinbank | [REDACTED] | 1/2 |
| Myra Vasey McKeown | [REDACTED] | 1/2 |
| Otis Holdings Northern Limited | [REDACTED] | 2/2 |
| Derek Ernest Wood | [REDACTED] | 2/2 |
| Ann Galvin and Peter Bernard Galvin | [REDACTED] | 2/2 |
| Michael John Banks | [REDACTED] | 2/2 |
| David Richard Hewitson and Richard William Hewitson | [REDACTED] | 2/2 and 2/6 |
| Alfreda Joyce Pallister and John William Pallister | [REDACTED] | 3/6 |
| The Owner | [REDACTED] | 3/6 |
| William John Denham Kemp | [REDACTED] | 3/6 |
| Sandra Gallagher | [REDACTED] | 3/6 |
| Catherine Sarah Thornley and David Boyd | [REDACTED] | 3/6 |
| David Charles Maxwell Gregory | [REDACTED] | 3/6 |
| Alexandra Victoria Louise Swainston and Martin Graham Swainston | [REDACTED] | 3/6 |

| Name | Address | Plot(s) |
|---|------------|---------|
| Catherine Elizabeth Taylor and James David Daniel | [REDACTED] | 3/6 |
| Angeline Marie Hutchinson and Stephen Anthony Hutchinson | [REDACTED] | 3/6 |
| Beatrice Elizabeth Futter and The Executors of Joseph Futter | [REDACTED] | 3/6 |
| The Executors of Sybil Barry and The Executors of Thomas Alfred Barry | [REDACTED] | 3/6 |
| Paul Andrew Nimmo | [REDACTED] | 3/6 |
| The Owner | [REDACTED] | 3/6 |
| Jordan Frances Clark | [REDACTED] | 3/6 |
| Brenda Gray | [REDACTED] | 3/6 |
| David Hartshorn and Judith Ann Hartshorn | [REDACTED] | 3/6 |
| Gillian Mary Hindley and The Executors of John Norman Hindley | [REDACTED] | 3/6 |
| Rosemary Diane Hodgeson and Stewart Phillip Hodgdon | [REDACTED] | 3/6 |
| Anne King and John Richard King | [REDACTED] | 3/6 |
| Brafferton Coatham Mundeville and Brafferton Coatham Mundeville and District Village Hall Association | [REDACTED] | 3/6 |
| Christopher George Firby | [REDACTED] | 3/6 |
| The Owner | [REDACTED] | 3/6 |

| Name | Address | Plot(s) |
|---|----------------------------|---------|
| Anne Elizabeth Elliot | [REDACTED] [REDACTED] | 3/6 |
| Andrew Scaife | [REDACTED] [REDACTED] | 3/6 |
| Vera Robinson and William Mackenzie Robinson | [REDACTED] | 3/6 |
| Claire Schofield and Peter William Schofield | [REDACTED] | 3/6 |
| Scott Christopher Wright | [REDACTED] [REDACTED] | 3/6 |
| Carol Proud and David Leslie Proud | [REDACTED] [REDACTED] | 3/6 |
| John James Kemp | [REDACTED] [REDACTED] | 3/6 |
| Margaret Ruth Lowrie | [REDACTED] [REDACTED] | 7/6 |
| Christopher Robert Nigel Thomson and Pamela Ann Thomson | [REDACTED] - [REDACTED] | 7/6 |
| Clive Thompson | [REDACTED] | 9/6 |
| Missionbuild Limited | [REDACTED] | 9/6 |
| Dorothy Angela Morris | [REDACTED] [REDACTED] | 9/6 |
| Lynsey Anne Oman and Tristram Lindsey Oman | [REDACTED] , [REDACTED] | 9/6 |
| Martin Trevor Corney | [REDACTED] , [REDACTED] | 9/6 |
| Ian Smith | [REDACTED] | 9/6 |
| Amanda Louise Riley and Benjamin Timothy Riley | [REDACTED] [REDACTED] | 9/6 |
| Andrew Parsons and Josephine Parsons | [REDACTED] | 9/6 |
| David Ralph Brown | [REDACTED] [REDACTED] | 9/6 |

| Name | Address | Plot(s) |
|--|-------------------------|----------------|
| Elizabeth Mary Brown | [REDACTED] | 9/6 |
| Julian Alan Swinbank | [REDACTED] | 9/6 |
| J A Swinbank (Agricultural) Limited | [REDACTED] | 9/6 |
| David Nevison | [REDACTED] | 11/1 |
| Poole Properties (North East) Limited | [REDACTED] | 11/1 |
| Katie Guastapaglia | [REDACTED] | 11/1 |
| Catherine Mary Brannen and Joseph Eric Brannen | [REDACTED], [REDACTED] | 11/1 |
| June Bainbridge and Robert Leslie Bainbridge | [REDACTED] | 11/1 |
| Irene Cartwright | [REDACTED] - [REDACTED] | 11/1 |
| June Bainbridge and Robert Leslie Bainbridge | [REDACTED] | 11/10 |
| Stanley David James Hornibrook | [REDACTED] | 11/1 and 11/12 |
| Martin Jonathan Houston and Susan Houston | [REDACTED], [REDACTED] | 12/30 |
| Susan Christine Armstrong | [REDACTED], [REDACTED] | 12/30 |
| Nicholas Orton and Susan Orton | [REDACTED] | 12/30 |
| Paul Mason and Sarah Louise Gardner | [REDACTED] | 12/30 |
| Amanda Jane Charnley and Dean Thomas Charnley | 1 [REDACTED] | 12/30 |
| Hellens Investments (Carlton) LLP | [REDACTED], [REDACTED] | 12/30 |
| Heather Cox and Russell Alexander Cox | [REDACTED], [REDACTED] | 12/30 |

| Name | Address | Plot(s) |
|--|---|---------|
| Gentoo Homes Limited | [REDACTED] | 12/30 |
| Kim Mitchell | [REDACTED] | 12/30 |
| John Stephen Parmley and Vilma Ann Parmley | [REDACTED] | 12/30 |
| Daniel Tristan Thurland and Kate Thurland | [REDACTED] | 12/30 |
| Steven Brian Foster Mitchell | [REDACTED] | 12/30 |
| Andrew John Morley and Emma Louise Morley | [REDACTED] | 12/30 |
| Caroline Jane Goldie and Colin James Goldie | [REDACTED] | 12/30 |
| Heather Louise Hopwood | [REDACTED] | 12/30 |
| David Thompson and Linda Thompson | [REDACTED] | 12/30 |
| Emma Mary Gaudern and Jemma Claire Morland | [REDACTED] | 12/30 |
| Town & Village Homes Limited | c/o Government Legal Department (BVD) , 1 Ruskin Square , Croydon , CR0 2WF | 12/30 |
| Herbert Brian Mitchell | [REDACTED] | 12/30 |
| John Denis Parks and Maria Parks | [REDACTED] | 12/30 |
| Jacqueline Bradburn and Peter James Bradburn | [REDACTED] | 12/30 |
| Shaukat Riasat Khaliq and Wendy Khaliq | [REDACTED] | 12/30 |
| Dunelm Homes Limited | Esh House , Bowburn North Industrial Estate , Bowburn , Durham , DH6 5PF | 12/30 |
| Kim Andrew and Thomas William Blenkinsopp Andrew | [REDACTED] | 12/30 |

| Name | Address | Plot(s) |
|--|--|---------|
| Joan Richardson and John Atchison Richardson | [REDACTED] | 12/30 |
| John Desmond Wilson and Kathleen Florence Wilson | [REDACTED] | 12/30 |
| Jacqueline Bernadette Casey and Sean Adam Casey | [REDACTED] | 12/30 |
| Bryant Homes Northern Limited | Gate House , Turnpike Road , High Wycombe , HP12 3NR | 12/30 |
| Irene Anne Magee | [REDACTED] | 12/30 |
| Glynne Johnson and William Paul Johnson | [REDACTED] | 12/30 |
| Andrew Robert Thornton | [REDACTED] | 12/30 |
| Jennifer Jayne Garcia-Hall | [REDACTED] | 12/30 |
| David James Gale and Nicola Cottle | [REDACTED] | 12/30 |
| Donald Harrison and Joyce Harrison | [REDACTED] | 12/30 |
| Ann Casson and Roger John Casson | [REDACTED] | 12/30 |
| Peggland Limited | Hub One , Hartlepool Innovation Centre , Venture Court , Queens Meadow Business Park , Hartlepool , TS25 5TG | 12/30 |
| Michelle Ann Holdsworth and Robert Edmund Holdsworth | [REDACTED] | 12/30 |
| Punch Partnerships (PML) Limited | Jubilee House , Second Avenue , Burton Upon Trent , DE14 2WF | 12/30 |
| Allison Hardy and Philip Hardy | [REDACTED] | 12/30 |
| Neil Harrison | [REDACTED] | 12/30 |
| Neal Marshall | [REDACTED] | 12/30 |

| Name | Address | Plot(s) |
|--|--|---------|
| Laura Pennicott and Lewis Pennicott | [REDACTED] | 12/30 |
| Persimmon Homes (North East) Limited and Persimmon Homes Limited | Persimmon House , Fulford , York , YO19 4FE | 12/30 |
| Robert William Webster and Shauna Morsheda Ahmed | [REDACTED] | 12/30 |
| Anthony George Robinson and Kim Robinson | [REDACTED] | 12/30 |
| Joyce Stones and Keith Stones | [REDACTED] | 12/30 |
| Lynne Childs and Paul Childs | [REDACTED] | 12/30 |
| John Moran and Rose Marie Moran | [REDACTED] | 12/30 |
| Claire Elizabeth Conway and James Conway | [REDACTED] | 12/30 |
| Susan Pennicott | [REDACTED] | 12/30 |
| John Murison and Susan Ann Murison | [REDACTED] | 12/30 |
| David Michael Willis and Rachel Frances Willis | [REDACTED] | 12/30 |
| Trustees For Methodist Church Purposes | Trustees For Methodist Church Purposes , Central Buildings , Oldham Street , Manchester , M1 1JQ | 12/30 |
| Irene Elizabeth Bisp and Simon Lawence Smith | [REDACTED] | 12/30 |
| Margaret Lynne Hole and Simon Jack Hole | [REDACTED] | 12/7 |
| Robert Stephen Bradley | [REDACTED] | 12/7 |
| Glenn Bargewell | [REDACTED] | 12/7 |

| Name | Address | Plot(s) |
|--|------------|---------------|
| Ann Holmes and David Anthony Holmes | [REDACTED] | 12/7 |
| Allison Woodhouse and Phillip Roy Woodhouse | [REDACTED] | 12/7 |
| Nichola Jayne Reeder and Steven Reeder | [REDACTED] | 12/7 |
| Anthony Nelson | [REDACTED] | 12/7 |
| Margaret Kirton and Robert Kirton | [REDACTED] | 12/7 |
| Kathryn Sally-Ann Robson | [REDACTED] | 12/7 |
| Gillian Dagg and Kenneth John Dagg | [REDACTED] | 12/7 |
| Tracy Bargewell | [REDACTED] | 12/7 |
| Peter Charles Robson | [REDACTED] | 12/7 |
| Eric Callender Robson | [REDACTED] | 12/7 |
| Carol Wade | [REDACTED] | 12/7 |
| Gemma Louise Rigg and John Paul | [REDACTED] | 12/7 |
| Amanda Jane Blackett and Andrew Blackett | [REDACTED] | 12/7 |
| Thomas Battersby Andrew | [REDACTED] | 13/1 and 13/3 |
| Catherine Marjorie Wilks | [REDACTED] | 13/1 |
| Joan Cole and Paul Edward Cole | [REDACTED] | 13/1 |
| Anthony John Connolly and The Executors of Erica June Connolly | [REDACTED] | 13/1 |
| Emma Louise Murray and Lee Murray | [REDACTED] | 13/1 |

| Name | Address | Plot(s) |
|--|------------|----------------------|
| Carlbury Developments Limited | [REDACTED] | 13/1 |
| Sharon Louise Clarke | [REDACTED] | 13/1 |
| Brian Ellis Mulhearn | [REDACTED] | 13/1 |
| Willow Bridge Properties Limited | [REDACTED] | 13/1 |
| Catherine Louise Clayton | [REDACTED] | 13/1 and 13/3 |
| Ian Richard Clayton | [REDACTED] | 13/1 and 13/3 |
| Ineos Manufacturing (Hull) Limited | [REDACTED] | 13/1, 13/8 and 13/11 |
| The Owner | [REDACTED] | 13/13 |
| Terence Dobbing | [REDACTED] | 13/13 |
| Jeremy Mark Sidgwick and Thomas Allinson Sidgwick | [REDACTED] | 13/13 |
| Cynthia Emily Reed and Geoffrey Reed | [REDACTED] | 13/13 |
| Desmond Williamson Shaw and June Mary Shaw | [REDACTED] | 13/13 |
| Jacqueline Michele Graves and James Henry Graves | [REDACTED] | 13/13 |
| Mark Antony Arrowsmith and Susan Mchale Arrowsmith | [REDACTED] | 13/13 |
| David Pinkney and Lynn Alexandra Stewart | [REDACTED] | 13/13 |
| The Executors of John David Lewis | [REDACTED] | 13/13 |
| Dorothy Ann Sanderson and Rachael Ann Hampton | [REDACTED] | 13/13 |

| Name | Address | Plot(s) |
|--|--|---|
| Victoria Louise Basford | [REDACTED] | 13/13 |
| Christopher David Sewell and Donna Kay Sewell | [REDACTED] | 13/13 |
| Mackay Smith and The Executors of Dorothy Smith | [REDACTED] | 13/13 |
| Margaret Owen | [REDACTED] | 13/13 |
| Lynne Hart and Paul Richard Hart | [REDACTED] | 13/13 |
| Marc Joseph Symington and Samantha Jayne Lindsay Symington | [REDACTED] | 13/13 |
| Jacqueline Ann Twigger and John Thomas Twigger | [REDACTED] | 13/13 |
| Co-operative Group Limited | 1 Angel Square , Manchester , M60 0AG | 13/18 |
| National Grid Electricity Transmission plc | 1-3 Strand , London , WC2N 5EH | 13/18 |
| Apex Homes (Ripon) Two Ltd | The Hemington , The Mill House Business Centre , Mill House , Station Road , Castle Donington , Derby , DE74 2NJ | 13/18 |
| Stuart Martin Abram Swinbank | [REDACTED] | 1/2 and 2/2 |
| National Highways Limited | Bridge House , 1 Walnut Tree Close , Guildford , GU1 4LZ | 1/1, 1/2, 3/1 and 3/6 |
| Darlington Borough Council | Town Hall , Feethams , Darlington , DL1 5QT | 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, 11/10, 11/11, 11/12, |

| Name | Address | Plot(s) |
|--|---|---|
| | | 11/16, 12/4, 12/7 and 12/16 |
| Thomas William Cheesmond Kemp | [REDACTED] | 1/2 and 3/6 |
| Shirley Sharp and Stephen Revis Sharp | [REDACTED] | 11/1 and 12/7 |
| Paul Baker | [REDACTED] | 11/1, 12/7 and 12/30 |
| Stockton-on-Tees Borough Council | P. O. Box 11 , Municipal Buildings , Church Road , Stockton-on-Tees , TS18 1LD | 12/7, 12/14, 12/18, 12/25, 12/27, 12/30, 13/1, 13/3, 13/5, 13/13, 13/15 and 13/18 |
| Christopher George Riley and Julie McClure | [REDACTED] | 12/30 and 13/1 |
| Church Commissioners For England | Church House , Great Smith Street , London , SW1P 3AZ | 12/7, 12/12, 12/16, 12/18, 12/20, 12/23, 12/30, 13/1, 13/3, 13/13 and 13/15 |
| Norma Andrew | [REDACTED] | 12/7, 13/1 and 13/3 |
| Frank Battersby Andrew | [REDACTED] | 12/7, 12/25, 13/1, 13/3 and 13/13 |
| Stockton-on-Tees Borough Council | P. O. Box 11 , Municipal Buildings , Church Road , Stockton-on-Tees , TS18 1LB | 12/9, 12/10, 12/12, 12/15, 12/17, |

| Name | Address | Plot(s) |
|---|--|---|
| | | 12/20, 12/23, 12/24, 13/8, 13/11 and 13/17 |
| Durham Diocesan Board Of Finance | Cuthbert House , Stonebridge , Durham , DH1 3RY | 2/2 and 12/7 |
| Durham County Council | County Hall , Aykley Heads , Durham , DH1 5UL | 7/4, 7/5, 7/6, 11/1, 11/16, 12/4 and 12/7 |
| Jean Melville Hetherington and Norman Hetherington | [REDACTED] [REDACTED] | 7/6 and 8/3 |
| Nicholas Hetherington | [REDACTED] [REDACTED] | 7/6 and 8/3 |
| Demi Hetherington | [REDACTED] [REDACTED] | 7/6 and 8/3 |
| Stewart Eric Chapman | [REDACTED] [REDACTED] | 7/6, 8/3, 8/6 and 9/6 |
| Clare Wise Chapman | [REDACTED] [REDACTED] | 7/6, 8/3, 9/6, 9/8 and 9/15 |
| Robert Edward Wall | [REDACTED] [REDACTED] | 9/6 and 10/2 |
| Stuart William Blythman | [REDACTED] | 9/6 and 10/2 |
| Northumbrian Water Limited | Northumbria House , Abbey Road , Pity Me , Durham , DH1 5FJ | 9/6 and 11/1 |
| Fiona Jayne Hopper | [REDACTED] , [REDACTED] | 9/6, 9/15 and 11/1 |

Appendix A2 List of Section 42(a) and Section 42(b) consultees

| Consultee | Category under PA2008 |
|--|-----------------------|
| The Health and Safety Executive | Section 42(a) |
| NHS England | Section 42(a) |
| North East and North Cumbria Integrated Care Board | Section 42(a) |
| Natural England | Section 42(a) |
| Historic England | Section 42(a) |
| Cleveland Fire Service | Section 42(a) |
| County Durham and Darlington Fire and Rescue Service | Section 42(a) |
| Durham Police and Crime Commissioner | Section 42(a) |
| Cleveland Police and Crime Commissioner | Section 42(a) |
| Bishopton Parish Council | Section 42(a) |
| Great Stainton Parish Meeting | Section 42(a) |
| Little Stainton Parish Meeting | Section 42(a) |
| Carlton Parish Council | Section 42(a) |
| Redmarshall Parish Council | Section 42(a) |
| Stillington and Whitton Parish Council | Section 42(a) |
| Mordon Parish Meeting | Section 42(a) |
| Grindon and Thorpe Thewles Parish Council | Section 42(a) |
| Environment Agency | Section 42(a) |
| The Equality and Human Rights Commission | Section 42(a) |
| Homes England | Section 42(a) |
| The Civil Aviation Authority | Section 42(a) |
| Durham County Council | Section 42(a) |
| Stockton-on-Tees Borough Council Highways Department | Section 42(a) |
| Darlington Borough Council Highways Department | Section 42(a) |
| National Highways | Section 42(a) |
| The Canal and River Trust | Section 42(a) |
| OFGEM | Section 42(a) |
| UK Health Security Agency | Section 42(a) |
| The Crown Estate | Section 42(a) |
| The Forestry Commission | Section 42(a) |

| Consultee | Category under PA2008 |
|---|------------------------------|
| County Durham and Darlington Local Resilience Forum | Section 42(a) |
| North East Combined Authority | Section 42(a) |
| Cadent Gas Limited | Section 42(a) |
| Eclipse Power Network Limited | Section 42(a) |
| Energy Assets Pipelines Limited | Section 42(a) |
| Energy Assets Networks Limited | Section 42(a) |
| ES Pipelines Ltd | Section 42(a) |
| ESP Connections Ltd | Section 42(a) |
| ESP Electricity Limited | Section 42(a) |
| ESP Networks Ltd | Section 42(a) |
| ESP Pipelines Ltd | Section 42(a) |
| Fulcrum Electricity Assets Limited | Section 42(a) |
| Fulcrum Pipelines Limited | Section 42(a) |
| GTC Pipelines Limited | Section 42(a) |
| Harlaxton Energy Networks Limited | Section 42(a) |
| Harlaxton Gas Networks Limited | Section 42(a) |
| Homes England | Section 42(a) |
| Independent Pipelines Limited | Section 42(a) |
| Independent Power Networks Limited | Section 42(a) |
| Indigo Pipelines Limited | Section 42(a) |
| Indigo Power Limited | Section 42(a) |
| Last Mile Electricity Ltd | Section 42(a) |
| Last Mile Gas Ltd | Section 42(a) |
| Leep Electricity Networks | Section 42(a) |
| Leep Gas Networks Limited | Section 42(a) |
| Mua Electricity Limited | Section 42(a) |
| National Grid Electricity System Operator Limited | Section 42(a) |
| National Grid Electricity Transmission Plc | Section 42(a) |
| National Grid Gas Plc | Section 42(a) |
| National Highways Historical Railways Estate | Section 42(a) |
| Network Rail | Section 42(a) |
| NHS England | Section 42(a) |
| North East Ambulance Service NHS Foundation Trust | Section 42(a) |

| Consultee | Category under PA2008 |
|--|------------------------------|
| North East and North Cumbria Integrated Care Board | Section 42(a) |
| North East Waterways | Section 42(a) |
| Northern Gas Networks Limited | Section 42(a) |
| Northern Powergrid (Northeast) Limited | Section 42(a) |
| Northern Powergrid (Yorkshire) Plc | Section 42(a) |
| Northumbrian Water | Section 42(a) |
| Optimal Power Networks Ltd | Section 42(a) |
| Quadrant Pipelines Limited | Section 42(a) |
| Scotland Gas Networks Plc | Section 42(a) |
| Southern Gas Networks Plc | Section 42(a) |
| Squire Energy Limited | Section 42(a) |
| The Canal and River Trust | Section 42(a) |
| The Electricity Network Company Limited | Section 42(a) |
| The Environment Agency | Section 42(a) |
| UK Power Distribution Limited | Section 42(a) |
| Utility Assets Limited | Section 42(a) |
| Vattenfall Networks Limited | Section 42(a) |
| Wales and West Utilities Ltd | Section 42(a) |
| Yorkshire Water | Section 42(a) |
| Zayo (Telecomms) | Section 42(a) |
| BT Openreach | Section 42(a) |
| Atkins/Vodafone | Section 42(a) |
| Virgin | Section 42(a) |
| MUA Gas Limited | Section 42(a) |
| Cumbria County Council | Section 42(b) |
| Cumberland Council | Section 42(b) |
| Darlington Borough Council | Section 42(b) |
| Durham County Council | Section 42(b) |
| Gateshead Council | Section 42(b) |
| Hartlepool Borough Council | Section 42(b) |
| Middlesbrough Council | Section 42(b) |
| North Yorkshire Council | Section 42(b) |
| Northumberland County Council | Section 42(b) |

| Consultee | Category under PA2008 |
|---|------------------------------|
| Redcar and Cleveland Borough Council | Section 42(b) |
| Stockton-on-Tees Borough Council | Section 42(b) |
| Sunderland City Council | Section 42(b) |
| Westmorland and Furness Council | Section 42(b) |
| Yorkshire Dales National Park Authority | Section 42(b) |
| Tees Valley Combined Authority | Section 42(b) |

Appendix B Schedule of Other Consents and Licenses

| Issue | Consent/Licence and Legislation | Status | Appraisal of proposed changes |
|-------------------------------|--|---|---|
| Electricity Generation | Electricity Generation Licence – under the Electricity Act 1989 | Application will be made either during Examination or post-consent | Changes are not relevant to this licence, no impact. |
| | Connection Agreement – required for the connection of the project to the National Grid. | The Applicant has obtained this agreement with the relevant authority. | Changes are not relevant to this agreement, no impact. |
| Nature Conservation | Protected Species Licence – under the Conservation of Habitats and Species Regulations 2017, Wildlife and Countryside Act 1981 or Protection of Badgers Act 1992. | Not currently anticipated although may be required in relation to bats should tree removal effect trees with roosting potential. | Change 1 has no potential to impact protected species. Works under Change 2 do not require tree removal but may require minor pruning. If for any reason works would impact trees with roosting potential, the need for a protected species licence would be kept under review by the ecological clerk of works (ECoW) and the licence sought as appropriate. |
| | Protected Species Licence – Great Crested Newts – under the Conservation of Habitats and Species Regulations and Wildlife and Countryside Act 1981. | District Level Licence (DLL) is being pursued. The Applicant has received a provisional certificate and is progressing this with Natural England to receive a countersigned certificate imminently. At that point, further progression of the licence can be made only post-planning consent. | Changes would not have potential to effect GCN, no impact. |
| | Licence to interfere with badger setts – under Section 10 of the Protection of Badgers Act 1992 | The requirement for licences will be determined after a pre-construction survey and monitoring works. | Change 1 has no potential to impact badgers. Works under Change 2 are unlikely to impact on badgers, however would be determined through pre-construction survey and monitoring works as per remainder of the Proposed Development. As such, Change 2 does not change the Applicant's approach to this licence. |

| Issue | Consent/Licence and Legislation | Status | Appraisal of proposed changes |
|----------------------------|---|---|--|
| Materials and Waste | Exemption for using, treating, storing and disposing of waste – under the Environmental Permitting (England and Wales) Regulations 2016 | The re-use of any excavated material during construction would be managed in line with the CL:AIRE Materials Management Plan. The EA confirmed in writing 9/11/2023 that they would not approve the disapplication of this consent. | Changes are not relevant to this consent, no impact. |
| | Mobile plant permit – under the Pollution Prevention and Control Act 1999, Environmental Permitting (England and Wales) Regulations 2016 | Permit not currently anticipated to be required, however residual possibility through unexpected contamination. | Change 1 has no potential to impact this permit. Works under Change 2 are not expected to require mobile plant permit, however remains residual possibility through unexpected contamination. As such, Change 2 does not change the Applicant’s approach to this permit. |
| | Asbestos – Control of Asbestos Regulations 2012 | Not anticipated to be required, however there is a residual possibility of unexpected sources of asbestos (i.e. buried asbestos). If required, a licence will be sought by the contractor prior to demolition works taking place. | Change 1 has no potential to give rise to asbestos exposure. Works under Change 2 are not expected to require an asbestos licence, however remains residual possibility through unexpected sources. As such, Change 2 does not change the Applicant’s approach to this permit. |
| Water | Land Drainage Consent – under section 23 of the Land Drainage Act 1991 and Flood and Water Management Act 2010 | Draft Protective Provisions have been shared with the LLFA for agreement. Darlington LLFA and Stockton-on-Tees LLFA have both confirmed in writing their agreement in principle with the disapplication of the Land Drainage Consent through the DCO. The Applicant continues to engage with Stockton-on-Tees LLFA on the detail of the disapplication process. | Changes do not relate to works on or near Ordinary Watercourses and are not relevant to this consent, no impact. |

| Issue | Consent/Licence and Legislation | Status | Appraisal of proposed changes |
|-------|--|---|---|
| | Flood risk activity permit(s) – under the Environmental Permitting Regulations (England and Wales) 2016. | At point of DCO application, draft Protective Provisions had been shared with the EA for agreement. The Applicant received confirmation from the EA on 22 August 2024 that the EA does not agree to disapplication of this consent and therefore the Applicant is no longer seeking to disapply it. The draft DCO (Document Reference 3.1, Revision 2) is updated at Deadline 2 to reflect this. | Changes do not relate to works on or near a main river and are not relevant to this consent, no impact. |
| | Water Activity Permits – under the Environmental Permitting (England and Wales) Regulations 2016 | The EA confirmed in writing 9/11/2023 that they would not approve the disapplication of this consent. | Changes do not relate to discharge of water and are not relevant to this permit, no impact. |
| | Water abstraction or impoundment licence – under section 24 of the Water Resources Act 1991 (as amended by the Water Act 2003), Environment Act 1995, Water Resources (Abstraction and Impounding) Regulations 2016 | This is considered to be unlikely but should pumping or dewatering activities be required, applications would be made by the contractor before abstraction or impoundment commences. The EA confirmed in writing 9/11/2023 that they would not approve the disapplication of this consent. | Changes do not relate to abstraction or impoundment of water and are not relevant to this licence, no impact. |
| | Temporary water impoundment licence – under section 25 of the Water Resources Act 1991. | This is considered to be unlikely but should a licence be required, applications would be made by the contractor. | Changes do not relate to impoundment of water and are not relevant to this licence, no impact. |

| Issue | Consent/Licence and Legislation | Status | Appraisal of proposed changes |
|----------------------------|---|--|--|
| | Trade effluent consent – under the Water Industry Act 1991. | This is considered unlikely to be required, as all effluent during construction and operation would be self-contained and not discharged to the mains network. | Changes do not relate to trade effluent and are not relevant to this licence, no impact. |
| Noise | Section 61 consent – under Section 61 of the Control of Pollution Act 1974. | Applications for consent would be made to the relevant local authority at least 28 days before any relevant works begin, or earlier if reasonably practicable. | Change 1 has no potential to give rise to noise. Works under Change 2 are not expected to require Section 61 consent, however would be applied for if determined to be relevant. As such, Change 2 does not change the Applicant's approach to this consent. |
| Traffic / Transport | Permit for transport of abnormal loads – for delivery by road of loads that fall outside standard practice (if required) | Applications will be made as appropriate in advance of the abnormal load delivery and in line with the principles within the Outline Construction Traffic Management Plan (CTMP) (Document Reference 6.4.2.8). | Change 1 has no potential to require abnormal loads. Works under Change 2 do not require transport of abnormal loads. No impact. |
| Health & Safety | Health and Safety related consents – under the Health and Safety at Works Act 1974 and subsidiary legislation. | Applications to be made by the contractor before construction commences as appropriate. | Change 1 has no potential to require health and safety consents. Works under Change 2 may require such consents, however would be determined at detailed design and therefore do not change the Applicant's approach to this consent. |
| Hedgerows | Hedgerow Regulations 1997 – under the Environment Act 1995 | To be disapplied through the DCO. As it is not a prescribed consent, no agreement is required with the relevant authority to disapply it. | The changes do not alter the Applicant's intention to disapply the Hedgerow Regulations 1997 through the DCO. |