



RWE Renewables UK Solar and Storage Limited

FAO Jen Savage
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

By email only: byersgillsolar@planninginspectorate.gov.uk

15 November 2024

Dear Jen,

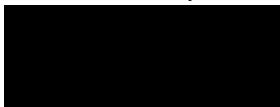
**Development Consent for the Byers Gill Solar scheme: EN010139
Applicants submission – Deadline 5 (15 November 2024)**



On 30 July 2024, the Examining Authority (“ExA”) issued a letter under Section 89 of the Planning Act 2008 and Rules 8 and 9 of the Infrastructure Planning (Examination Procedure) Rules 2010 (“the Rule 8 letter”) which confirmed the Examination timetable and procedure relating to the Byers Gill Solar Development Consent Order (DCO) application. The Rule 8 letter set out the submissions required by the ExA to be provided for each Deadline of the Examination.

On 22 October 2024, the ExA published Hearing Action Points arising from the Issue Specific Hearings and Compulsory Acquisition Hearing held on 15 and 16 October 2024. Where an action was required for Deadline 5, this is included in this submission.

This letter encloses the Applicant’s summary of the submission made at Deadline 5.

Your sincerely,



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

SUMMARY OF DEADLINE 5 SUBMISSION

The Applicant's Deadline 5 submission includes documents specific to Deadline 5, alongside a range of updated DCO application documents, including a suite of updated management plans. These have been updated and submitted at this Deadline, instead of Deadline 6 as had originally been envisaged, due to the interaction of the updates with questions asked under ExQ2. In order to aid understanding of this submission, a list of documents is provided below under relevant categories:

Overarching documents

- Cover letter (this letter)
- Updated Guide to the Application (Document Reference 1.2 Revision 6)
- Application Document Tracker (Document Reference 1.5, Revision 9)

Documents requested by the ExA under Deadline 5

- Response to Examining Authority's Second Written Questions (ExQ2) (Document Reference 8.19). This includes the Applicant's comments on the ExA's commentary on changes to the draft DCO, as published on 1 November 2024.
- Statement of Common Ground with Stockton-on-Tees Borough Council (Document Reference 8.4.3, Revision 3)
- Statement of Common Ground with Durham County Council (Document Reference 8.4.1, Revision 3)
- Statement of Commonality (Document Reference 8.4, Revision 5)
- Draft Development Consent Order (dDCO), tracked change and clean versions (Document Reference 3.1, Revision 4).
- DCO Schedule of Changes (Document Reference 3.3, Revision 3).
- Statement of Reasons, clean and tracked versions (Document Reference 4.1, Revision 3)
[please note: the Applicant is aware that updates are needed to the Book of Reference. These are being undertaken and will be provided at DL6]
- Status of Negotiations with Statutory Undertakers (Document Reference 7.7, Revision 4)
- Comments on Deadline 4 Submissions (Document Reference 8.21)

Additional Deadline 5 documents and updated management plans

- Response to Hearing Action Points (Document Reference 8.20)
- Environmental Masterplans with Viewpoints (Document Reference 8.22)
- ES Errata and Management Plans Updates (Document Reference 8.11, Revision 3).
- Design Approach Document, clean and tracked versions (Document Reference 7.2, Revision 3)
- Special Category Land Plans (Document Reference 2.6)
- Statement of Reasons, clean and tracked versions (Document Reference 4.1, Revision 3)
- Outline Construction Environmental Management Plan, clean and tracked versions (Document Reference 6.4.2.6, Revision 2).
- Outline Decommissioning Environmental Management Plan, clean and tracked versions (Document Reference 6.4.2.7, Revision 2).
- Outline Construction Traffic Management Plan, clean and tracked versions (Document Reference 6.4.2.8, Revision 2).
- Outline Public Rights of Way Management Plan, clean and tracked versions (Document Reference 6.4.2.15, Revision 3).

- Outline Landscape and Ecology Management Plan, clean and tracked versions (Document Reference 6.4.2.14, Revision 2).
- Flood Risk Assessment and Drainage Strategy, clean and tracked versions (Document Reference 6.4.10.1, Revision 5)
- Street Works, Rights of Way and Access Plans (Document Reference 2.3, Revision 6).

STATEMENTS OF COMMON GROUND

The Rule 8 letter lists a number of Statements of Common Ground (SoCGs) requested by the ExA to be produced jointly by the Applicant and third parties. At this Deadline, two updated SoCGs are provided, with matters to be agreed. Discussions with other parties are ongoing and it is anticipated that further SoCGs, or updates to existing SoCGs, may be submitted at the next Deadline. The accompanying Statement of Commonality (SoC) (Document Reference 8.4, Revision 5) sets out the status of all SoCGs in production and progression made since Deadline 4.

REQUEST FOR INFORMATION UNDER RULE 17: CHANGE APPLICATION DOCUMENTS

The ExA issued procedural advice on 1 November 2024 in relation to the Change Application made by the Applicant on 18 October 2024. This included a request for additional documentation to be submitted in addition to a Consultation Report (scheduled for 17 December 2024). The Applicant has noted that some of the documents requested to be provided in tracked and clean versions are provided with further revisions at this deadline. As such, the Applicant provides the following documents as tracked and clean versions which reflect both the change application changes and any changes made at Deadline 5:

- Outline Public Rights of Way Management Plan, clean and tracked versions (Document Reference 6.4.2.15, Revision 3).
- Statement of Reasons, clean and tracked versions (Document Reference 4.1, Revision 3)

This is depicted by blue tracked changes (amendments relating to 18 October 2024 change request) and red tracked changes (amendments relating to Deadline 5 submission). The remaining documents will be submitted on 17 December 2024, unless otherwise amended at Deadline 6 prior to that date.