



## Application by East Yorkshire Solar Farm Limited for an Order Granting Development Consent for the East Yorkshire Solar Farm

### Updated Agenda for Compulsory Acquisition Hearing 1

Hearing	Date and Time	Location
<b>Compulsory Acquisition Hearing 1</b>	<b>Tuesday 9 July 2024:</b> <b>Registration and seating available at venue from: 1:30pm</b> <b>Registration Process from: 1:30pm</b> <b>Hearing starts: 2:00pm</b>	The Parsonage Hotel and Spa, Escrick, York, North Yorkshire, YO19 6LF and By virtual means using Microsoft Teams Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered

Item	Matters
<b>1</b>	<b>Welcome, introductions and arrangements for the hearing</b>
<b>2</b>	<b>The Applicant's case for CA and Temporary Possession (TP)</b> The ExA will invite the Applicant to present and justify its case for CA and TP under the following headings: a) The Applicant's overall approach to CA and TP in the context of the relevant tests under the Planning Act 2008 and DCLG Guidance b) The content of the Book of Reference, the Statement of Reasons, the Funding Statement and the Schedule of Negotiations and Powers Sought c) The need for CA and TP and the minimisation of need d) The consideration of alternatives e) The availability and adequacy of funds f) Potential impediments to the Proposed Development g) Human rights and the compelling case in the public interest
<b>3</b>	<b>Individual objections and issues</b>

	Review of the status of CA and/or TP objections with regard to the following specific matters. In each case reference will be made to the Book of Reference [REP1-011] and the Schedule of Negotiations and Powers Sought [REP2-005].		
<b>Item</b>	<b>Affected Person</b>	<b>Plot ref</b>	<b>Document/Issue</b>
a)	Michael Axup	14/68, 14/72 and 14/76	[RR229] [REP1-099]; Applicant's Responses to Written Representations Submitted at D1 [REP2-019]
b)	Stephen Paul Lunn	10/43, 10/45 and 10/46	[RR-349]; Applicant's Responses to Written Representations Submitted at D1 [REP2-019]
c)	DB Hunt	18/105, 18/106	[RR-061]
d)	Parkin Laverack Saunders	5/17 5/18 5/19	Update on discussions with Natural England required to progress agreements
e)	Bingley	22/165	Update on negotiations
f)	National Grid Electricity Transmission Plc	Plots 2/07, 2/08, 14/73, 14/74 freehold acquisition 8/63, 15/94, 21/142, 21/149, 22/151, 21/152, 22/154, 22/155, 22/156, 22/164, 22/165, 22/170, 22/171, 22/172 rights only	Update on discussions regarding interaction with EGL, Protective Provisions (PPs) and side agreement
g)	Drax Power Limited	21/145, 21/146, 21/148, 21/149, 21/152, 22/155, 22/159, 22/163, 22/164, 22/166, 22/167, 22/168	Update on discussions regarding interaction with National Grid assets and EGL
h)	Network Rail	15/83	Update on discussions, [RR-270] Applicant's Responses to Written Representations Submitted at D1 [REP2-019]

i)	Northern Powergrid	4/14, 4/25, 4/27, 6/34, 6/37, 9/40, 9/54, 9/55, 13/60, 8/63, 8/64, 8/66, 15/81, 16/91, 15/92, 15/93, 15/94, 18/96, 18/97, 18/100, 18/101, 18/102, 19/129, 20/130, 22/165 rights  6/29, 7/31, 6/33, 6/38, 10/41, 11/48, 11/50, 8/65, 8/67, 15/79, 15/85 freehold acquisition	Update on discussions regarding PPs and side agreement.  SoCG with Northern Powergrid [REP1-078]
j)	National Gas Transmission	7/31, 11/47, 11/50, 13/69, 13/71, 15/79, 17/82 freehold acquisition  19/129, 20/138 rights	Update on discussions regarding PPs and side agreement.  SoCG with National Gas Transmission [REP1-076]
k)	Environment Agency	18/107, 18/110 and 21/142	[RR-107]  Update regarding possible omissions from the Book of Reference [REP1-011]
l)	Crown Land	18/109 and 21/141	Update on negotiations
<b>4</b>	The ExA will, as it considers necessary, ask questions of the Affected Persons, or their representatives, and the Applicant		
<b>5</b>	<b>Other Matters</b>		
<b>6</b>	<b>Close</b>		

This agenda is for guidance and is not exclusive or exhaustive. The ExA may rearrange the agenda on the day, may add other issues, or may alter the order in which issues are considered.

### Participation in CAH1

All Affected Persons and their representatives and the Applicant are invited to attend CAH1.

## Agenda for Open Floor Hearing

Hearing	Date and Time	Location
Open Floor Hearing (OFH)	<p><b>Tuesday 9 July 2024:</b></p> <p><b>Registration and seating available at venue from: 5.30pm</b></p> <p><b>Registration Process from: 5.30pm</b></p> <p><b>Hearing starts: 6.00pm</b></p>	<p>The Parsonage Hotel and Spa, Escrick, York, North Yorkshire, YO19 6LF</p> <p>and</p> <p>By virtual means using Microsoft Teams</p> <p>Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered</p>

Item	Matters
1	<b>Welcome, introductions and arrangements for the hearing</b>
2	<b>Confirmation of who has notified the ExA of a wish to be heard at the OFH</b>
3	<p><b>Oral submissions from Interested Parties</b></p> <p>Each Interested Party that has indicated a wish to speak will be invited in turn to speak at a table set up in front of the ExA.</p> <p>These oral submissions should be based on representations previously made in writing by the speaker. However, they should not simply repeat matters previously covered in a written submission, but rather provide further detail, explanation and corroborative evidence that will help to inform the ExA.</p> <p>The ExA will, as it considers necessary, ask questions of the speaker and provide the Applicant with an opportunity to respond.</p>
4	<b>Other Matters</b>
5	<b>Close</b>

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### Participation, conduct and management of the OFH

All Interested Parties and the Applicant are invited to attend the OFH. Participation will be of most relevance to Interested Parties who wish to raise matters that do not come under the agendas for Compulsory Acquisition Hearing 1 or Issue Specific Hearing 2. Each Interested Party should assume that they will be allowed a maximum speaking time of 10 minutes in total for all submissions that they wish to make. It may be necessary to be more restrictive if there are an exceptional number of potential submissions.

Interested Parties are reminded that the hearing is not to be used as a political platform.

## Updated Agenda for ISH2 on Environmental Matters

Hearing	Date and Time	Location
Issue Specific Hearing 2 on Environmental Matters (ISH2)	<p><b>Wednesday 10 July 2024:</b></p> <p><b>Registration and seating available at venue from: 9:30am</b></p> <p><b>Registration Process from: 9:30am</b></p> <p><b>Hearing starts: 10.00am</b></p>	<p>The Parsonage Hotel and Spa, Escrick, York, North Yorkshire, YO19 6LF</p> <p>and</p> <p>By virtual means using Microsoft Teams</p> <p>Full instructions on how to join online or by telephone will be provided in advance to those who have pre-registered</p>

Item	Matters						
1	Welcome, introductions and arrangements for the hearing						
2	Main discussion points						
	<table border="1"> <thead> <tr> <th><i>Topic</i></th> <th><i>References</i></th> </tr> </thead> <tbody> <tr> <td> <p>a) <b>Landscape and visual impact</b>, with particular regard to</p> <ul style="list-style-type: none"> <li>○ Landscape impact, including the assessment methodology and the scale of change</li> <li>○ Proposals for the retention of existing trees and vegetation</li> <li>○ Visual impact on residential properties and public rights of way</li> <li>○ The adequacy of the proposed mitigation measures</li> </ul> </td> <td> <p>EYRC LIR [REP2-022];                      NYC LIR [REP2-023];                      Applicant's Response to ExQ1 [REP1-081];                      Applicant's Response to D1 submissions [REP2-019];                      ES Chapter 10 Landscape and Visual Impact [REP1-015, REP1-064 and REP1-29 to 47].                      Various WRs, for example [REP1-103], [REP1-145].</p> </td> </tr> <tr> <td> <p>b) <b>Use of agricultural land</b>, with particular regard to the scale of change</p> </td> <td> <p>EYRC LIR [REP2-022];                      Applicant's Response to ExQ1 [REP1-081];                      Various WRs, for example [REP1-108], [REP1-147].</p> </td> </tr> </tbody> </table>	<i>Topic</i>	<i>References</i>	<p>a) <b>Landscape and visual impact</b>, with particular regard to</p> <ul style="list-style-type: none"> <li>○ Landscape impact, including the assessment methodology and the scale of change</li> <li>○ Proposals for the retention of existing trees and vegetation</li> <li>○ Visual impact on residential properties and public rights of way</li> <li>○ The adequacy of the proposed mitigation measures</li> </ul>	<p>EYRC LIR [REP2-022];                      NYC LIR [REP2-023];                      Applicant's Response to ExQ1 [REP1-081];                      Applicant's Response to D1 submissions [REP2-019];                      ES Chapter 10 Landscape and Visual Impact [REP1-015, REP1-064 and REP1-29 to 47].                      Various WRs, for example [REP1-103], [REP1-145].</p>	<p>b) <b>Use of agricultural land</b>, with particular regard to the scale of change</p>	<p>EYRC LIR [REP2-022];                      Applicant's Response to ExQ1 [REP1-081];                      Various WRs, for example [REP1-108], [REP1-147].</p>
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<p>b) <b>Use of agricultural land</b>, with particular regard to the scale of change</p>	<p>EYRC LIR [REP2-022];                      Applicant's Response to ExQ1 [REP1-081];                      Various WRs, for example [REP1-108], [REP1-147].</p>						

c)	<p><b><i>The efficiency of the proposal</i></b>, with particular regard to the output of the proposal in relation to its land take</p>	<p>Applicant's Response to ExQ1 [REP1-081]; D2 submission by Michael Field [REP2-026]</p>
d)	<p><b><i>Human health</i></b>, with particular regard to</p> <ul style="list-style-type: none"> <li>○ Whether the assessment adequately takes into account more vulnerable people in the local population</li> <li>○ Whether the proposal adequately mitigates impacts on local health facilities</li> <li>○ The nature and scale of change brought about by the proposal on the mental health and well-being of local communities</li> </ul>	<p>NYC LIR [REP2-023]; Applicant's Response to ExQ1 [REP1-081]; Various WRs, for example [REP1-141], [REP1-148].</p>
e)	<p><b><i>Biodiversity</i></b>, with particular regard to</p> <ul style="list-style-type: none"> <li>○ The effect of the proposal on European Sites and the Habitats Regulations Assessment (HRA)</li> <li>○ The effects on other bird, mammal and fish species</li> <li>○ The effects on Local Wildlife Sites</li> <li>○ The achievement of Biodiversity Net Gain and wider environmental enhancements</li> <li>○ Whether the proposed mitigation is satisfactory</li> </ul>	<p>EYRC LIR [REP2-022]; Applicant's Response to ExQ1 [REP1-081]; Natural England responses to ExQ1 and WR [REP1-094]; Updated HRA Report [REP2-013]; Applicant's Response to D1 submissions [REP2-019]; WR by Yorkshire Wildlife Trust [REP1-097]; Various WRs, for example [REP1-103], [REP1-118], [REP1-141], [REP1-148].</p>
f)	<p><b><i>Public Rights of Way with particular regard to</i></b></p> <ul style="list-style-type: none"> <li>○ Potential changes to the definitive map</li> <li>○ Whether the characterisation of routes and impacts on them has been adequately assessed</li> <li>○ Whether the proposed mitigation is satisfactory</li> </ul>	<p>EYRC LIR [REP2-022]; NYC LIR [REP2-023]; WR from East Riding of Yorkshire and Kingston upon Hull Joint Local Access Forum [REP1-098]; Applicant's Response to ExQ1 [REP1-081]; Applicant's Responses to Written Representations Submitted at D1 [REP2-019].</p>

g)	<p><b><i>Historic environment with particular regard to</i></b></p> <ul style="list-style-type: none"> <li>○ The updated written scheme of investigation</li> <li>○ Whether the effect on non-designated heritage assets has been adequately assessed</li> <li>○ Whether the effect on archaeology has been adequately assessed</li> </ul>	<p>EYRC LIR [REP2-022]; WR from David Pinnock-Humble [REP1-119]; WR from Brian Birkett [REP1-103] Applicant's Responses to Written Representations Submitted at D1 [REP2-019]; ES Chapter 7 Cultural Heritage [REP2-007].</p>
h)	<p><b><i>Noise and vibration with particular regard to</i></b></p> <ul style="list-style-type: none"> <li>○ Whether the construction and operation phase night-time noise level criteria are appropriate</li> <li>○ Whether the controls on operation phase activity are appropriate</li> <li>○ The effect of piling on residential properties</li> </ul>	<p>EYRC LIR [REP2-022]; WR from Paul Taylor [REP1-145]; ES Chapter 11 Noise and Vibration [REP1-017]; Applicant's Responses to Written Representations Submitted at D1 [REP2-019].</p>
i)	<p><b><i>Other points of clarification</i></b></p> <ul style="list-style-type: none"> <li>○ Protection of existing land drainage</li> <li>○ Updates to the Construction Traffic Management Plan</li> <li>○ Whether a S278 Agreement (under the Highways Act 1980) is required</li> </ul>	<p>EYRC LIR [REP2-022]; Applicant's Response to ExQ1 [REP1-081].</p>
<b>3</b>	<b>Update on the Statements of Common Ground</b>	
<b>4</b>	<b>Other Matters</b>	
<b>5</b>	<b>Close</b>	

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During the hearing the ExA may ask for some issues and questions to be addressed in writing in post-hearing submissions.

### **Participation in ISH2**

All Interested Parties and the Applicant are invited to attend ISH2.



It will assist the Examination if the following parties, or their representatives, could please participate in this hearing:

- The Applicant
- East Riding of Yorkshire Council
- North Yorkshire Council
- Environment Agency
- Natural England
- East Riding of Yorkshire and Kingston upon Hull Joint Local Access Forum