

The North Wales Wind Farms Connection Project

Appendices to the Written Summary of SP Manweb's Oral Case put forward at the Issue Specific Hearing Day 3 responding to Actions from the Examining Authority

Application Reference: EN020014

Deadline 4 Submission
November 2015



SP Manweb: Applicant's Appendices to the Oral Summary to the Issue Specific Hearing held on 1 October 2015 - Deadline Four Document Submission

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APPENDICES*

Appendix Number	Action Number	Deadline	Appendix Title
One	1	3	Kevin Stewart to provide summary of the information he provided at the hearing with specific reference to pole footprints; loss of agricultural land and effect on agricultural practices/productivity.
Two	3	4	Applicant to look at the draft CEMP and review whether it could be amended to include a paragraph detailing how liaison with the farming community would be undertaken.
Three	4	4, being submitted for DL3	Applicant to provide photographs of the delivery vehicles that they propose to use for local delivery of the poles.
Four	5(a)	4	Applicant to provide information as to how they would assist landowners/farmers with: a) managing potential breaches or cross compliance for Glastir/Agro-Environment schemes.
Five	5(b)	4	Applicant to provide information as to how they would assist landowners/farmers with: b) whose responsibility it would be to inform the relevant body of a potential breach.
Six	6	4	Applicant to review Para 3.6.2 of the draft CEMP to extend the period where damage to land drainage would be considered to a minimum of 24 months but also to consider landowners requests to extend this to 5 years given the length of time needed for drainage problems to manifest.
Seven	7	4	Applicant to provide an update on the negotiations with Tir Mostyn and Foel Goch windfarms in relation to access
Eight	8	3	Applicant to submit copies of Health and Safety Guidance Note 6 (GS6) 'Avoiding danger from overhead lines' and 'shock horror'.
Nine	9	4	Applicant to review the request for how they propose to support landowners/tenant farmers with risk assessments for working under overhead lines.
Ten	10	4	Applicant to provide data regarding the instances of cables snapping for both 132Kv and 11Kv overhead lines. Request that if possible this information is provided on a per km basis.
Eleven	11	4	Applicant to provide data regarding the instances of fire for both 132Kv and 11Kv overhead lines.
Twelve	15	3	Applicant to submit a copy of the tourism questionnaire that they undertook.
Thirteen	16	3	Applicant to provide a list of the 41 tourist businesses by the Applicant for their tourism survey (including postal address) and list of the 14 who responded.
Additional Actions Not Requested by the Examining Authority in their Action Points List			
Fourteen	1	4	Applicant to submit for the Examining Authority's review an updated tracker document for the environmental management plan editions.

* The numbering of the appendices corresponds to the numbering of the actions list set by the Examining Authority, as published on the Planning Inspectorate's website on 06 October 2015 (the "Actions List").

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APPENDIX ONE

ACTION NUMBER 1: SUMMARY OF THE INFORMATION PROVIDED AT THE HEARING WITH SPECIFIC REFERENCE TO POLE FOOTPRINTS, LOSS OF AGRICULTURAL LAND AND EFFECT ON AGRICULTURAL PRACTICES/PRODUCTIVITY

SP Manweb submitted this for Deadline 3, in accordance with the Action Points published by the Examining Authority on 6th October 2015.

APPENDIX TWO

ACTION NUMBER 3: APPLICANT TO LOOK AT THE DRAFT CEMP AND REVIEW WHETHER IT COULD BE AMENDED TO INCLUDE A PARAGRAPH DETAILING HOW LIAISON WITH THE FARMING COMMUNITY WOULD BE UNDERTAKEN.

The Applicant has prepared a revised CEMP which has been submitted for Deadline 4 (Document Reference 6.18 v3) which addresses this action point. Please refer to paragraph 3.6 of the revised CEMP.

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APPENDIX THREE

ACTION NUMBER 4: APPLICANT TO PROVIDE PHOTOGRAPHS OF THE DELIVERY VEHICLES THAT THEY PROPOSE TO USE FOR LOCAL DELIVERY OF THE POLES.

SP Manweb submitted this for Deadline 3, in accordance with the Action Points published by the Examining Authority on 6th October 2015.

APPENDIX FOUR

ACTION NUMBER 5(a): APPLICANT TO PROVIDE INFORMATION AS TO HOW THEY WOULD ASSIST LANDOWNERS/FARMERS WITH: A) MANAGING POTENTIAL BREACHES OR CROSS COMPLIANCE FOR GLASTIR/AGRO-ENVIRONMENT SCHEMES.

SP Manweb will assist Landowners and farmers to identify any potential cross compliance or Glastir agri – environmental Scheme breaches which may occur as a result of the Proposed Development. These measures are secured via the revised CEMP that has been submitted for Deadline 4 (Document Reference 6.18 v3). SP Manweb will manage any potential breaches through the following a 3 point action plan. This includes:

1. Assess (3 months prior to commencement of work)

- a. SP Manweb will arrange pre-entry meetings with owners and occupiers of land or their agents to ensure that, in carrying out the authorised development, disruption to farming activities is kept, as far as reasonably possible, to a minimum.
- b. As part of these pre-entry meetings, an assessment will be carried out by SP Manweb along with the owners and occupiers of land or their agent to identify any potential cross compliance or Glastir agri – environmental Schemes breaches which could occur as a result of the Proposed Development. This process will be carried out before construction work commences and form part of the planned record of condition report of each holding.
- c. Liaison with owners and occupiers of land or their agents will take place throughout the construction of the Proposed Development through an appointed liaison officer who will be the primary point of contact (the "**Agricultural Liaison Officer**").

2. Inform (1 month prior to commencement of work and on-going throughout project if and when a potential breach is identified)

- a. If the Agricultural Liaison Officer identifies a potential risk of a breach of cross-compliance or Glastir/agri-environment schemes, the owner or occupier is to inform The Welsh Government and Rural Inspectorate Wales (RIW) of the risk of a potential breach, stating in writing clearly where the pole(s) will go and the route where disturbance may occur. In accordance with the agri-environment scheme guidance and further communications from the Welsh Government (See Email below from James Cooke), SP Manweb can confirm the responsibility of the Glastir Agri Environment scheme contract and cross compliance is with the individual scheme member to notify the appropriate department of any changes in circumstances to the contract agreement.
- b. Whilst the individual scheme member has the responsibility to make the notification, the Agricultural Liaison Officer will assist in providing the necessary information that will be required from the appropriate department. For example, the Agricultural Liaison Officer will provide a letter to each affected holding stating what works are to take place on the affected holding, the timing and duration of such works, and confirmation that such works are taking place in accordance with development consent order. Should an inspection take place by a Welsh Government inspector, the information provided by SP Manweb can be presented to the inspector as the reason for any disturbance and negate the need for further investigation / proof. This procedure is outlined in the Email below from the Welsh Government.

3. Restore (Within 12 months of the completion of the Proposed Works)

- a. Where the Proposed Development is found to have directly caused a breach in an existing environmental contract or cross compliance rules (for example, through

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removal of a hedge to gain access), SP Manweb will reinstate any disturbance. The reinstatement works will be completed within twelve months of completion of the Proposed Development as laid out in the CEMP (Reinstatement: 2.14.1).

- b. Should an affected person suffer any loss as a result of the Proposed Development causing a breach in the terms of an agri-environment scheme/cross compliance rules and thereby resulting in the owner or occupier of land being penalised under the terms of that scheme, provided the above process has been followed in full by the owner or occupier, then the affected person has the right to include this in their claim for any compensation as a result of SP Manweb exercising compulsory acquisition rights granted under the Order. In the event that a voluntary agreement has been reached between SP Manweb and the owner/occupier, then the voluntary agreement would set out the mechanism for SP Manweb to be liable for any such loss.

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Kevin Stewart

From: James.Cooke@wales.gsi.gov.uk
Sent: 06 October 2015 17:17
To: kevin@laurencegould.com
Subject: Cross Compliance – North Wales Power Line

Follow Up Flag: Follow up
Flag Status: Flagged

Hello Kevin

RE: Cross Compliance – North Wales Power Line

The Rural Inspectorate Wales (RIW) are responsible for monitoring cross compliance, claimable areas and Glastir.

RIW have told me that they are familiar with major infrastructure projects and issues around construction and compliance with Welsh Government schemes.

They advise a number of things:

Cross Compliance / Basic Payment Scheme (BPS)

- Each holding affected is to write to RIW stating clearly where the pole(s) will go and the route where disturbance may occur. RIW inspectors will then be able to see prior to an inspection that works are happening as a result of a planning permission.
- Each holding should have a letter from the Developer stating that works are taking place in accordance with a planning permission. Should an inspection take place, the letter can be presented and the Inspector can then note this as the reason for any disturbance and negate the need for further investigation / proof.
- The reinstatement plan / strategy should clearly address disturbance to agricultural areas.
- Any areas (e.g. storage pads) that will be temporarily out of agricultural use need deducting from the appropriate BPS application form.

Glastir

- Individual holdings need to notify the Glastir team and RIW of any works affecting a Glastir agreement.
- Remedial works need to meet Glastir agreement requirements; e.g. hedge replacement needs to have the correct species; re-seeds need to take account of the species there before as standard ryegrass and clover may not be appropriate.
- If at all possible, any storage pads should not be located on Glastir habitat land if they are to damage that habitat.

Contact Address for RIW and Glastir

Welsh Government
Government Buildings
Spa Road East
Llandrindod Wells
Powys

APPENDIX FIVE

ACTION NUMBER 5(b): APPLICANT TO PROVIDE INFORMATION AS TO HOW THEY WOULD ASSIST LANDOWNERS/FARMERS WITH:

B) WHOSE RESPONSIBILITY IT WOULD BE TO INFORM THE RELEVANT BODY OF A POTENTIAL BREACH.

Please see response to Appendix Four, Action Number 5(a).

APPENDIX SIX

ACTION NUMBER 6: APPLICANT TO REVIEW PARA 3.6.2 OF THE DRAFT CEMP TO EXTEND THE PERIOD WHERE DAMAGE TO LAND DRAINAGE WOULD BE CONSIDERED TO A MINIMUM OF 24 MONTHS BUT ALSO TO CONSIDER LANDOWNERS REQUESTS TO EXTEND THIS TO 5 YEARS GIVEN THE LENGTH OF TIME NEEDED FOR DRAINAGE PROBLEMS TO MANIFEST.

The Applicant has prepared a revised CEMP which has been submitted for Deadline 4 (Document Reference 6.18 v3) which addresses this action point. Please refer to paragraph 3.6.4 (iv) of the revised CEMP.

APPENDIX SEVEN

ACTION NUMBER 7: APPLICANT TO PROVIDE AN UPDATE ON THE NEGOTIATIONS WITH TIR MOSTYN AND FOEL GOCH WINDFARMS IN RELATION TO ACCESS

1. This action arose out of Agenda Item 11.2 published by the Examining Authority on 6 October 2015, which asked the following: -

"Would adequate clearance be provided at NG Ref: 301230,359197 to allow uninterrupted passage (inter alia) of vehicles, plant, machinery and turbine components along the road as required for the on-going operation and maintenance (and subsequent decommissioning) of Tir Mostyn and Foel Goch wind farms?"

2. At Day 3 of the Issue Specific Hearings, SP Manweb provided the following response to this agenda item (page 11 of 'Written Summary of SP Manweb's Oral Case put at the Issue Specific Hearing Day 3 and Appendices', examination library reference REP3-036):

2.1. *"5.2.1 Mr Huw Thomas of SP Manweb considers that it would.*

2.2. *5.2.2 When a road is allocated as a road for high loads there is a requirement for any 132kV overhead line that crosses it to have a minimum clearance distance of 7.5m in height. It is understood that the height clearance is over 8m.*

2.3. *5.2.3 The Applicant has had negotiations with Tir Mostyn and Foel Goch wind farms and a summary of those negotiations are included at Appendix Seven, (to be supplied for Deadline 4)".*

3. SP Manweb has received confirmation from Wind Prospect Operations (Tir Mostyn and Foel Goch windfarms' representative) that its client considers that the Proposed Development would provide adequate clearance to vehicles, plant, machinery and turbine components to allow uninterrupted passage along the road at NG Ref: 301230,359197. The relevant correspondence between the parties is summarised below.
4. On 9 October 2015, Freedom Group (for SP Manweb) informed Wind Prospect Operations by email that the ground clearance at this point would be 8.65 metres for Option A and 8.01 metres for Option B.
5. On 13 October 2015, Wind Prospect Operations emailed Freedom Group, advising that:-

"...The second issue of clearance above the road for any vehicles to traverse beneath has been dealt with completely as we know the height for both the Option A and Option B route, both are sufficient to get any vehicles underneath that we may require from normal servicing to major works on site."
6. SP Manweb therefore considers that Tir Mostyn's and Fole Goch's concerns in relation to access have been resolved.

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APPENDIX EIGHT

ACTION NUMBER 8: APPLICANT TO SUBMIT COPIES OF HEALTH AND SAFETY GUIDANCE NOTE 6 (GS6) 'AVOIDING DANGER FROM OVERHEAD LINES' AND 'SHOCK HORROR'.

SP Manweb submitted this for Deadline 3, in accordance with the Action Points published by the Examining Authority on 6th October 2015.

APPENDIX NINE

ACTION NUMBER 9: APPLICANT TO REVIEW THE REQUEST FOR HOW THEY PROPOSE TO SUPPORT LANDOWNERS/TENANT FARMERS WITH RISK ASSESSMENTS FOR WORKING UNDER OVERHEAD LINES.

1. SP Manweb proposes to offer free awareness sessions to groups or individual landowners/tenant farmers affected by the Proposed Development to raise awareness of the equipment on the electricity network and the potential dangers of working in close proximity to it. These sessions aim to better inform the attendees of the potential dangers so that they can include this in their existing risk assessments and safe systems of work, which they have a legal duty to perform and communicate to staff and contractors. As the legal duty to undertake the risk assessment rests upon the land owner/tenant it is not appropriate for SP Manweb to undertake the risk assessment on their behalf. However, the costs of the risk assessment associated with the new proposed 132kV overhead line would be covered by any compensation payment made by SP Manweb (see below).
2. For background, a non-exhaustive list of additional activities that SP Manweb undertakes in this area to raise awareness in respect of health and safety issues include:-
 - 2.1. Free safety advice – SP Manweb offers free safety advice about working safely near power lines. If requested by an affected land owner or tenant a representative will visit site to offer site specific advice for persons working in proximity to the 132 kV Overhead Line.
 - 2.2. Safety literature – SP Manweb has 4 public safety leaflets: Safety Matters when working near overhead power lines; Safety matters when working near underground cables; Safety matters when taking part in leisure activities near overhead power lines; and, Safety matters when working near the electricity supply to your property. Each leaflet sets out general information on how to stay safe, what to do in an emergency, how to contact SP Manweb for general safety advice or in an emergency and where to seek further information such as through HSE Guidance Note GS6 and HSE Agriculture Information Sheet AIS8. There are also 2 vinyl cab stickers available for machinery which aim to remind the operator of the danger and what to do in an emergency.
 - 2.3. Energy Networks Association – Meeting three times a year, SP Manweb are active members of the Public Safety Committee which is attended by other distribution network operators, the HSE Principal Specialist Electrical Networks and a representative of the HSE Agriculture Safety Team. The link with the HSE Agriculture Safety Team is particularly beneficial and agricultural safety is a significant part of every meeting.
 - 2.4. Press and media activities – A media and press public safety campaign targets industries such as agriculture. So far in 2015, SP Manweb has published over 20 media items targeted at agriculture specifically, accessing titles such as Farmers Weekly and BBC Radio Wales.
 - 2.5. Social media – SP Manweb has a weekly plan for social media activity and a safety message is included each week which is regularly targeted at the agricultural community.
 - 2.6. PowerWise – SP Manweb provides a range of free children's electricity safety education programmes including participation in Crucial Crews, a classroom education programme and comprehensive lesson ideas for teachers available on the safety education website www.powerwise.org.uk
 - 2.7. Agricultural Shows – SP Manweb provides a pyrotechnic stand at the Anglesey Show, Cheshire Show and Royal Highland Show, which demonstrates the potential dangers of working near power lines and explains how to stay safe should an incident occur.

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- 2.8. Farm Safety Partnership – A member of the NFU Farm Safety Partnership, we have a planned meeting with the Farm Safety Foundation in November and plan to support Farm Safety Training events organised by them in agricultural colleges in our operating areas.
3. In addition, to the practice advice and assistance that SP Manweb will provide to landowners and tenant farmers in relation to risk assessments, as outlined above, the cost of undertaking risk assessments in relation to working underneath overhead lines would be factored into the compensation payable in relation to any compulsory acquisition of land. If land was being acquired by way of voluntary agreement the cost of undertaking risk assessments would be factored into the price. As such the cost of undertaking risk assessments will be catered for regardless of the means of acquiring rights in relation to the relevant land.

APPENDIX TEN

ACTION NUMBER 10: APPLICANT TO PROVIDE DATA REGARDING THE INSTANCES OF CABLES SNAPPING FOR BOTH 132KV AND 11KV OVERHEAD LINES. REQUEST THAT IF POSSIBLE THIS INFORMATION IS PROVIDED ON A PER KM BASIS

1. Regulation 3(3) of the Electricity Safety Quality and Continuity (ESQC) Regulations 2002 obliges distributors of electricity to take reasonable steps to ensure the public are made aware of dangers which may arise from activities carried out in proximity to overhead lines and to indicate the means by which they can be avoided.
2. Regulation 31 obliges distributors of electricity to notify the Secretary of State of any incidents or events involving network equipment that cause death, injury, fire or explosion or any event that could likely have caused such.
3. All UK Distribution Network Operators (DNO) comply with Regulation 31 by means of completing an ESQCR online report form¹ as and when any such incidents occur. This captures specific information by selection from a defined list. The inputter selects:-
 - 3.1. a 'cause' for the incident e.g. fire or explosion or road traffic accident;
 - 3.2. a 'location' e.g. farms including fields or public highway;
 - 3.3. the 'network voltage' within ranges e.g. 33kV and up to and including 132kV; and
 - 3.4. the 'equipment' e.g. overhead conductor or switchgear.
4. The Health and Safety Executive (HSE) monitors the incoming reports and requests further information from the DNO if it has concerns about a particular incident or has identified a trend. Three times a year, DNOs meet at the Energy Networks Association Public Safety Committee Meeting, along with the HSE Principal Specialist Inspector Electrical Networks, and attendees identify and action issues arising from incidents requiring notification under Regulation 31.
5. ESQC Regulation 31 Data for SP Manweb's Licenced Area in relation to 'Fire or Explosion' associated with overhead electricity lines for the 5 year period between 1st April 2009 and 31st March 2014 can be summarised as follows:-
 - 5.1. 9 incidents in total (none of which resulted in injury or fatality);
 - 5.2. 6 of these were low voltage overhead lines (less than 1kV);
 - 5.3. 2 of these were 11kV lines;
 - 5.4. 1 of which was 132kV - March 2011 – the incident report reads 'Fire beneath 132kV tower line. Farmer had stored propane cylinder for bird scarer under tower which ignited and burnt surrounding scrub'. The fire was therefore not caused by the 132kV line itself, but by the propane cylinder stored beneath it.
6. ESQC Regulation 31 Data for SP Manweb's Licenced Area in relation to snapped 11kV and 132kV lines resulting in grounded conductors for the 5 year period between 1st April 2009 and 31st March 2014 can be summarised as follows:-
 - 6.1. 644 incidents in total of 11kV and 132kV wires;
 - 6.2. 643 incidents were 11kV lines;
 - 6.3. 1 incident was a 132kV line Incident report reads '*Grounded conductor on 132kV line. Failed at insulator string. Circuit was already isolated and earthed in preparation for*

¹ <http://www.hse.gov.uk/esqcr/>

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refurbishment work to start. Repairs now made. This incident took place during refurbishment of the line. The tension insulators, which can be considered part of the overhead line, failed and a conductor fell to the ground.

7. For background, SP Manweb made a total of 3,591 notification reports pursuant to Regulation 31 across all voltages associated with the SP Manweb network in the 5 years between 1st April 2009 and 31st March 2014. These can be summarised as follows:-

7.1. 7 of 3,591 (0.19%) involved overhead conductors and overhead line supports at 132kV;

7.2. 3 of 7 were on locations identified as 'farms including fields';

7.3. 5 of 7 were due to in the category 'Vandalism / theft / interference / unauthorised trespass or climbing of structures';

7.4. 2 were insulator failures, one of which leading to a grounded 132kV conductor (not live); and

7.5. 1 was an earth cable cut on a 132kV pole (vandalism).

8. The table below provides the details of the 7 132kV incidents notified under Regulation 31 in the 5 years between 1st April 2009 and 31st March 2014. Please note that customer details such as location of the incident have been removed.

Licence Company	Incident Date	Brief Facts	Cause	Location	Equipment	Voltage
ScottishPower Manweb Ltd	10/09/2009	Environmental agency working under 132kv overhead line with mechanical excavator. Excavator arm encroaching within safety distance of O/H conductor. Work stopped. Site meeting arranged.	Vandalism / theft / interference / unauthorised trespass or climbing of structures	Public highway (including footpath)	Overhead conductor	More than 33kV and up to and including 132kV
ScottishPower Manweb Ltd	24/03/2011	Fire beneath 132kV tower line. Farmer had stored propane cylinder for bird scarer under tower which ignited and burnt surrounding scrub. Fire service requested SPEN attendance in	Vandalism / theft / interference / unauthorised trespass or climbing of structures	Farms including fields	Overhead line support (including pole mounted substation)	More than 33kV and up to and including 132kV

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		case cylinder exploded but this did not happen.				
ScottishPower Manweb Ltd	28/08/2011	Noticed by tree contractor: Bungee frame mounted in car park for charity within 1m of line 132kv conductors.	Vandalism / theft / interference / unauthorised trespass or climbing of structures	Public open space including common land and playing areas	Overhead conductor	More than 33kV and up to and including 132kV
ScottishPower Manweb Ltd	28/01/2012	Earth cable cut on 132kV pole. Livestock kept out of field until repairs made.	Vandalism / theft / interference / unauthorised trespass or climbing of structures	Farms including fields	Overhead line support (including pole mounted substation)	More than 33kV and up to and including 132kV
ScottishPower Manweb Ltd	16/02/2012	Insulator string failed. Conductor supported by jumper.	Company Equipment	Public highway (including footpath)	Overhead line support (including pole mounted substation)	More than 33kV and up to and including 132kV
ScottishPower Manweb Ltd	26/06/2013	Member of public climbed tower	Vandalism / theft / interference / unauthorised trespass or climbing of structures	Public open space including common land and playing areas	Overhead line support (including pole mounted substation)	More than 33kV and up to and including 132kV
ScottishPower Manweb Ltd	21/11/2013	Grounded conductor on 132kv line. Failed at insulator string. Circuit was already isolated and earthed in preparation for refurbishment work to start. Repairs now made.	Company Equipment	Farms including fields	Overhead conductor	More than 33kV and up to and including 132kV

9. The SP Manweb network has 1,332km of 132kV overhead lines circuits on both wood pole and steel lattice towers. On the basis there was 1 grounded 132kV conductor in the last 5 years this is at a rate of 0.2 per year across the 1,332km of overhead lines. Per km, this is 0.00015 grounded conductors per km per year ($0.2/1332=0.00015$).

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APPENDIX ELEVEN

ACTION NUMBER 11: APPLICANT TO PROVIDE DATA REGARDING THE INSTANCES OF FIRE FOR BOTH 132KV AND 11KV OVERHEAD LINES.

Please see response to Appendix Ten, Action Number 10.

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APPENDIX TWELVE

ACTION NUMBER 15: APPLICANT TO SUBMIT A COPY OF THE TOURISM QUESTIONNAIRE THAT THEY UNDERTOOK.

SP Manweb submitted this for Deadline 3, in accordance with the Action Points published by the Examining Authority on 6th October 2015.

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APPENDIX THIRTEEN

ACTION NUMBER 16: APPLICANT TO PROVIDE A LIST OF THE 41 TOURIST BUSINESSES BY THE APPLICANT FOR THEIR TOURISM SURVEY (INCLUDING POSTAL ADDRESS) AND LIST OF THE 14 WHO RESPONDED.

SP Manweb submitted this for Deadline 3, in accordance with the Action Points published by the Examining Authority on 6th October 2015.

APPENDIX FOURTEEN

ACTION NUMBER ONE: APPLICANT TO SUBMIT FOR THE EXAMINING AUTHORITY'S REVIEW AN UPDATED TRACKER DOCUMENT FOR THE ENVIRONMENTAL MANAGEMENT PLAN EDITIONS.

The Applicant has prepared a revised Environmental Management Plan tracker which has been submitted for Deadline 4 (Document Reference SPM NWWFC DL4EMT) which addresses this action point.