

# **The North Wales Wind Farms Connection Project**

Appendices to the Written Summary of SP Manweb's Oral Case put forward at the Compulsory Acquisition Hearings responding to Actions from the Examining Authority

Application Reference: EN020014

Deadline 4 Submission  
November 2015



**Appendices to the Written Summary of SP Manweb's Oral Case put forward at the Compulsory Acquisition Hearings responding to Actions from the Examining Authority**

Author	SP Manweb
Date	2nd November 2015
Version	V1
Planning Inspectorate Reference No.	EN020014
Document reference	SPM NWWFC DL4CAH

**SP Manweb plc, Registered Office: 3 Prenton Way Prenton CH43 3ET. Registered in England No. 02366937**

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDICES\***

<b>Appendix Number</b>	<b>Action Number</b>	<b>Deadline</b>	<b>Appendix Title</b>
One	1	3	Request for applicant to provide a summary of points in relation to rights sought under CA powers (Agenda Item 4.3).
Two	2	3	Submission of an engineering response in relation whether there would be sufficient room within the blue corridor for ongoing maintenance.
Three	4	3	Submission of an email dated 1 September 2015 from BT.
Four	6	3	Submission of a plan resolving the conflict between details shown on the landscaping and the land plans (with particular regard to tree planting/landscaping).
Five	8	4	Submission of an updated comparison version of the voluntary negotiations (including tracked changes and if possible amending the table lay-out to minimise the size of the document).
Six	9	3	Submission of a statement from Mr Gareth Roberts regarding his independent auditing of the CA liability calculations (including a signed summary CV/professional background and agreement with the total sum of liability that has been stated) and to provide evidence to the panel that his organisation is independent of the applicant company.
Seven	10	4 (being submitted for DL3)	Submission of a summary of the details of the proposed funding milestones for the project – in particular (having regard to commercially sensitive information) whether milestone 1 would include payment to cover the whole of the CA liability.
Eight	11	4 (submitted for DL3)	Details of whether it would be possible for the wind farm operator companies to provide signed parent company guarantees with regard to the CA liability and a signed statement from the applicant company's board of directors confirming that they would be prepared to guarantee the CA liability requirements in the event of one or more windfarm operators not proceeding with their development.
Nine	12	3	Request for applicant to provide further evidence/information to support their claim that the windfarm consents have been implemented preferably by the ISH on the 29 September if not by Deadline 3.
Ten	13	3	Provision of a summary of how Section 102 (B) 4 A/B/C fits with part 2 of the Book of Reference.
Eleven	14	3	Summary of the compelling case in the public interest for the compulsory acquisition of rights to take place including signposting to the relevant documents.
Twelve	15	3	Submission of a written statement regarding whether the rights sought for the yellow/blue land are permanent or temporary.

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

<b>Actions for submission not included in Examining Authority's Action List</b>			
Thirteen	1	4	Applicant to submit document clarifying the classification of "important" and "unimportant" hedgerows
Fourteen	2	3	Applicant to supply the pole numbers of the poles to be situated on the land of John Mars Jones for the Examining Authority's review.
Fifteen	3	4	Mitigation – the Applicant is requested to submit a document explaining planting within yellow and green land.

\* 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").

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX ONE**

**ACTION NUMBER 1: REQUEST FOR APPLICANT TO PROVIDE A SUMMARY OF POINTS IN RELATION TO RIGHTS SOUGHT UNDER CA POWERS (AGENDA ITEM 4.3)**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX TWO**

**ACTION NUMBER 2: SUBMISSION OF AN ENGINEERING RESPONSE IN RELATION TO WHETHER THERE WOULD BE SUFFICIENT ROOM WITHIN THE BLUE CORRIDOR FOR ONGOING MAINTENANCE**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX THREE**

**ACTION NUMBER 4: SUBMISSION OF AN EMAIL DATED 1 SEPTEMBER 2015 FROM BT**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX FOUR**

**ACTION NUMBER 6: SUBMISSION OF A PLAN RESOLVING THE CONFLICT BETWEEN DETAILS SHOWN ON THE LANDSCAPING AND THE LAND PLANS (WITH PARTICULAR REGARD TO TREE PLANTING/LANDSCAPING).**

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



**APPENDIX FIVE**

**ACTION NUMBER 8: SUBMISSION OF AN UPDATED COMPARISON VERSION OF THE VOLUNTARY NEGOTIATIONS (INCLUDING TRACKED CHANGES AND IF POSSIBLE AMENDING THE TABLE LAY-OUT TO MINIMISE THE SIZE OF THE DOCUMENT)**

An updated comparison version of the table of voluntary negotiations is submitted as a separate standalone document for Deadline 4 with reference SPM NWWFC LP3IN.

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX SIX**

**ACTION NUMBER 9: SUBMISSION OF A STATEMENT FROM MR GARETH ROBERTS REGARDING HIS INDEPENDENT AUDITING OF THE CA LIABILITY CALCULATIONS (INCLUDING A SIGNED SUMMARY CV/PROFESSIONAL BACKGROUND AND AGREEMENT WITH THE TOTAL SUM OF LIABILITY THAT HAS BEEN STATED) AND TO PROVIDE EVIDENCE TO THE PANEL THAT HIS ORGANISATION IS INDEPENDENT OF THE APPLICANT COMPANY**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX SEVEN**

**ACTION NUMBER 10: SUBMISSION OF A SUMMARY OF THE DETAILS OF THE PROPOSED FUNDING MILESTONES FOR THE PROJECT – IN PARTICULAR (HAVING REGARD TO COMMERCIALY SENSITIVE INFORMATION) WHETHER MILESTONE 1 WOULD INCLUDE PAYMENT TO COVER THE WHOLE OF THE CA LIABILITY.**

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

**APPENDIX EIGHT**

**ACTION NUMBER 11: DETAILS OF WHETHER IT WOULD BE POSSIBLE FOR THE WIND FARM OPERATOR COMPANIES TO PROVIDE SIGNED PARENT COMPANY GUARANTEES WITH REGARD TO THE CA LIABILITY AND A SIGNED STATEMENT FROM THE APPLICANT COMPANY'S BOARD OF DIRECTORS CONFIRMING THAT THEY WOULD BE PREPARED TO GUARANTEE THE CA LIABILITY REQUIREMENTS IN THE EVENT OF ONE OR MORE WINDFARM OPERATORS NOT PROCEEDING WITH THEIR DEVELOPMENT.**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX NINE**

**ACTION NUMBER 12: REQUEST FOR APPLICANT TO PROVIDE FURTHER EVIDENCE/INFORMATION TO SUPPORT THEIR CLAIM THAT THE WINDFARM CONSENTS HAVE BEEN IMPLEMENTED PREFERABLY BY THE ISH ON THE 29 SEPTEMBER IF NOT BY DEADLINE 3.**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX TEN**

**ACTION NUMBER 13: PROVISION OF A SUMMARY OF HOW SECTION 102 (B) 4 A/B/C FITS WITH PART 2 OF THE BOOK OF REFERENCE**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX ELEVEN**

**ACTION NUMBER 14: SUMMARY OF THE COMPELLING CASE IN THE PUBLIC INTEREST FOR THE COMPULSORY ACQUISITION OF RIGHTS TO TAKE PLACE INCLUDING SIGNPOSTING TO THE RELEVANT DOCUMENTS.**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX TWELVE**

**ACTION NUMBER 15: SUBMISSION OF A WRITTEN STATEMENT REGARDING WHETHER THE RIGHTS SOUGHT FOR THE YELLOW/BLUE LAND ARE PERMANENT OR TEMPORARY.**

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



**ACTIONS FOR SUBMISSION NOT INCLUDED IN EXAMINING  
AUTHORITY'S ACTION LIST**

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX THIRTEEN**

**ACTION NUMBER ONE: APPLICANT TO SUBMIT DOCUMENT CLARIFYING THE CLASSIFICATION OF "IMPORTANT" AND "UNIMPORTANT" HEDGEROWS.**

1. SP Manweb committed during the compulsory acquisition hearings on 24/25 September to review the important hedgerows listed in Schedule 11 of the draft DCO. It has now undertaken this exercise.
2. Schedule 11 of the DCO erroneously does not refer to the hedgerows designated as Important Hedgerows under the Hedgerow Regulations 1997 by virtue of their ecological value. Set out below is a full list of hedgerows that meet the definition of Important Hedgerows under the Hedgerow Regulations 1997.
3. The DCO will be updated to include the additional hedgerows and it is necessary for the Landscaping Plans to be updated so that they identify all Important Hedgerows. These plans have been updated and submitted separately to this document for Deadline 4, bearing references SPM NWWFC LP (Sheet 1) to (Sheet 13) (inclusive).

<b>Ref No - Landscape Plans</b>	<b>Importance</b>	<b>Historic Hedgerow ID</b>	<b>Ecologically Important Hedgerow ID</b>
IH1 - IH2	Historical	006-008	
IH3 - IH4	Historical	009-011	
IH6 - IH 6a	Historical		B15
IH5 - IH6	Historical	014-015	
IH7 - IH8	Historical	017-018	
IH9 - IH10	Historical	018-019	
IH11 - IH12	Historical	023-025	
IH13-IH14	Historical and Ecological	025-026	B37
IH15 - IH15a	Historical	038-041	
IH15 - IH16	Ecological		B60
IH17 - IH18	Ecological		B61
IH19 - IH20	Ecological		B98
IH21 - IH22	Ecological		B98
IH23 - IH24	Ecological		B98
IH25 - IH26	Ecological		B102
IH26 - IH27	Ecological		B107
IH28 - IH29	Ecological		B116
IH33 - IH34	Ecological		B117
IH29 - IH30	Ecological		B120
IH31 - IH32	Ecological		B120
IH35 - IH36	Ecological		B126
IH37 - IH38	Ecological		B127
IH38 - IH39	Ecological		B128
IH43 - IH44	Ecological		B135
IH40 - IH41	Ecological		B136
IH41 - IH42	Ecological		B137
IH44 - IH45	Ecological		B141

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

IH46 -IH47	Ecological		B172
IH48 - IH49	Ecological		B172
IH50 - IH51	Ecological		B172
IH52 -IH53	Historical	100-101	
IH54 -IH55	Historical and Ecological	101-102	B177
IH55 -IH56	Ecological		B177
IH56 - IH57	Ecological		B179
IH58 - IH60	Ecological		B179
IH59 - IH60	Historical and Ecological	102-103	B179
IH61 - IH62	Historical	111-112	
IH63 - IH64	Historical	115-116	
IH65 - IH66	Historical and Ecological	117-118	B205
IH67 - IH68	Historical and Ecological	118-120	B211
IH69 - IH70	Ecological	120-121	B209
IH69 - IH71	Historical and Ecological	120-121	
IH72 - IH73a	Historical	121-123	
IH72 - IH73b	Historical	123-125	
IH74 - IH75	Historical (Note: no access for ecology survey)	130-131	
IH76 - IH77	Historical	131-132	
IH78 - IH79	Ecological		B224
IH80 - IH81	Historical and Ecological	134-135	B229
IH82a - IH83	Historical and Ecological	135-137	B228
IH82 - IH83	Ecological		B228
IH84 - IH85	Historical	137-138	
IH86 - IH87	Historical	138-140	
IH88 - IH89	Historical (Note: no access for ecology survey)	143-144	
IH90 - IH91	Historical (Note: no access for ecology survey)	145-147	
IH92 - IH93	Historical	147-148	
IH94 - IH95	Historical	148-149	
IH96 - IH97	Historical	149-151	
IH98 - IH98a	Ecological		B249
IH98a - IH99	Historical and Ecological	151-152	B250
IH100 - IH101	Historical and Ecological	152-153	B251
IH102 - IH103	Historical	154-156	
IH106 - IH107	Historical	154-156	
IH104 - IH105a	Historical	156-157	
IH104 - IH105b	Historical	157-158	
IH106A - IH107A	Historical	166-167	
IH108 - IH109	Historical	167-168	
IH112 - IH113	Important Ecologically		B276
IH110 - IH111	Historical and Ecological	169-171	B273

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

IH114 - IH115	Historical and Ecological	171-174	B277
IH116 - IH117	Historical	175-176	
IH118 - IH119	Historical	182-184	
IH120 - IH121	Ecological		B307
IH122 - IH123	Ecological		B312
IH124 - IH125	Ecological		B324
IH126 - IH127	Ecological		B327
IH128 - H129	Ecological		B333
IH130 - IH132	Ecological		B337
IH129 - IH130	Ecological		B338
IH130 - IH131	Ecological		B341

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX FOURTEEN**

**ACTION NUMBER TWO: APPLICANT TO SUPPLY THE POLE NUMBERS OF THE POLES TO BE SITUATED ON THE LAND OF JOHN MARS JONES FOR THE EXAMINING AUTHORITY'S REVIEW.**

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

**SP Manweb: Appendices to the Applicant's Oral Summary to the Compulsory Acquisition Hearing held on 24 and 25 September 2015 – Deadline Four Submission**

**APPENDIX FIFTEEN**

**ACTION NUMBER THREE: MITIGATION – THE APPLICANT IS REQUESTED TO SUBMIT A DOCUMENT EXPLAINING PLANTING WITHIN YELLOW AND GREEN LAND.**

Please refer to paragraphs 5.19 to 5.24 and Appendix 10 of the Written Summary of SP Manweb's Oral Case put at the Issue Specific Hearing Day 2 (Examination Library Reference REP3-037).