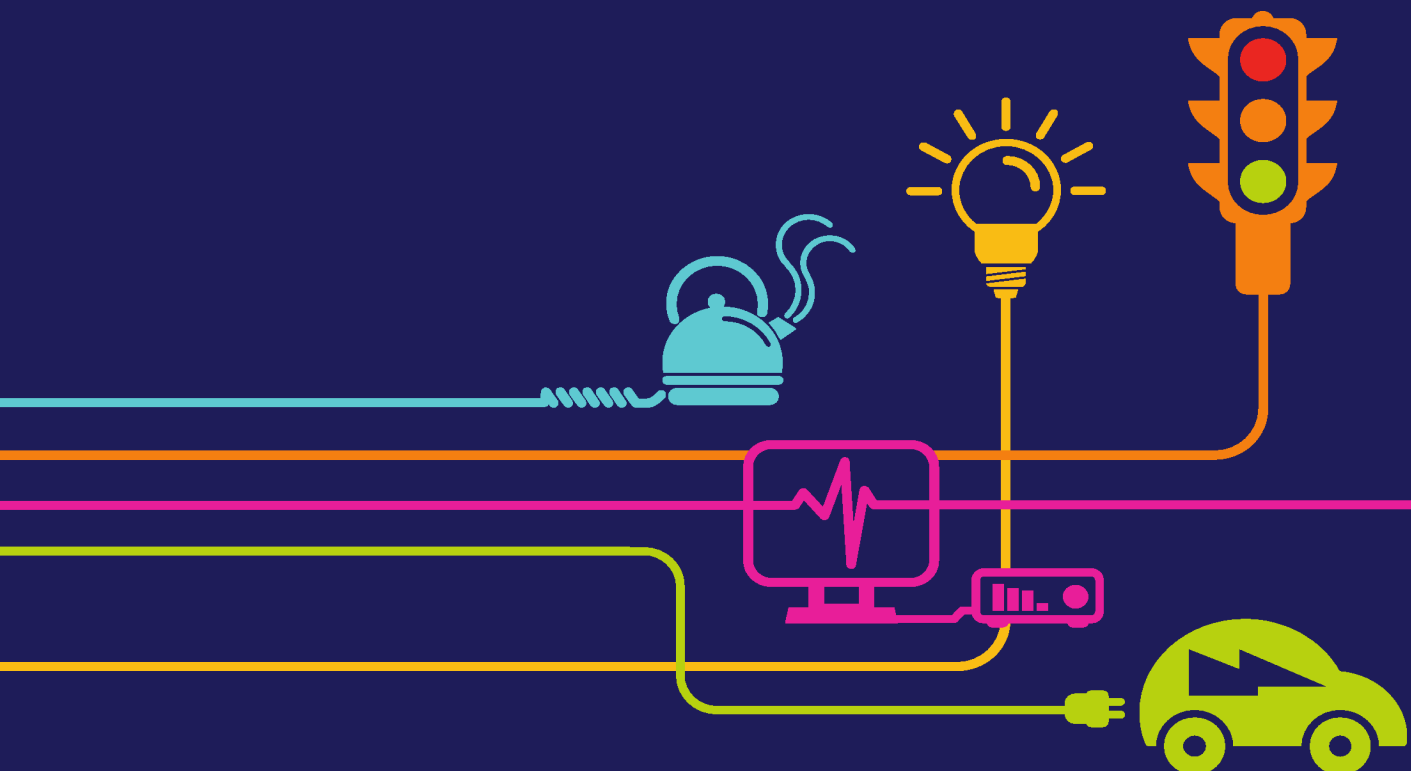


DOCUMENT 7.15

Details of Consents and Other Licences

National Grid (North Wales Connection Project)

*Regulation 5(2)(g) of the Infrastructure Planning
(Applications: Prescribed Forms and Procedure) Regulations 2009*



North Wales Connection Project

Volume 7.0

Document 7.15 Details of Other Consents and Licences

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1 Introduction

- 1.1.1 This document lists the other consents and licences that National Grid intends to obtain to allow the construction, operation and maintenance of the North Wales Connection Project, or may need to obtain dependent on particular circumstances. The document is not required by the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009, but is recommended in Department for Communities and Local Government guidance on application forms (paragraph 45):

“Where the proposed development will also require other consents, licences, permits, etc, to enable it to be constructed and/or operational, and for which the Secretary of State is not the authorising body under the Planning Act, then the applicant must list and briefly describe these in Box 24. Reference should be made to any that have already been applied for, and a copy enclosed of any that the applicant may already be in the possession of. Such other consents could be required for controlling pollution, for example.”

2 Consents Required

- 2.1.1 The principal consent for the National Grid North Wales Connection Project will be an order for development consent (DCO). The DCO process enables land powers and additional consents to be dealt with under a single consent. In addition to the DCO, supplementary consents may be required where these are unable to be included within the DCO or where further detail may be necessary.
- 2.1.2 In addition to the main National Grid North Wales Connection DCO, the following consents, licences, permits etc. are expected to be required:
- a. Approvals from the relevant highway authorities and relevant planning authorities pursuant to the requirements contained in the Development Consent Order;
 - b. European Protected Species Licence(s) from Natural Resources Wales in relation to affected European Protected Species pursuant to Regulation 53 of the Conservation of Habitats and Species Regulations 2017 and under Section 16 of the Wildlife and Countryside Act 1981. It is anticipated that a licence will potentially be required for bats and Great Crested Newts, including related management / mitigation measures during construction. An application will be made once the DCO has been submitted and as required;
 - c. Marine licence from Natural Resources Wales under the Marine and Coastal Access Act 2009, relating to borehole works within the Menai Strait. An application for a marine licence for boreholes was made in March 2018 in relation to the boreholes, discussions are taking place with Natural Resources Wales on whether further licences may be necessary;
 - d. Consent from Dwr Cymru, as the relevant sewerage undertaker, for connections or discharges into a main sewer to serve the Braint and Ty Fodol Tunnel Head House sites during construction, as required under Sections 110A and 118 of the Water Industry Act 1991. An application will be made once the DCO has been submitted if required;
 - e. An environmental permit from Natural Resources Wales under the Environmental Permitting (England and Wales) Regulations 2016 for discharge of water during construction of the authorised development.

Including discharges from the Braint and Ty Fodol construction sites and any discharges within 500m upstream from a protected site during construction. An application will be made once the DCO has been submitted if required and in consultation with Natural Resources Wales;

- f. An environmental permit from Natural Resources Wales under the Environmental Permitting (England and Wales) Regulations 2016 covering waste arising onsite during construction. An application will be made once the DCO has been submitted if required and in consultation with Natural Resources Wales;
- g. Section 61 prior notification consent(s) under the Control of Pollution Act 1974 from the relevant planning authority (either Isle of Anglesey County Council or Gwynedd Council respectively), for construction activities that may generate a significant noise and/or vibration effect. Prior notification applications will be submitted once the DCO has been made and in advance of the relevant construction activity taking place;
- h. Water abstraction / impounding licence(s) from Natural Resources Wales for the abstraction of water during construction under Regulation 9 of the Water Resources (Environmental Impact Assessment) (England and Wales) Regulations 2003 and Sections 24 and 25 of the Water Resources Act 1991. An application will be made once the DCO has been submitted and if required;
- i. Licence from the coast protection authority for the excavation of materials on or under the seashore under Section 18 of the Coast Protection Act 1949. This licence is required due to excavation and removal of material during tunnel construction under the Menai Strait. An application will be submitted once the DCO has been made;
- j. Consent from Natural Resources Wales for works within / affecting a Site of Special Scientific Interest under Section 28E of the Wildlife and Countryside Act 1981. Such a consent will be necessary in relation to drainage and Cors Erddreiniog (Anglesey Fens) and Caeau Talwrn SSSI during construction. An application will be made once the DCO has been submitted;
- k. Ordinary Watercourse Consent (OWC) from the relevant Lead Local Flood Authority (either Isle of Anglesey County Council or Gwynedd Council respectively) for any works within 8 metres of an ordinary

watercourse. An application will be made once the DCO has been submitted if required;

- I. Flood Risk Activity Permit (FRAP) from Natural Resources Wales for all works within 8 m of non-tidal Main Rivers and 16 m of tidal Main Rivers (measured from the bank top or toe of any flood defence). An application will be made once the DCO has been submitted if required.

3 Consents that May be Required

3.1.1 The following remaining consents, licences, permits etc may be required under certain circumstances:

- a. A licence and certificate for the storage and handling of explosives from the Health and Safety Executive under Part 4 of the Explosives Regulations 2014. This licence will only be required should a drill and blast method be used during construction. An application will be made once the DCO has been made and if required;
- b. Consent to remove / change position of certain pipelines within the street¹, as required under the Pipe-Lines Act 1962 should streetworks affect such pipelines during construction. An application will be made once the DCO has been made and if required;
- c. Licence(s) from Natural Resources Wales under Section 10 of the Protection of Badgers Act 1992 if badgers are encountered during construction. An application will be made once the DCO has been made and if required;
- d. Consent from Natural Resources Wales for works affecting invasive species under Section 16 of Wildlife and Countryside Act 1981. This consent will be necessary where an invasive species has been identified during pre-construction surveys or encountered during the construction of the authorised development. An application will be made once the DCO has been made and if required;
- e. Registration(s) by Natural Resources Wales under Regulation 21 of the Hazardous Waste (England and Wales) Regulations 2005. Registrations will be required should hazardous material be encountered during construction. An application will be made once the DCO has been made and if required;

¹ As defined by Part III of the New Roads and Street Works Act 1991

- f. Conservation / Protected Species Licence(s) from Natural Resources Wales under the Wildlife and Countryside Act 1981 if a need for a licence is identified through pre-construction surveys. A licence application will be made once the DCO has been made and as required;
- g. Consent(s) under the Road Vehicles (Authorisation of Special Type) (General) Order 2003 to transport Abnormal Indivisible Loads which fall outside standard practice or main DCO consent. Applications will be submitted once the DCO has been made and by the appointed contractor.

4 Summary

- 4.1.1 National Grid is seeking to agree with each affected body the principles against which applications for the listed consents, licences, permits etc. should be considered, in order that all relevant issues may be considered during the examination of its application for development consent. Progress on these discussions will be recorded within Statements of Common Ground including areas of agreement and disagreement in relation to other consents and licences.
- 4.1.2 National Grid does not consider there to be any impediments to obtaining these consents and does not regard the need for other consents and licences as a material risk to the delivery of the North Wales Connection Project.

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