



Issue Specific Hearing 3 (ISH3): Draft Development Consent Order

Hearing Action Points

Application by National Grid for an Order Granting Development Consent for the Yorkshire GREEN Project (EN020024).

Actions arising from **ISH3** held on **Friday 26 May 2023**.

	Action	Party	Deadline (D)
1.	New Requirement (R) for a site-specific construction stage mitigation scheme for the Travellers' Site to be inserted into the next iteration of the draft Development Consent Order (dDCO).	Applicant	D5
2.	Review and elaborate wording for community liaison officer over access arrangements in Construction Traffic Management Plan (CTMP)/ Code of Construction Practice (CoCP).	Applicant	D5
3.	Set out the process for assessing and minimising hedgerow removal at bellmouths.	Applicant	D5
4.	Set out in the next version of the CoCP the respective roles of the Agricultural Liaison Officer (ALO) and the Land Officer. Specify who employs each role and duration of employment.	Applicant	D5
5.	Provide commentary on the Applicant's approach to ongoing liaison during the operation and maintenance period via the Land Officer.	Applicant	D5
6.	Consolidate all Environmental Statement errata and addenda into one document. Any further updates to be added to the consolidated document.	Applicant	D5
7.	Review definition and description of temporary construction compounds in the dDCO to ensure there is sufficient clarity about what they are likely to comprise.	Applicant	D5
8.	Article 5: consider 5(1)(c) whether a change in drafting is required to limit where the 6m Limit of Deviation (LoD) is relevant (new versus modified pylons).	Applicant	D5
9.	Provide any comments on any relevant Examining Authority's First Written Questions	National Highways	D4



	Action	Party	Deadline (D)
	(ExQ1) [PD-007] that were not specifically addressed to National Highways (NH).		
10.	Consider specific streets identified in the dDCO and comment further.	National Highways	D4
11.	Deemed consent provisions: set out clearly to which articles an objection is raised.	National Highways	D4
12.	Ensure that the provisions of article 13(6), i.e. requiring the provision of a statement, apply to all relevant articles of the dDCO concerning deemed consent.	Applicant	D5
13.	Check and ensure consistency across articles specifying a timescale in relation to deemed consent as to whether timescales relate to the 'making' of an application or 'receipt' of an application.	Applicant	D5
14.	Discuss and agree the wording of article 13(2) with North Yorkshire Council (NYC) regarding 'within or adjacent to Order limits'.	Applicant	D5
15.	Assess whether article 16 should also make reference to NH in addition to the relevant planning authority and update the dDCO accordingly.	Applicant	D5
16.	Consider including in any Protective Provision with NH appropriate wording to reflect its concerns about drainage to the Strategic Road Network (SRN) (article 19) and that interest in NH land could be temporarily suspended (articles 38 and 39).	Applicant	D5
17.	Liaise over works on land in which NH has an interest which is outside the SRN.	Applicant, NH	D5
18.	Update dDCO with the Internal Drainage Board's (IDB) comments and/ or set out different positions, following meeting on 14 June 2023.	Applicant	D5
19.	IDBs to set out their position on the matters relevant to their interests on the ISH3 agenda [EV-006], if not agreed with the Applicant.	IDBs	D5
20.	Continue discussions regarding in-built process for pre-application consultation before consent for approvals are lodged with regards article 45 and report back.	Applicant, NYC, City of York Council (CYC), Leeds City Council (LCC)	D5



	Action	Party	Deadline (D)
21.	Include the Environmental Statement (ES) in the list of documents to be certified in the next iteration of the dDCO.	Applicant	D5
22.	Confirm if assessment has covered a worst case scenario regarding birds flying in the vicinity of the River Ouse when considering night-time working and associated lighting.	Applicant	D4
23.	Update the description of Work No. U8.	Applicant	D5
24.	Provide in Schedule 3 R1 a definition of 'piling operations' (as stated in R7(2)).	Applicant	D5
25.	R1: for description of 'start up and close down activities' consider removing 'audible' and tighten up definition of 'low key maintenance'.	Applicant	D5
26.	R4: provide further comments on the way that 'stages' is defined and stage plans would work.	NYC	D4
27.	R5 and R6: consider adding to definitions to clarify difference between outline soil management plan (R5(3)) and soils and aftercare management plan (R(6)(1)(a)).	Applicant	D5
28.	R8, 9, 10: in addition to Applicant's proposed changes, consider including a separate plan/ input to outline Tree and Hedgerow Protection Strategy (THPS) or additional wording in the CoCP to explain the different elements of the proposed planting.	Applicant	D5
29.	R18: further consideration of what would be secured in the dDCO from the Applicant's Design Approach for Site Specific Infrastructure (DASSI) document and content of DASSI.	NYC	D4
30.	R18: secure additional elements from DASSI (colour of all buildings, acoustic fencing and subtle variations in landform) as proposed and consider LCC's point regarding colour of peripheral fencing.	Applicant	D5
31.	Schedule 4: consider whether those requirements for which discharge requires consultation should have different (longer) time scales.	Applicant	D5
32.	Protective Provisions (PP): Submit Canal and River Trust (CRT) preferred wording with reasons if agreement over PPs has not been reached at D5.	CRT	D5



	Action	Party	Deadline (D)
33.	Provide an update on the position regarding other consents and licences being sought further to [REP2-038].	Applicant	D4
34.	For all proposed s106 agreements: <ul style="list-style-type: none">- provide a note to explain why this is an appropriate mechanism to secure the commitments (rather than Requirements), and;- set out how the policy and legislative tests for planning obligations would be complied with.	Applicant	D5