
From: Hanlon, Paige

Sent: 21 March 2023 15:38

To: Desai, Viral [REDACTED]; YorkshireGreen
<YorkshireGreen@planninginspectorate.gov.uk>

Cc: [REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Yorkshire Green- New Environmental Information- Procedure

Hi Viral

Thank you for the questions set out below. Upon further investigation the Planning Inspectorate (the Inspectorate) is of the view that Regulation 20 (Reg 20) of [the Infrastructure Planning \(Environmental Impact Assessment\) Regulations 2017](#) has not been triggered on this occasion and as such does not need to be followed at this time. Reg 20 applies in circumstances where the ExA has come to the view that the Environmental Statement is inadequate and has identified further information that needs to be supplied in order to reach the adequacy threshold.

The ExA has not taken the view that the Environmental Statement is inadequate.

The Inspectorate is of the view that Reg 20 has not been engaged at this stage and that supplying the further Addendum at Deadline 1 would be sufficient publication to allow Interested Parties and Affected Persons ample of opportunity to comment on this information throughout the course of the Examination.

It is advised that the Applicant contact those parties affected to make them aware of the supplementary material that will be submitted at Deadline 1, Wednesday 5 April 2023, and that there is an opportunity at Deadline 2, Monday 24 April 2024 for Affected Parties to comment on the documentation, and how those wishing to do so can via the Planning Inspectorate's website.

Please note that this will be published on our website as s51 advice.

Many thanks,
Paige

From: Desai, Viral <[REDACTED]>

Sent: 16 March 2023 16:17

To: Hanlon, Paige <[REDACTED]>; YorkshireGreen
<YorkshireGreen@planninginspectorate.gov.uk>

Cc: [REDACTED]
[REDACTED]
[REDACTED]

Subject: RE: Yorkshire Green- New Environmental Information- Procedure

Hi Paige

Thanks for the chat today.

I have had a bit of catch up with the legal team and there are some questions I think we need to discuss:

- Based on Regulation 20 (3) (b) (vi) (bb) of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017, the material we produce (the ES addendum) needs to be on your website when consulted upon.
- The key question for us, based on our understanding of the regulation is who hosts the 30 day consultation. Can you confirm if PINS will do this please?
- I am not clear how the Applicant responds to the consultation, based on our understanding there doesn't seem to be anything in that regulation that says a consultation report is needed.
- As this seems to be a rare occurrence in the DCO Examination process, I have set out our understanding of the process to adhere to the regulation- I would appreciate, if possible any comment from the planning inspectorate of the process from their experience of this on other DCO examinations:
 1. Applicant submits voluntary Environmental Information into the DCO examination (in this case at a deadline)
 2. PINS publish it on their website
 3. Applicant places newspaper, site notices and sends consultation bodies notices and the further information. PINS also host the notice
 4. Consultation begins for 30 days day after the 2nd newspaper notice in a local paper
 5. Consultation portal is opened on the PINS website
 6. Applicant to certify they have complied with Regulation 20(b) to (h)

Are you free to chat at 930 or 12 or 1230 tomorrow, please?

Cheers

Viral Desai *MCD, BA (Hons), MRTPI*
Associate Director and Practice Manager (London and South East)
Planning, Environment and Consenting

[REDACTED]



Company 

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