

Application by RWE Npower for the Willington C Gas Pipeline

Hearing Agenda Schedule: Issue Specific Hearing on the draft Development Consent Order

Infrastructure Planning (Examination Procedure) Rules 2010

The hearing will commence on Thursday 22 May 2014 at the Dove Room, Town Hall, King Edward Place, Burton upon Trent. Doors will open at 9.30am, and the hearing session will commence at 10.00am.

This schedule identifies matters referred to in Item 4 of the main agenda for the hearing. The schedule is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them.

Item 4 Agenda Schedule

Draft DCO

General	Provision of an unlocked Word version of the applicant's final draft DCO.
Article 2(1) Authorised Development	On the basis that any future diversion of the pipeline or EIA related work is included in Part 1 of Schedule 1 of the draft DCO, consideration of what 'any other development authorised by this Order' would involve.
Article 2(1) Statutory Undertaker	Whether the references to PA2008 s128 and s129 should be removed.
Requirements Interpretation	Whether this should be a numbered requirement in accordance with Statutory Instrument drafting.
Requirement 16	Whether this requirement should be removed.
Requirement 18	Whether the inclusion of a tailpiece would be necessary to avoid the need to rely on Requirement 24 for the approval of any variations to the approved noise management scheme.
Requirement 19	Whether there would be any need to rely on Requirement 24 for the approval of any variations to the construction work hours in the context of the flexibility possible under Requirements 19(1)(a) to (c), 19(2)(a) and 19(2)(b).
Requirement 20	Whether the inclusion of a tailpiece would be necessary to avoid the need to rely on Requirement 24

for the approval of any variations to the approved dust emission management and mitigation scheme.

Additional Requirement

Consideration of an additional requirement 'Where the words "unless otherwise approved by the relevant planning authority" or "unless otherwise approved by the local highway authority" are used in these requirements, such approval may only be given in relation to immaterial changes where it has been demonstrated to the satisfaction of the relevant planning authority or relevant highway authority that the subject matter of the approval sought is unlikely to give rise to any materially new or materially different environmental effects from those assessed in the environmental statement.' This requirement is similar to that imposed by the Secretary of State on the recent North London DCO.

Schedule 5 Column (2)

Whether the omission of 'of access' would deny the undertaker the land rights necessary to enter land where it does not have the relevant agreement to do so.

Book of Reference

Plot 112

Whether the 'unknown' entries should appear in Columns (4) and (6) instead of Column (7) to be consistent with similar entries elsewhere in the Book of Reference.

Statement of Reasons Updated Appendix 13.1

Item 5

Whether an option agreement or a 'minded not to object to compulsory acquisition' letter in relation to Plot 7 is anticipated from BT and, if so, when.

Item 16

Whether an option agreement has been exchanged with Hanson Quarry Products Europe Limited or, if not, if and when is this anticipated.

The remainder of the agenda items remain unchanged.