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All interested parties

Your Ref:

Our Ref: TR010014

Date: 23 May 2014

Dear Sir/Madam

Planning Act 2008 (as amended) and The Infrastructure Planning (Examination Procedure) Rules 2010 (as amended) - Rule 13, Rule 16, Rule 17 and Rule 8(3)

Application by Cornwall Council for an Order Granting Development Consent for the A30 Temple to Higher Carblake Improvement

Notification of hearings and second site inspection in the company of interested parties, and request for further information

I should like to begin by expressing my appreciation for the assistance which interested parties have provided to the examination so far by the timely provision of information in response to my requests. I now write to all interested parties to announce the dates, times and places of the forthcoming hearings which will be held in June and July of 2014; and the date, time and meeting place for a second site inspection to be held in the company of interested parties. Details of both are set out at **Annex A** and **Annex B** respectively.

I also write specifically to Cornwall Council and Natural England requesting further information in relation to the draft Landscape and Ecology Management Plan (LEMP) submitted to the examination by the applicant on 23 April 2014; in relation to the draft Construction Environmental Management Plan (CEMP) provided at Appendix 17.01 of the Environmental Statement (ES) submitted as part of the original application on 15 August 2013; and in relation to Version 3 of the draft Development Consent Order (DCO) submitted to the examination on 17 April 2014. Details of these requests are provided in the second part of this letter, and at **Annex C**.

Notification of hearings and site inspection

As set out in the corrected examination timetable annexed to my letter of 4 March 2014, those interested parties who wished to speak at an open floor or compulsory acquisition hearing were asked to notify the Planning Inspectorate by 12 noon on 19 March 2014. The Planning Inspectorate received one request from an interested party

to be heard at an open floor hearing and consequentially such a hearing must be held. No requests were received from affected persons for a compulsory acquisition hearing to be held but in consideration of the issues brought to my attention so far, I have nevertheless decided to hold such a hearing. I have also decided to hold a number of hearings on specific issues. Details of and arrangements for these hearings are set out at **Annex A**.

If you plan to attend any of the examination events detailed in the annexes to this letter, I should be grateful if you would inform my colleague Mr Richard Price (Case Manager) using the post or email contact details provided at the top of this letter by **12 noon on 11 June 2014**. It would also assist if you could notify Mr Price of any special needs you may have (eg disabled access, hearing loop etc). Please ensure that you include your interested party reference number in your correspondence.

As 12 noon on 11 June 2014 is also identified within the examination timetable as the deadline for comments on responses to my second written questions, it would greatly assist the organisation of the events if you could provide the above details separately to any other submission you might make. Please note that if any of the hearings scheduled at **Annex A** are no longer required, reasonable notice will be provided to interested parties of my decision to cancel them.

Request for further information

In the first round of written questions to interested parties, issued on 24 February 2014, at question 1.13.5 I posed the following to the applicant:

“When will a draft Landscape and Ecology Plan be produced in accordance with Requirement 6 and could that also be available for the first DCO hearing?”

Such a document was not made available in time to be considered at the first issue specific hearing on the draft DCO held on 8 April 2014. The applicant did however submit a draft iteration of a LEMP to the Planning Inspectorate on 23 April 2014, and I chose to accept it to be read in conjunction with the examination on the same day.

Having considered the draft LEMP, I am not satisfied that at this stage the clarity of its content and its consistency with the ES is adequate to inform the examination appropriately. I acknowledge Cornwall Council's assertion in response to my second written questions that an updated LEMP will be provided before the end of the examination, however in order to attempt to satisfy my concerns ahead of the forthcoming hearings, I have decided to request further information from the applicant and from Natural England (NE) at this stage. Cornwall Council are thus requested to progress the draft LEMP in consideration of the points detailed at **Annex C**, with an updated draft of the document to be provided to the examination by the deadline of **12 noon on 6 June 2014**. I would also be greatly assisted by comments from Natural England on the draft iteration of the LEMP submitted on 23 April 2014 (available at link below). These should be provided by the same deadline of **12 noon on 6 June 2014**.

Draft LEMP: <http://infrastructure.planningportal.gov.uk/document/2439727>

In relation to the draft CEMP (available at link below), it is understood that this document cannot be finalised until post-consent. I also acknowledge Cornwall Council's assertion in response to my second written questions that an updated CEMP will be provided before the end of the examination. Nevertheless I would take this opportunity to emphasise that the document as presently drafted is high level and contains a number of generic principles for mitigation without including the specific

measures that are detailed in the ES and which are relied upon in the assessments undertaken. I am therefore not satisfied that at this stage the construction mitigation measures proposed in the ES are sufficiently secured, and consequentially request that the draft CEMP is progressed by the applicant to incorporate the measures identified in the ES and the recommendations made by the Environment Agency in their response to Deadline IV. Again this should be submitted to the examination by the deadline of **12 noon on 6 June 2014**.

Draft CEMP: <http://infrastructure.planningportal.gov.uk/document/1956987>

In relation to the draft DCO, the latest iteration of which was submitted to the examination on 17 April 2014 (available at link below), and in the context of the observations provided at question 2.8 of my second round of written questions; I also request that the applicant, in consultation with NE, should provide a draft Requirement which would secure appropriate mitigation measures for the potential impact of the proposed development on any dormouse population. This should also be provided by the deadline of **12 noon on 6 June 2014**.

Draft DCO (V3): <http://infrastructure.planningportal.gov.uk/document/2421427>

Further, with reference to Natural England's response to question 2.8.1 of my second round of written questions, I would also be grateful if alongside the draft DCO requirement Cornwall Council could explain why there is no dormouse 'tube checking' scheduled in the month of July 2014. The data which emerges from these surveys will inform the extent to which the above mitigation is required, and as I am unable to consider evidence which emerges after the six month examination deadline, unless there is good reason which would prevent it I would request that dormouse survey data for June and July is submitted to the examination **before its expiration on 6 August 2014**.

NE Response: <http://infrastructure.planningportal.gov.uk/document/2494218>

If you have any further queries, please do not hesitate to contact the Case Manager in the manner described above.

Yours faithfully

Alan Gray

**Alan T Gray MRICS DipTP MRTPI & Accredited Mediator
Examining Authority**

Annexes:

- A** Dates, times and places for forthcoming examination hearings
- B** Date, time and meeting place for second site inspection in the company of interested parties
- C** Details of request for further information, for specific attention of Cornwall Council and Natural England

Advice may be given about applying for an order granting development consent or making representations about an application (or a proposed application). This communication does not however constitute legal advice upon which you can rely and you should obtain your own legal advice and professional advice as required.

A record of the advice which is provided will be recorded on the Planning Inspectorate website together with the name of the person or organisation who asked for the advice. The privacy of any other personal information will be protected in accordance with our Information Charter which you should view before sending information to the Planning Inspectorate.

Dates, times and places for forthcoming examination hearings

Issue specific hearings

Please be advised that the Examining Authority (ExA) will hold hearings under Section 91 of the PA2008 on the following dates:

Date	Venue	Time	Notes
Monday 23 June 2014 (am)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 10.00am (seating available from 9.30am)	Issue Specific Hearing 1 Issues relating to mitigation measures, including: <ul style="list-style-type: none"> • Comprehensive transposition of measures from environmental statement to Development Consent Order; and • adequacy of draft outline plans including draft Construction Environmental Management Plan; draft Landscape Ecology Management Plan; and Site Waste Management Plan.
Monday 23 June 2014 (pm)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 2.00pm (seating available from 1.30pm)	Issue Specific Hearing 2 Issues relating to Development Consent Order, including: <ul style="list-style-type: none"> • Residual general drafting concerns; • Requirements generally and tailpieces in particular; • incorporation of outline plans; • need for Schedule 8; and • parallel consents.
Wednesday 25 June 2014 (am)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 10.00am (seating available from 9.30am)	Issue Specific Hearing 3 Issues relating to landscape & visual impact, including: <ul style="list-style-type: none"> • Public viewpoints; and • specific design features. <p>And issues relating to ecology, including:</p> <ul style="list-style-type: none"> • Dormice protection; and • SSSI impacts.
Wednesday 25 June 2014 (pm)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 2.00pm (seating available from 1.30pm)	Issue Specific Hearing 4 Issues relating to highway design, including: <ul style="list-style-type: none"> • Design Manual for Roads and Bridges (DMRB) standards; • structures; • road safety audits; and • potential access to adjoining land.

Date	Venue	Time	Notes
Monday 21 July 2014	West Wing, Carew House, Beacon Technology Park, Dunmere Road, Bodmin, PL31 2QN	Start 10.00am (seating available from 9.30am)	Issue Specific Hearing 5 Issues TBC.
Tuesday 22 July 2014	West Wing, Carew House, Beacon Technology Park, Dunmere Road, Bodmin, PL31 2QN	Start 10.00am (seating available from 9.30am)	Issue Specific Hearing 6 Possible issues relating to: <ul style="list-style-type: none"> • Development Consent Order; • ecology; • parallel consents; and • policy evolution and specifically draft National Networks National Policy Statement.

If you wish to participate in or observe at any of the issue specific hearings scheduled on Monday 23 or Wednesday 25 June 2014, please let the Case Manager (Mr Richard Price) know by emailing Templetohighercarblake@infrastructure.gsi.gov.uk no later than **12 noon on 11 June 2014** indicating your wish to attend and the topics in respect of which you wish to speak.

Confirmation of the issues upon which the hearings scheduled for Monday 21 and Tuesday 22 July 2014 will be held will be published to the National Infrastructure pages of the Planning Portal website as soon as practicable in advance of the hearings and no later than 5 July 2014. If you decide that you wish to participate in or observe at any of these hearings, please let Mr Price know in the manner described above by **12 noon on 14 July 2014**.

Agendas for the issue specific hearings will be published on the National Infrastructure pages of the Planning Portal website approximately one week prior to the hearing to which they relate.

The time allocated for each of the hearings has been estimated based on the matters identified for consideration. Should a hearing take less time than anticipated, the ExA may conclude the hearing as soon as all relevant contributions have been made and all questions asked and responded to. Equally, if there are additional matters to be dealt with or there are submissions that take a considerable amount of time at any hearing, there may be a need to continue the session for longer on the day, or adjourn the hearing and continue at a subsequent sitting.

Compulsory acquisition hearings

Please be advised that the Examining Authority (ExA) will hold hearings under Section 92 of the PA2008 on the following date:

Date	Venue	Time	Notes
Thursday 26 June 2014 (am)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 10.00am (seating available from 9.30am)	Compulsory Acquisition Hearing 1 Issues relating to compulsory acquisition of common land, including: <ul style="list-style-type: none"> • Extent of common land to be acquired; • location and adequacy of replacement land; and • submissions of commoners appearing at the hearing and responses of Cornwall Council.

Date	Venue	Time	Notes
Thursday 26 June 2014 (pm)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 2.00pm (seating available from 1.30pm)	Compulsory Acquisition Hearing 2 Issues relating to general compulsory acquisition matters, including: <ul style="list-style-type: none"> • Justification, funding and benefits etc; • Compulsory acquisition of private interests etc; and • Submissions of and responses to affected persons appearing at the hearing.

If you wish to participate in or observe the compulsory acquisition hearings, please let the Case Manager (Mr Richard Price) know by emailing Templetohighercarblake@infrastructure.gsi.gov.uk no later than **12 noon on 11 June 2014** indicating your wish to attend and the topics in respect of which you wish to speak.

Agendas for the compulsory acquisition hearings will be published on the National Infrastructure pages of the Planning Portal website approximately one week prior to the hearing to which they relate.

The time allocated for each of the hearings has been estimated based on the matters identified for consideration. Should a hearing take less time than anticipated, the ExA may conclude the hearing as soon as all relevant contributions have been made and all questions asked and responded to. Equally, if there are additional matters to be dealt with or there are submissions that take a considerable amount of time at any hearing, there may be a need to continue the session for longer on the day, or adjourn the hearing and continue at a subsequent sitting.

Open floor hearing

Please be advised that the Examining Authority (ExA) will hold a hearing under Section 93 of the Planning Act 2008 (the PA2008) on the following date:

Date	Venue	Time	Notes
Friday 27 June 2014 (am)	Shire House Suite, Bodmin Town Council, Shire House, Mount Folly, Bodmin, PL31 2DQ	Start 10.00am (seating available from 9.30am)	Open floor Hearing Any interested party may give oral evidence based on the content of their relevant and / or written representation, the extent and timing of which will be governed by the needs of the examination.

If you wish to participate in or observe the open floor hearing, please let the Case Manager (Mr Richard Price) know by emailing Templetohighercarblake@infrastructure.gsi.gov.uk no later than **12 noon on 11 June 2014** indicating your wish to attend and the topics in respect of which you wish to speak.

Each interested party should assume that they will be allowed a maximum speaking time of 10 minutes in total for all submissions that they wish to make in this session. Please note that in the unlikely event that there are an exceptional number of potential submissions, it may be necessary to be more restrictive.

If the ExA decides that it is necessary to provide an agenda for this hearing, this will be published on the National Infrastructure pages of the Planning Portal website approximately one week prior to the hearing.

Date, time and meeting place for second site inspection in the company of interested parties

Site inspection in the company of interested parties

Please be advised that the Examining Authority (ExA) will hold a second site inspection in the company of interested parties under Rule 16 of the Infrastructure Planning (Examination Procedure) Rules 2010 on the following date:

Date	Meeting Place	Time	Notes
Tuesday 24 June 2014	Outside West Wing, Carew House, Beacon Technology Park, Dunmere Road, Bodmin, PL31 2QN	Start 9.30am (incorporating safety and propriety briefing)	Site Inspection Purpose: <ul style="list-style-type: none"> To observe the proposed scheme from Zone of Visual Influence (ZVI) and photographic / photomontage viewpoints; and if necessary, to inspect selected features referred to in responses to ExA's second written questions.

If you wish to attend the site inspection, please let the Case Manager (Mr Richard Price) know by emailing Templetohighercarblake@infrastructure.gsi.gov.uk no later than **12 noon on 11 June 2014**.

The inspection will begin at 10am promptly and attendees are requested to arrive at the meeting place by 9.30am to receive a compulsory safety briefing, protective clothing, and introductory remarks from the ExA. In the interests of all parties the ExA will not agree to a delay in start time without good reason.

In line with preparations for the first accompanied site inspection held on 8 April 2014, the ExA invites suggestions from interested parties regarding feature and/or sites to be viewed. Any suggestions should be submitted to Mr Price by the method described above to the deadline of **12 noon on 6 June 2014**. **Please note that the ExA is extremely unlikely to make further accompanied visits to the locations featuring in the first accompanied site inspection held on 8 April 2014.**

Final details of the chosen itinerary taking into consideration suggestions by interested parties will be published on the National Infrastructure pages of the Planning Portal website approximately one week prior to the event. Upon publication of the final itinerary, which will include approximate timings, you may decide that you wish to join the inspection at a specific stage. If this is the case you should make your intentions known to Mr Price as soon as practicable after the itinerary is published.

The inspection will take place by minibus and may include some walking on uneven or wet ground. The Planning Inspectorate therefore urges attendees to wear appropriate clothing for the weather and sturdy footwear. As per the accompanied site inspection held in April, high-visibility jackets and trousers will be provided by the applicant, Cornwall Council. **Please be reminded that the site inspection is a shared opportunity to make visual observations and is not an opportunity to make any oral representations on the application to the ExA. It is simply an opportunity to identify physical features that are relevant to the examination and oral representations can only be made in hearings where there is a fair and open opportunity for other parties to hear and respond as necessary.**

Details of request for further information, for specific attention of Cornwall Council and Natural England

In the letter covering this annex, the Examining Authority (ExA) requested for the draft iteration of the applicant's Landscape Ecology Management Plan (LEMP), submitted on 23 April 2014, to be progressed in consideration of the concerns and associated questions set out below.

General points

- Paragraph 1.2.1 of the draft LEMP implies that the plan covers the "management of the landscape and ecology within the road corridor during its operation" and paragraph 1.2.3 infers that the plan would not be finalised until the end of the five-year aftercare period. Can the applicant clarify the temporal scope for the Construction Environmental Management Plan (CEMP) and the LEMP, and clarify where measures to ensure the establishment of mitigation will be set out?
- Paragraph 1.2.3 of the draft LEMP states that the soft estate will be managed in accordance with the A30 Innis Downs to Dunheved Habitat Management Plan (AHMP), but does not contain any further details on this plan or provide a copy. Can the applicant provide details of how it intends to address any potential overlap or conflict between the AHMP and the LEMP? Where mitigation measures such as habitats are not fully established at the end of 5 years, how will sufficient detail be encompassed within the LEMP / AHMP to ensure successful establishment of those measures?
- It is noted that the draft LEMP has also been sent to Natural England (NE) and the Highways Agency for their feedback and that further consultation and discussion will continue with these bodies and the Cornwall AONB Unit and the Environment Agency. Can the applicant confirm that the views of these bodies will be shared with the Planning Inspectorate as soon as practicable upon receipt?
- The draft LEMP states "TBC" in a number of places and it is noted by the ExA that there is more information to come. Can the applicant clarify when it intends to produce this information, and a finalised version of the draft LEMP? It would be useful if any subsequent versions are submitted to the Planning Inspectorate with track changes.
- The draft LEMP makes reference to a detailed landscaping scheme to be set out in the Series 3000 documents, although these have not been provided at this stage. It is noted that paragraph 3.1.3 of the draft LEMP states that the applicant will append these to later drafts of the plan. Paragraph 1.3.4 states that for the purposes of the submitted version of the draft LEMP, the landscape mitigation plans TRXCP311_PA_6.02_FIG_0.8.06.00 – 05 (inclusive) have been appended. At present there is limited cross-referencing between the text and the figures. Can the applicant provide the Series 3000 documents in the progressed draft of the LEMP to be requested for the deadline of 6 June 2014, and also ensure that more definitive cross-referencing between the text and landscape mitigation plans is provided in future iterations of the document?

- Can the applicant provide details of the drafting measures it intends to include in the draft DCO in order to secure the mitigation measures set out in the draft LEMP and other plans?

Landscape mitigation

- Paragraph 2.2.2 of the draft LEMP refers to “standard native mixes”. Can the applicant specify in detail what species the mixes will comprise?
- Paragraph 2.2.5 of the draft LEMP refers to a figure not included in the document. Can the applicant clarify whether this should have been included in the draft LEMP, and if so please provide this figure in the progressed draft of the LEMP requested for the deadline of 6 June 2014?
- Paragraph 2.2.8 of the draft LEMP refers to three types of Cornish hedge, but the bullets that follow confirm a fourth type; Cornish turf bank. Can the applicant please amend the text to reflect this?

Ecological mitigation

- Paragraph 2.4.2 of the draft LEMP specifies “non-native invasive species such as Japanese Knotweed”; can the applicant specify to which other species this would apply? The applicant may wish to consider inserting reference to any plant listed in Part II of Schedule 9 of the Wildlife and Countryside Act 1981. Can the applicant confirm whether there will be a monitoring programme put in place for these species? In relation to the final bullet point in paragraph 2.4.2, can the applicant define what is considered “appropriate” and define the implication of “late”?
- Paragraph 2.4.4 of the draft LEMP states that specific details of proposed landscape works to restore Bodmin Moor, North Site of Special Scientific Interest (SSSI) are to be inserted when agreed with NE. Can the applicant confirm when this detail is likely to be made available?
- Draft DCO (Version 3) Requirement 7 states that the LEMP must include: “(d) details of the restoration of the Bodmin Moor North Site of Special Scientific Interest including details of all proposed landscape works”. It is noted that paragraph 9.9.11 of the ES details mitigation measures for Bodmin Moor, North SSSI, (i.e. area of 0.36ha to be managed as SSSI) but no such details are provided in the draft LEMP. Can the applicant ensure that mitigation measures proposed in the ES and the SSSI Impact Assessment (SIA) are secured in the draft LEMP?
- Paragraph 2.4.5 of the draft LEMP states that “an element of locally harvested seed will be sought”. Can the applicant clarify how this process will be undertaken? If best endeavours are to be used to secure this then discussions should be held now with NE/County Ecologists/Local Wildlife Trusts etc as to potentially suitable donor sites.
- Paragraph 2.4.8 of the draft LEMP refers to “marshy grassland” to be created within the attenuation basins, but does not give an area. The ES refers to 0.71ha at paragraphs 9.9.27 and 9.9.56. Can the applicant please refer to the appropriate area in the draft LEMP?
- Paragraphs 2.4.9 and 2.4.10 of the draft LEMP refer to the Cornish hedge and native hedgerows to be created, but does not give their length. Paragraphs 9.9.78 and 9.9.82 of the ES refer to 4,350m and 391m

respectively. Can the applicant reflect in the Series 3000 drawings the types and lengths of hedges to be used, as defined at paragraph 2.2.8 of the draft LEMP?

- Paragraph 4.3.7 of the applicant's SIA provides details of the pipe which are not reflected in paragraph 2.4.13 of the draft LEMP or in the ES. Can the applicant reflect the details of the pipe provided in the SIA in the draft LEMP?
- Paragraphs 2.4.14 and 2.4.15 of the draft LEMP do not make reference to "new connective linear features", as described in paragraph 9.9.99 of the ES. In the same context, there is no reference in the plan to "1.58ha of dormouse habitat". Can the applicant reflect the detail provided in the ES in the draft LEMP; and can it be clarified whether the dormouse habitat is intended to be the hedgerows referred to elsewhere in the draft LEMP?
- It is unclear when the dormouse boxes referred to in paragraph 2.4.15 and the bat boxes referred to in paragraph 2.4.17 are to be established i.e. pre-, during, or post-construction. Can the applicant clarify and demonstrate this mitigation is secured appropriately?
- In relation to paragraph 2.4.15 of the LEMP and Question 2.8 in the ExA's second written questions; can the applicant provide clarification with regards to the timeline for additional dormouse surveys? These will be required to be carried out before the close of examination in order to inform the mitigation design.
- Paragraph 2.4.17 of the draft LEMP refers to a "Multispecies culvert". Can the applicant provide details of the size and location of the culvert, and/or provide clarification as to whether this is the same culvert as referred to in paragraph 2.4.13? Can the applicant provide specific details of the proposed planting?
- Paragraph 2.4.19 of the draft LEMP states that specific reference to the Golden Plover will be inserted once agreement has been reached with the NE Golden Plover Technical Note. Can the applicant please provide this detail in the progressed draft of the LEMP requested for the deadline of 6 June 2014?
- Can the applicant provide details of the size of the existing and proposed hibernacula referred to at paragraphs 2.4.20 and 2.4.21 of the draft LEMP? Can the applicant explain why this mitigation is included in the draft LEMP when it is defined as "construction mitigation" at ES paragraph 9.9.136? If not to be included in the LEMP, the applicant should ensure that this mitigation is secured by another means.
- Paragraph 2.4.22 of the draft LEMP implies a lack of certainty in the delivery of mitigation measures. The paragraph states that "where possible the areas due to be lost [...] will be replaced". Can the applicant provide details of what will be used to determine what is 'possible' and what is not?
- Paragraph 2.4.23 of the draft LEMP refers to a natural seed bank provided by relocated soils, however this method of establishment is not guaranteed. Can the applicant provide details of the fall-back position if the seed bank does not regenerate scabious plants?

- It is evident from the ES and the draft LEMP that some mitigation measures will bring benefits to a number of receptors e.g. the multispecies culvert. These measures are repeatedly referred to under separate headings in both documents and it is not always clear where measures are new or the same as the ones identified elsewhere in the documents. Can the applicant ensure the draft LEMP clearly acknowledges such instances and effectively cross-references text and figures?

Management action by element

- Paragraph 4.3.6 of the applicant's SIA document refers to "additional seeds sown at the appropriate time of year (as detailed in the Landscape and Environmental Management Plan (LEMP)). Ongoing management including the control of invasive ruderal species and the restriction of grazing will be undertaken for at least six months, longer if required to ensure the habitat will be able to return to pre-construction condition (as detailed in the LEMP) to ensure that the habitat returns to similar condition post construction". Can the applicant ensure that details in relation to this assertion are clearly set out in the draft LEMP?
- The management actions set out against each landscape element are extremely vague and whilst it is appreciated that these indicate intentions rather than forming a specification, they are not considered sufficient at present to ensure the establishment and retention of the various elements. For example, in relation to Landscape Element LE1.3; if diversity of sward / wildflowers is to be ensured then a regime of cutting at appropriate time and removal of arisings will be required. With regards to landscape elements LE2.1, LE4.1.iii and LE 4.3, it is considered that "Manage in sympathy with adjacent" and "same form of management as adjacent" may not be sufficient to ensure establishment / long term maintenance of woodlands and hedgerows if adjacent landowners do not maintain woodlands and hedgerows on their land, or even decide to remove them entirely. Can the applicant provide details of the management actions required for each Landscape Element, including hedgerows and woodlands, to ensure establishment and maintenance of these Elements in order to achieve the Environmental Functions defined within the scheme?

Management action for specific mitigation features

- In Section 3.3 of the draft LEMP, the frequency of proposed maintenance / management is not clear from the plan. In addition, whilst it can be assumed ongoing maintenance would be for the operational lifetime of the project, this is not clearly stated. Can the applicant provide clarification in relation to the above?
- Paragraph 3.3.2 of the draft LEMP refers to long term management of native species trees. Can the applicant please define "long term"?
- Paragraph 3.3.4 of the LEMP states that culverts will be kept clear of debris and obstructions. Can the applicant provide details of the proposed maintenance programme? The otter fencing will need to be specified by reference to a standard or site specific detail.

- Paragraph 3.3.6 of the draft LEMP states that culverts will be maintained to ensure there are no obstructions to bat flight paths. Can the applicant provide details of the proposed maintenance programme?
- Paragraph 3.3.8 of the draft LEMP states that "No active management of the hibernacula is required, but its long term survival is to be ensured". Can the applicant explain how long term survival will be ensured if there is no active management?
- Paragraph 3.3.9 refers to arisings to be removed from the site. Can the applicant provide clarification of what arisings this is referring to?

Mitigation identified in ES but not included in the draft LEMP

- There is no reference in the draft LEMP to the following mitigation proposed in ES:
 - At paragraph 9.9.37 of the ES for 0.35ha of scrub and woodland planting (please also note discrepancy compared to ES paragraph 9.9.97 which states 1.58ha);
 - At paragraph 9.9.52 of the ES for 0.63ha of broadleaved semi-natural woodland;
 - At paragraph 9.9.60 of the ES for 0.05ha of non-rural habitats; and
 - At paragraph 9.9.14 of the ES for mitigation for aquatic macro-invertebrates.

It is noted that the ES considers the above to be construction mitigation measures. Can the applicant confirm how this mitigation will be secured?