



The Planning Inspectorate  
Yr Arolygiaeth Gynllunio

## Eggborough CCGT project

Issue Specific Hearing: Environmental Issues

Wednesday 22 November 2017, 10:00am

Issue Specific Hearing:

Draft Development Consent Order (DCO)

Thursday 23 November 2017, 9:30am

Compulsory Acquisition Hearing

Thursday 23 November 2017, 1:00pm

**Location:** Knottingley Town Hall, Hilltop, Headlands Lane, Knottingley  
WF11 9DG

### Agenda

#### ***Please note:***

This agenda is for guidance only. It is not designed to be exclusive or exhaustive. The Examining Authority (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.

Any lack of discussion of a particular issue at this Hearing does not preclude further examination of this issue, including further written questions.

Should the consideration of the issues 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.

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. Alternatively it may be necessary to prioritise matters and defer others to further written questions. The ExA recognises that other Hearings may contribute information and evidence which will be used in support of a recommendation in respect of Compulsory Acquisitions.

The ExA will be using the revised version of the draft DCO accepted into the Examination at Deadline 2, referenced [REP2-003] in the Project Examination Library. At the Issue Specific Hearing on DCO matters, the ExA will be citing the

Development Consent Order for the Wrexham Gas Fired Generating Station Order 2017, made on 18 July 2017, and the applicant is advised to have had sight of that DCO prior to this Hearing.

# Issue Specific Hearing: Environmental Issues

Wednesday 22 November 2017

## 1. Opening Remarks etc

## 2. Introduction of Participants

## 3. Main Discussion Points

### A) Archaeology and Heritage:

- The Hall Garths medieval moated site and peripheral archaeological investigation, the effectiveness of Requirement 16 of Schedule 2 of the draft Development Consent Order (DCO) and the absence of a draft/indicative Outline Written Scheme of Investigation.

### B) Biodiversity and Ecology:

- Whether the scheme enhances biodiversity, and the provisions made off-site; the effectiveness of the Indicative Landscape and Biodiversity Strategy; and the extent to which the proposed attenuation pond is capable of contributing to biodiversity enhancement.

### C) Noise and Vibration:

- The effectiveness of Requirement 24 of Schedule 2 of the DCO and whether sufficient measures have been undertaken to restrict night time construction and operational noise levels.

### D) The Future of the Existing Coal-Fired Power Station.

### E) Matters for Clarification:

- Air Quality – Whether there is a need for requirement to ensure air quality strategy objectives are not exceeded (matters to be resolved as set out in the draft SoCG with NYCC/SDC [REP2-011]); the need and wording of (new) Requirement 35; and whether Schedule 14 of the DCO should provide maximum figures for quantum of stacks and minimum heights for peaking plant and black start plant; and
- Water abstraction and cofferdam installation/removal; and the absence of representations from the Internal Drainage Board.

## 4. Other Matters

## 5. Close of Hearing

# Issue Specific Hearing: Draft DCO

Thursday 23 November 2017

## 1. Opening Remarks etc

## 2. Introduction of Participants

## 3. Main Discussion Points

- The differing definitions of '*commence*' in Article 2 and Schedule 2;
- The definition of '*permitted preliminary works*' in Schedule 2;
- The definition of '*maintain/maintenance/maintaining*' in Article 2;
- The wording of Requirement 39; and
- The wording of Requirements 16 and 24 (*if necessary following the ISH on Environmental Matters*).

### Draft Deemed Marine Licence

- Applicant to update on amendments requested by the Marine Management Organisation in its written representation [REP2-033] including the presence of Paragraph 3(4)(b);
- The additional conditions in the draft DML [REP2-003]; and
- Definition of '*River*' as outline in Paragraph 13.

## 4. Other Matters

- Whether HDD for Works No 6 to be undertaken under the river Aire is, or should be adequately secured by Requirement 5;
- Suggestion by ExA to amend Articles 18, 20 and 21 to explicitly state that they are subject to Article 17(4);
- The wording of Articles 20, 21 and 28 (response from NGET/NGG to written question DCO 1.12 [REP2-035]);
- The wording of Article 11 and inclusion of the Canal & River Trust within Requirement 1 (response from the Canal & River Trust [REP2-031]);
- The wording of Schedule 11 (matters outstanding in the draft SoCG with NYCC/SDC [REP2-011]);
- Applicant to respond to the need for paragraphs 3 and 10 of Schedule 9 (response from the applicant to DCO 1.35 [REP2-014]); and
- Any other issues from any party, (e.g NYCC/SDC in their response to WQ [REP2-038] concerns on '*a part*', response to DCO 1.25).

## 5. Close of Hearing

# Compulsory Acquisition (CA) Hearing

Thursday 23 November 2017

1. **Opening Remarks etc**
2. **Introduction of Participants**
3. **Update of Progress on Negotiations by the Applicant**
4. **Main Discussion Points**
  - A) The Tests of CA within the Planning Act 2008:
    - Whether Section 6 of the Statement of Reasons [APP-009] adequately justifies/explains the need for powers of CA;
    - Whether funding should be secured in the DCO with an additional Article;
    - The plot(s) in which fall under Article 17 of the draft Development Consent Order which the applicant does not own and wishes to compulsorily acquire the land/freehold for the project;
    - Explanation of why plots identified for compulsory acquisition of land are already in the freehold ownership of the applicant;
    - Explanation of why some land identified for the cooling water works (Works No.4) is identified for compulsory acquisition of land and other for rights;
    - Plot 135, why compulsory acquisition of land is necessary for land south and south east of Plot 165, the route of the gas pipeline and cooling water pipeline; and
    - Update on the position in respect to Crown Land.
  - B) Protected Provisions:
    - Applicant to provide update on protected provisions;
    - Matters raised by National Grid (NGET/NGG) in its written representation [REP2-034];
    - Matters raised by the Marine Management Organisation in its written representation [REP2-033];
    - Matters raised by the Canal & River Trust in its written representation [REP2-031]; and
    - Whether statements of Common Ground should reflect agreement on protected provisions.
5. **Other Matters**
6. **Close of Hearing**