

Meeting Note

File reference	EN010007 Wylfa New Nuclear Power Station
Status	Final
Author	Amy Cooper

Meeting with	Horizon Nuclear Power
Meeting date	22 March 2011
Attendees (IPC)	David Cliff, Lynne Franklin, Eleri Davies, Sheila Twidle, Andrea Kellegher, Amy Cooper
Attendees (non IPC)	Tim Proudler, James Eaton, Rob Gill, Kieran Summers (Horizon Nuclear Power)
Location	Temple Quay House: IPC Boardroom

Meeting purpose	<p>Discussion included:</p> <ul style="list-style-type: none"> • A project update including Horizon's consultation process and Preliminary Environmental Information (PEI) • Associated Development • Welsh Translation • IPC outreach
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Summary of outcomes and Record of Advice	<p>Horizon's Project Update: Work on EIA is progressing and obtaining baseline data is ongoing. The cooling water system studies are being reviewed and may require alternative/additional marine surveys.</p> <p>Onshore and offshore site investigations (e.g. boreholes) have progressed with the scope and methodologies agreed by relevant bodies.</p> <p>A number of working groups/consortia have been set up to focus discussion on particular aspects of the scheme such as transport issues and health impacts. These groups enable ongoing discussion with regulatory authorities and other relevant statutory bodies including Local Health Boards, the Countryside Council for Wales (CCW), Cadw and the Marine Management Organisation (MMO).</p> <p>A project liaison group has been set up for non-statutory bodies and members of the community that have an interest in the project. The first meeting was held in March 2011.</p> <p>"Associated" Development: Development such as workers' accommodation and a marine offloading facility (not integral to the NSIP and in Wales unable to be treated as associated development under the Planning Act) is at an early stage with options not yet finalised. Impacts on traffic etc. are being looked</p>
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	<p>at in parallel. The detail for some elements of the proposal will be dependent on the choice of vendor for the project. A decision on the choice of vendor is expected in mid 2011.</p> <p>The applicant noted that they may seek consent for this development through other consent/licensing regimes prior to applying to the IPC for development consent.</p> <p>The IPC advised the applicant to consider timing carefully. In view of s33(2) of the Act, a Harbour Empowerment Order (HEO) should not be sought at the same time as seeking consent for a Development Consent Order (DCO) because there can be no parallel authorisation under the Planning Act and Harbours Act. The applicant may wish to discuss this further with their legal advisors and the Welsh Assembly Government (WAG) marine consents unit/MMO. The IPC noted that a similar issue was raised for Hinkley Point C and advice on this matter was provided and made available to view on the IPC website.</p> <p>When making an application for development consent, the applicant is required by Regulation 6(1)(a)(i) of the Applications: Prescribed Forms and Procedure Regulations 2009 (the APFP Regulations) to provide a statement of who will be responsible for designing and building the connection to the electricity grid. The IPC advised that the best solution/most likely option for grid connection should be known and stated within the application and cumulative impacts made clear in the Environmental Statement (ES).</p> <p>Planning Performance Agreements (PPA): The applicant advised that a PPA between Horizon and the relevant Council/s is due to be signed off in mid 2011. The work packages will be defined and the IPC will be copied into correspondence. The applicant expressed concerns that Local Authority (LA) resources are limited.</p> <p>The IPC highlighted the importance of liaison with LAs to enable the prompt identification of views/issues and familiarisation with the scheme.</p> <p>It was noted that a joint planning policy unit between Isle of Anglesey County Council and Gwynedd Council is to be established in April 2011. This unit's key objective will be to look at policy and identify gaps.</p> <p>Consultation Process: Consultation Programme - Stage 1 of formal consultation is likely to take place in Q4 2011/Q1 2012. Stage 2 consultation will include the draft Environmental Statement for comment.</p> <p>Work with Isle of Anglesey County Council on the draft Statement of Community Consultation (SoCC) has been ongoing with final agreement anticipated in Summer/Autumn 2011.</p> <p>The applicant outlined the strategy/framework which they are</p>
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developing to link together consultation under s.42 and s.47 of the Act and consultation on Preliminary Environmental Information (PEI). This framework should provide an audit trail for comments enabling them to be transferred into the Consultation Report.

The IPC advised that:

- Hard copy documentation should be clearly referenced.
- Data protection in relation to personal information obtained as part of the applicant's consultation programme, confidentiality and the IPC's Freedom of Information (FOI) obligations should be considered. The applicant should warn consultees not to include third party personal information in consultation responses without consent (and applicant should not include this hard data in consultation report) because our data protection obligations would require us to redact before publishing.
- Feedback on the strategy should be obtained from the LA.

External consultants will carry out the consultation. The applicant has been working to establish what information on "associated" development should be included.

The IPC advised that information on 'associated' development should be provided for consultation. It should however be made clear to consultees that consent for "associated" development will be sought through other consenting regimes outside the IPC process. Although not a statutory requirement, the applicant is encouraged to use the information gained from consultation on "associated" development to inform the applications to be submitted through other consenting regimes.

Where consents are sought separately these should be listed in the application submitted to the IPC and should state how close the promoter is to achieving consent from the relevant consenting body.

There has been informal engagement with communities using consultation methods which have been agreed with Isle of Anglesey County Council. The IPC advised that the Consultation Report should clearly distinguish between the statutory (Chapter 2 of Part 5 of the Act) and non-statutory/informal consultation undertaken. A revised version of IPC Advice Note 6 'Preparation and Submission of Application Documents' is being produced and will be published in due course. It will aim to provide more detailed advice in light of our experience of the s.55 acceptance process so far.

The applicant confirmed that in light of transboundary effects, (and the IPC's obligations under Regulation 24 of The Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 (the EIA Regulations), Ireland have been included in consultation.

Preliminary Environmental Information (PEI): The applicant has experienced timing difficulties as it is envisaged that the PEI is an evolving document which develops as part of the consultation process (i.e. between consultation with the LA on the SoCC and formal consultation under s.42 and s.47).

The IPC advised that the SoCC must set out how the applicant intends to publicise and consult on the PEI (Regulation 10 of the EIA Regulations).

IPC advised that the PEI must be fit for purpose and that the most up to date information should be provided to enable consultees to respond with constructive advice. To enable consultee understanding some context should be included and for certain consultees it may be appropriate to provide greater detail within the technical information.

Welsh Translation: The applicant advised that feedback from the Welsh Language Board (WLB), WAG and LAs indicated that only the non-technical summary of the ES needs to be translated. The applicant is undertaking a Welsh Language Impact Assessment (WLIA) and this report will be produced bilingually. The applicant will take a view on whether the draft DCO and other documents should be translated.

The IPC advised that this approach is in line with the IPC Welsh Language Scheme which encourages promoters to make appropriate documents available bilingually.

IPC Update:

The possibility of holding an outreach event was discussed. The preferable time for this would be before the first stage of the applicant's formal consultation (possibly autumn/winter of 2011). The format and possibility of linking this with a community liaison group meeting will be considered, after discussions with LAs.

IPC advised that the draft DCO should be provided for comment at least 6 weeks (preferably longer) prior to the anticipated submission date. The IPC also highlighted the importance of ensuring that the Explanatory Memorandum is written in plain English.

It is clear from the Localism Bill that the coalition Government intends to abolish the IPC and amend the Planning Act 2008 (the Act) but that the generalities of the process itself are not expected to be radically changed. One of the most significant elements of the changes is that the Secretary of State will be the decision maker rather than the IPC.

Discussion followed on the recently published IPC Advice Note 9 on 'Using the Rochdale Envelope' (available on the IPC website).

Specific decisions/follow up required?	<ul style="list-style-type: none"> • Liaison to take place with the local authority regarding the format for future IPC outreach events. • David Cliff (Case Leader) to join Horizon's meeting with the LA via conference call on 24th March.
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Circulation List	All attendees
	Emrys Parry (IPC pre-application Commissioner)