

Drax Re Power Project: Comments on the draft Consultation Report

These comments relate solely to matters raised by the drafting of the documents, and not the merits of the proposal. They are limited by the time available for consideration, and raised without prejudice to the acceptance or otherwise of the eventual application. They are provided to assist the preparation of the next iteration of the DCO application documents.

Comments are provided in the table below

<i>Point no.</i>	<i>Extract / reference</i>	<i>Question/Comment</i>
1	Chapter 4 Para 4.8	There is no mention of a deadline for the non-statutory Local Authority (LA) response to the Statement of Community Consultation (SoCC)
2	Chapter 4 Para 4.12	There is no mention of the statutory deadline for the LA to respond to the SoCC

3	Chapter 5 Table 5.1	<p>East Riding of Yorkshire is under the Planning Act 2008 (PA2008) as an A and D authority, which should be reflected in the table. The description is relevant but the Applicant may wish to add that the Authority is not a B Authority according to the PA2008.</p> <p>Yorkshire Dales National Park Authority and North York Moors National Park are defined in s43(3)(g) of the PA2008 as a local authority and should therefore be listed as either A, D or A and D in column 3 of table 5.1. The Applicant may therefore wish to consider changing the reference in column 2 (provisions) to read s43(2). The descriptions for the category D local authorities appear to contain an error and the Applicant may wish to consider changing the text to read "c" local authority and not "d".</p>
4	Chapter 5 Table 5.1	On the map provided it refers to 'Lancashire District Council' which should be listed as 'Lancashire County Council'
5	Chapter 5 Section 5.15	The Applicant doesn't seem to have attempted to identify landowners by posting notices near the site or the pipeline corridor. The Applicant will need to justify why they have not done this or if they have, update this part of the report.

6	Chapter 5 Section 5.18	<p>We notice that the Applicant considers it unnecessary to list category 3 persons in part 2 of the book of reference as they are already listed as category 2 persons (in part 1). This doesn't appear to reflect the procedural requirements.</p> <p>You will note Regulation 7 of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 says;</p> <p>7.— Meaning of "book of reference" in these Regulations (1) In these Regulations "<i>book of reference</i>" means a book, in five Parts, together with any relevant plan, and which — (b) in Part 2 contains the names and addresses for service of each person within Category 3 as set out in section 57;</p> <p>As advised in <i>Guidance related to procedures for the compulsory acquisition of land</i> "Applicants will need to be aware that each part in the book of reference serves a different purpose and persons may need to be identified in one or more parts".</p>
7	Chapter 5 Paragraph 5.24	Cross references the wrong paragraph in the report
8	General	Whilst it is expected this will be provided with the final report, the Applicant is advised to review the report to ensure that all omitted information has been included in the final version.
9	General	Whilst it is expected these will be provided with the final report, the Applicant is advised to ensure all appendices are included in the final version.