



Planning Inspectorate
Arolygiaeth Gynllunio

Event Transcript

Project:	Green Hill Solar Farm
Event:	Compulsory Acquisition Hearing 1 (CAH1) – Part 1
Date:	10 December 2025

Please note: This document is intended to assist Interested Parties.

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The video recording published on the Planning Inspectorate project page is the primary record of the event.

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1

00:00:05.900 --> 00:00:06.460

Well,

2

00:00:07.340 --> 00:00:10.790

good afternoon. Um, it is now 2:00

3

00:00:10.820 --> 00:00:13.920

PM and time for this hearing to

4

00:00:13.940 --> 00:00:17.670

begin. I would like to welcome you all to this

5

00:00:17.780 --> 00:00:21.740

first compulsory acquisition hearing for the

6

00:00:21.800 --> 00:00:24.240

Green Hill Solar Farm project.

7

00:00:25.120 --> 00:00:29.050

Um, could I just first check that, uh, e- everybody in the room can

8

00:00:29.100 --> 00:00:32.980

hear me clearly? Thank you. Um, and

9

00:00:33.080 --> 00:00:36.220

can people online, um, hear

10

00:00:36.880 --> 00:00:39.360

what's going on in the room?

11

00:00:41.220 --> 00:00:44.900

Great. Thank you. And could I just confirm with the case

12

00:00:45.000 --> 00:00:48.780

manager that the live streaming and recording of this

13

00:00:48.840 --> 00:00:51.880

event has commenced? Great. Thank

14

00:00:51.960 --> 00:00:55.820

you. Uh, my name's Mark Harrison.

15

00:00:56.000 --> 00:00:59.480

I am a planning inspector and a chartered town

16

00:00:59.560 --> 00:01:03.500

planner. I've been appointed by the Secretary of State to

17

00:01:03.580 --> 00:01:07.220

be the lead member of the panel to examine

18

00:01:07.280 --> 00:01:11.030

this application, and I'll now ask my

19

00:01:11.060 --> 00:01:14.100

fellow panel members to introduce themselves.

20

00:01:14.760 --> 00:01:16.730

Good afternoon. My name's Rebecca Norman.

21

00:01:16.760 --> 00:01:19.730

I'm a chartered town planner and examining inspector.

22

00:01:19.760 --> 00:01:23.220

I've been appointed as a panel member of the examining authority,
and I will be

23

00:01:23.260 --> 00:01:26.080

leading this afternoon's hearing.

24

00:01:27.580 --> 00:01:29.280

Good afternoon. My name is Catherine Beeby.

25

00:01:29.300 --> 00:01:32.340

I'm a town planner and an examining inspector.

26

00:01:32.380 --> 00:01:36.260

I've been appointed as a panel member of the ex- examining
authority.

27

00:01:36.270 --> 00:01:40.170

(clears throat) So together, we constitute the examining authority

28

00:01:40.240 --> 00:01:44.140

for this application. Our role is to examine the application

29

00:01:44.220 --> 00:01:47.880

and to report to the Secretary of State for Energy Security and Net

30

00:01:47.980 --> 00:01:51.820

Zero with a recommendation as to whether or not the development consent order

31

00:01:51.860 --> 00:01:55.790

should be made. I'd also like to introduce the members of

32

00:01:55.820 --> 00:01:59.500

the planning inspectorate's case team who are supporting us today.

33

00:01:59.560 --> 00:02:01.560

You may have already spoken with them.

34

00:02:01.580 --> 00:02:05.460

We have in the room Ryan Sedgman, who is case manager for this project,

35

00:02:05.480 --> 00:02:07.580

and Jessica Dunlop, who is a stu- student

36

00:02:07.880 --> 00:02:11.840

placement. Another Case Officer, Sam Stephens, is providing

37

00:02:12.140 --> 00:02:14.940

support for those of you joining us online.

38

00:02:15.000 --> 00:02:18.680

In addition, technicians from the audiovisual company, Event Video & TM

39

00:02:18.800 --> 00:02:22.760

Services, are in attendance solely for the purpose of managing the

recording

40

00:02:22.780 --> 00:02:24.860

and live stream- streaming for this hearing.

41

00:02:26.780 --> 00:02:29.790

I'll now do, deal with a few housekeeping matters for those attending in

42

00:02:29.860 --> 00:02:33.520

person. Can everyone please set all devices and phones to

43

00:02:33.560 --> 00:02:37.460

silent? There are toilets just to the right as you

44

00:02:37.500 --> 00:02:41.200

exit this room. Uh, we don't believe there's a planned fire

45

00:02:41.240 --> 00:02:45.160

alarm test this afternoon, so if an alarm does sound, please leave by the

46

00:02:45.220 --> 00:02:48.020

marked exits to the rear of the room and assemble in the car

47

00:02:48.120 --> 00:02:51.740

park. Today's hearing is being

48

00:02:51.780 --> 00:02:55.500

undertaken in a hybrid way, meaning some of you are present with us at the hearing

49

00:02:55.560 --> 00:02:58.900

venue and some of you are joining us virtually using Microsoft

50

00:02:58.960 --> 00:03:02.620

Teams. We will make sure that however you've decided to

51

00:03:02.660 --> 00:03:05.380

attend today, you will be given a fair opportunity to

52

00:03:05.440 --> 00:03:09.300

participate. A recording of today's hearing will be

53

00:03:09.340 --> 00:03:12.820

made available on the Green Hill project section of the National Infrastructure

54

00:03:12.900 --> 00:03:16.280

Planning website as soon as practicable after the hearing has

55

00:03:16.320 --> 00:03:20.280

finished. With this in mind, please ensure that you speak clearly into a

56

00:03:20.320 --> 00:03:24.180

microphone, stating your name and who you are representing each

57

00:03:24.240 --> 00:03:25.480

time before you speak.

58

00:03:26.580 --> 00:03:30.080

If you're not at a table with a microphone, there is a ro- roving microphone, so

59

00:03:30.180 --> 00:03:32.440

please wait for one of these to be brought to you before you

60

00:03:32.580 --> 00:03:34.540

speak.

61

00:03:35.460 --> 00:03:38.760

A link to the planning inspectorate's privacy notice was provided in the

62

00:03:38.820 --> 00:03:42.500

notification for this hearing. We assume that everybody here

63

00:03:42.540 --> 00:03:46.420

today has familiarized themselves with this document, which establishes how

64

00:03:46.460 --> 00:03:50.360

the personal data of our customers has, uh, is handled in accordance

65

00:03:50.400 --> 00:03:54.260

with the principles set out in data protection laws.

66

00:03:54.280 --> 00:03:58.240

Please speak to the case manager if you have any questions about this.

67

00:04:00.440 --> 00:04:03.700

So to briefly explain the purpose of this compulsory acquisition

68

00:04:03.780 --> 00:04:07.580

hearing, the application for the proposed development includes a

69

00:04:07.620 --> 00:04:11.120

request for an order granting development consent to

70

00:04:11.200 --> 00:04:15.020

authorize compulsory acquisition of land or compulsory acquisition of an

71

00:04:15.080 --> 00:04:17.170

interest in or right over land.

72

00:04:18.220 --> 00:04:22.140

This hearing is to enable the examining authority to hear and probe the applicant's

73

00:04:22.160 --> 00:04:24.460

str- strategic pla- case in respect of the

74

00:04:24.480 --> 00:04:28.180

application. This hearing is also for the examining

75

00:04:28.220 --> 00:04:32.200

authority to hear individual objections from affected persons

76

00:04:32.240 --> 00:04:36.180

who are interested parties with a legal interest in the land or rights over which

77

00:04:36.250 --> 00:04:40.160

the applicant is seeking powers of compulsory acquisition

78

00:04:40.200 --> 00:04:44.120

and/or temporary possession. This hearing

79

00:04:44.160 --> 00:04:47.980

will help us to consider whether relevant legal and policy tests applicable to

80

00:04:48.020 --> 00:04:51.180

compulsory acquisition and temporary possession proposals have been

81

00:04:51.220 --> 00:04:55.140

met. We published an agenda for this hearing on the

82

00:04:55.300 --> 00:04:58.660

28th of November with an examination library re- reference of

83

00:04:58.720 --> 00:05:02.700

EV6001. We will invite

84

00:05:02.840 --> 00:05:06.720

affected persons in turn to summarize their case with respect to the compulsory

85

00:05:06.800 --> 00:05:10.280

acquisition and temporary pr- possession powers being sought by the

86

00:05:10.320 --> 00:05:14.230

applicant. We will then give the applicant an opportunity

87

00:05:14.300 --> 00:05:18.100

to respond to any summary cases made by affected persons and will

88

00:05:18.160 --> 00:05:20.480

ask any questions we consider necessary.

89

00:05:22.320 --> 00:05:26.250

So moving now to introductions. Can I first ask the applicant to please

90

00:05:26.320 --> 00:05:29.620

introduce its team, including any advisors?

91

00:05:29.660 --> 00:05:33.280

In doing so, please state how individual members of the team would wish to be

92

00:05:33.320 --> 00:05:36.640

addressed, i.e., Mr., Mrs., Ms., et cetera.

93

00:05:36.650 --> 00:05:38.000

Thank you.

94

00:05:39.740 --> 00:05:42.160

Uh, good afternoon. My name is Claire Brodrick.

95

00:05:42.240 --> 00:05:46.220

I'm a partner at Pinsent Masons LLP, who are solicitors

96

00:05:46.260 --> 00:05:49.780

for the applicant, Green Hill Solar Farm Limited.

97

00:05:49.790 --> 00:05:52.120

Um, I can be referred to as Ms. Brodrick.

98

00:05:52.200 --> 00:05:55.680

Um, I'm joined by a number of, uh, members of the applicant team.

99

00:05:55.740 --> 00:05:59.380

We are all here in person, uh, for the purposes of this

100

00:05:59.460 --> 00:06:02.920

specific hearing. Um, I will let them each introduce

101

00:06:02.940 --> 00:06:06.912

themselves, um, uh... now and then they will speak

102

00:06:06.992 --> 00:06:09.922

if, if required during the course of the compulsory acquisition hearing.

103

00:06:09.952 --> 00:06:12.122

Thank you.

104

00:06:14.392 --> 00:06:17.912

Uh, my name is Alison Dablin, I am an associate at Pinsent Masons

105

00:06:18.212 --> 00:06:20.352

and...

106

00:06:20.532 --> 00:06:23.952

My name is, uh, Julian Barter, land agent for the applicant.

107

00:06:23.972 --> 00:06:27.452

Uh, I can be called Julian.

108

00:06:29.272 --> 00:06:32.932

Hello, I'm Leslie Giles, Project Development Manager for Island Green

109

00:06:33.032 --> 00:06:36.232

Power. Um, happy to be called Leslie or Ms.

110

00:06:36.252 --> 00:06:37.672

Giles.

111

00:06:39.012 --> 00:06:41.072

Uh, Jane Crichton on behalf of the applicant.

112

00:06:41.132 --> 00:06:44.512

I'm Associate Planning Director at LandPro. Happy to be referred to as Ms.

113

00:06:44.532 --> 00:06:47.332

Crichton. Thank you.

114

00:06:49.212 --> 00:06:51.632

Hi, Charlotte Estrella on behalf of the applicant.

115

00:06:51.672 --> 00:06:54.292

I'm a senior EIA consultant at LandPro.

116

00:06:54.452 --> 00:06:56.492

Happy to be referred to as Miss

117

00:06:56.572 --> 00:06:58.532

Estrella.

118

00:07:02.432 --> 00:07:06.192

Thank you all. I'm now going to ask those affected persons who have given

119

00:07:06.202 --> 00:07:09.902

notice of their intention to speak today to introduce themselves.

120

00:07:09.932 --> 00:07:13.132

When I state your name, could you please introduce yourself to confirm your name

121

00:07:13.192 --> 00:07:17.092

and who you represent if relevant, and provide a brief summary of your interest

122

00:07:17.132 --> 00:07:20.112

in the land, uh, which would be affected by the proposed

123

00:07:20.132 --> 00:07:23.892

development. Please state how you would wish to be addressed, i.e.

124

00:07:23.952 --> 00:07:27.732

Mr., Mrs., Ms., et cetera. Thank you.

125

00:07:29.912 --> 00:07:32.922

Um, if we could start with National Highways, I believe we, we've got National

126

00:07:32.972 --> 00:07:35.292

Highways joining us online.

127

00:07:36.352 --> 00:07:40.232

Uh, Mrs. Vicky Fowler, I'm a, um, partner and solicitor at

128

00:07:40.272 --> 00:07:43.592
Gowling WLG, and I'm joined by, uh, Miss

129
00:07:43.652 --> 00:07:47.292
Brittany, uh, Grosvenor Assistant Spatial Planner at National

130
00:07:47.372 --> 00:07:50.992
Highways. Um, I'm happy to be referred to as

131
00:07:51.032 --> 00:07:54.912
Mrs. Fowler. Um, National Highways have, uh, plots

132
00:07:54.952 --> 00:07:58.452
included in the book of reference that are affected by temporary

133
00:07:58.492 --> 00:08:01.792
possession and compulsory acquisition of rights and restrictive

134
00:08:01.852 --> 00:08:05.812
covenants. Um, there's no proposals to permanently acquire

135
00:08:05.852 --> 00:08:09.592
the freehold of, uh, National Highways land.

136
00:08:11.072 --> 00:08:12.162
Thank you.

137
00:08:12.162 --> 00:08:15.652
Thank you, Mrs. Fowler. Um, turning now to Surian

138
00:08:15.712 --> 00:08:19.611
Partridge, please. If you could introduce yourself, um, and confirm
your

139
00:08:19.692 --> 00:08:23.342
name, uh, who you represent if relevant, provide a summary of your
interest in the

140
00:08:23.412 --> 00:08:24.652
land and your title,

141

00:08:24.692 --> 00:08:28.892
please.

142
00:08:31.492 --> 00:08:35.432
Hello, my name's Surian Partridge and I'm representing my family,

143
00:08:35.532 --> 00:08:35.952
um,

144
00:08:36.912 --> 00:08:40.792
for the, um, opposition of the acquisition land that we

145
00:08:40.852 --> 00:08:44.732
feel is unnecessary, um, that a different route can

146
00:08:44.771 --> 00:08:48.472
be taken, and I'm, um, happy to be referred to as Mrs.

147
00:08:48.512 --> 00:08:51.012
Partridge.

148
00:08:54.812 --> 00:08:58.512
Thank you, Mrs. Partridge. I believe we have Matthew Partridge.

149
00:08:58.552 --> 00:09:01.292
Um, if you, yeah, thank... If you could just confirm your, your name
and-

150
00:09:01.302 --> 00:09:01.782
Yeah, hello there.

151
00:09:01.782 --> 00:09:02.172
... interests et cetera.

152
00:09:02.232 --> 00:09:05.492
Uh, my name's Matthew Partridge. Um, you can refer to me as Mr.

153
00:09:05.512 --> 00:09:09.332
Partridge. Um, I'm speaking on behalf of my mother,

154
00:09:09.372 --> 00:09:12.452

who's the landowner. Um, thank

155

00:09:12.492 --> 00:09:13.832

you.

156

00:09:15.432 --> 00:09:17.782

Thank you. Um, turning to Sheena Howell

157

00:09:17.872 --> 00:09:20.592

please.

158

00:09:26.992 --> 00:09:30.912

Good afternoon. Sheena Howell Brendan, I'm speaking on behalf of myself and my

159

00:09:30.952 --> 00:09:34.892

husband, Mr. Martin Howell, uh, with reference to our private right

160

00:09:34.932 --> 00:09:38.652

of way across several plots of land, uh, some of which are owned by the

161

00:09:38.672 --> 00:09:41.932

grid, some of which are owned by the Skinner family.

162

00:09:41.952 --> 00:09:43.532

Thank you.

163

00:09:43.572 --> 00:09:44.192

Thank you.

164

00:09:45.092 --> 00:09:48.652

Uh, and John Hope, please.

165

00:09:49.872 --> 00:09:53.172

Good afternoon, it's John Hope representing, uh, Trinity Land

166

00:09:53.271 --> 00:09:56.771

Limited, owners of the

167

00:09:56.832 --> 00:10:00.512

approach to the proposed battery s- scheme,

168

00:10:00.632 --> 00:10:02.792

uh, cable laying.

169

00:10:05.012 --> 00:10:08.612

And lastly, Helen Elderkin, um, who I believe is online with us today.

170

00:10:08.652 --> 00:10:11.392

Thank you.

171

00:10:14.212 --> 00:10:16.802

Hello, it's Helen Elderkin, I'm resident of...

172

00:10:16.852 --> 00:10:20.512

Um, and it's to do with, uh, subsoil rights

173

00:10:20.812 --> 00:10:24.711

and rights of way over the substation

174

00:10:24.992 --> 00:10:27.692

title deed.

175

00:10:29.332 --> 00:10:31.392

Thank you.

176

00:10:33.112 --> 00:10:34.492

So now bearing in mind

177

00:10:34.672 --> 00:10:39.132

the...

178

00:10:40.692 --> 00:10:44.052

Sorry. Sorry, um, I believe we do have Mr.

179

00:10:44.172 --> 00:10:47.031

Livesey as well, if you'd like to, um, put your hand up. Sorry, Mr.

180

00:10:47.052 --> 00:10:49.031

Livesey.

181

00:10:51.112 --> 00:10:53.372

I'm, I'm Bernard

182

00:10:53.892 --> 00:10:55.672

Livesey,

183

00:10:55.832 --> 00:10:59.792

Livesey, and I

184

00:10:59.832 --> 00:11:01.771

am speaking on behalf of myself

185

00:11:02.752 --> 00:11:03.531

and my wife

186

00:11:04.352 --> 00:11:06.392

and the village of Eastern

187

00:11:06.492 --> 00:11:08.572

Morded.

188

00:11:09.752 --> 00:11:10.642

You can call me

189

00:11:12.031 --> 00:11:15.992

Bernard Livesey, Mr. Livesey, whatever.

190

00:11:17.952 --> 00:11:21.752

Thank you.

191

00:11:23.712 --> 00:11:27.592

So now bearing in mind the purpose of today is to hear from persons with a

192

00:11:27.632 --> 00:11:31.552

legal interest in the land affected by the proposed development, if I

193

00:11:31.592 --> 00:11:35.552

could ask if there is anyone else in attendance today who wishes to

speak, please

194

00:11:35.672 --> 00:11:37.202
raise your hand firstly in the

195

00:11:37.271 --> 00:11:40.292
room.

196

00:11:41.692 --> 00:11:45.562
I can't see any hands at all in the room so turning now to those
online, please.

197

00:11:45.592 --> 00:11:47.392
And please indicate if you wish to speak

198

00:11:47.432 --> 00:11:53.232
today.

199

00:11:55.771 --> 00:11:59.692
Okay, so nobody's in, nobody else has interest, um, indicated an
interest

200

00:11:59.732 --> 00:12:03.332
in speaking. Um, I'm turning now to, um, Mrs.

201

00:12:03.372 --> 00:12:07.072
Norman and matters for discussion at this hearing. Thank you.

202

00:12:08.675 --> 00:12:12.415
Thank you. Um, so turning to, um, agenda

203

00:12:12.455 --> 00:12:15.496
item 3.1, which will be a summary of cases from affected

204

00:12:15.575 --> 00:12:19.315
persons. Um, so I will ask you in turn,

205

00:12:19.325 --> 00:12:23.165
um, to summarize your cases with respect to the compulsory
acquisition and,

206

00:12:23.215 --> 00:12:26.915

and/or temporary possession powers sought by the applicant.

207

00:12:27.016 --> 00:12:30.675

Um, in explaining your cases, it would be useful if you could consider the

208

00:12:30.736 --> 00:12:34.396

powers sought by... whether the powers sought do or do not accord with

209

00:12:34.455 --> 00:12:38.406

conditions stated in Section 122 of the Planning Act and

210

00:12:38.455 --> 00:12:42.075

the, um, guidance related to procedures for the compulsory

211

00:12:42.136 --> 00:12:45.656

acquisition of land. Um, and then I'll give the applicant

212

00:12:45.675 --> 00:12:49.496

opportunity to respond to any cases made by affected persons following

213

00:12:49.596 --> 00:12:53.575

that. Um, so if I just take, um, the list as we have

214

00:12:53.636 --> 00:12:56.856

got it before me, if we start with, uh, National Highways. Mrs.

215

00:12:56.915 --> 00:13:00.475

Fowler, would you like to, uh, begin? Thank you.

216

00:13:00.496 --> 00:13:04.435

Y- yeah. This is, uh, Vicky Fowler on behalf of

217

00:13:04.555 --> 00:13:07.136

National Highways. Um, thank- thank you, ma'am.

218

00:13:07.175 --> 00:13:10.435

Um, yeah, so effectively the compulsory acquisition

219

00:13:10.496 --> 00:13:14.325

powers, um, sought in terms of National Highways,

220

00:13:14.415 --> 00:13:17.896

um, land, um, are indicated to be

221

00:13:17.915 --> 00:13:21.536

acquisition of rights and imposition of restrictive covenants under Article

222

00:13:21.776 --> 00:13:24.856

24 and temporary possession under Article

223

00:13:25.175 --> 00:13:28.915

31. There's no proposals to permanently acquire the freehold

224

00:13:29.195 --> 00:13:31.096

interest of National Highways land.

225

00:13:31.756 --> 00:13:35.636

Um, the land affected and included in the book of reference includes, um,

226

00:13:36.376 --> 00:13:39.955

stretches of the A45, including the highway verge and central

227

00:13:39.996 --> 00:13:43.406

reservation. Um, and effectively those...

228

00:13:43.435 --> 00:13:47.266

obviously that- that's land occupied, um, and owned by National Highways for the

229

00:13:47.315 --> 00:13:51.126

purpose of its undertaking. Um, National

230

00:13:51.175 --> 00:13:54.596

Highways' overall complaint is that to grant the applicant possession

231

00:13:54.715 --> 00:13:58.496

powers over the str- strategic, uh, road network would have

232

00:13:58.616 --> 00:14:02.455

significant safety implications if not properly and

233

00:14:02.496 --> 00:14:06.356

proportionately controlled, um, and the expectation is that will be

234

00:14:06.376 --> 00:14:09.715

through the, um, protective provisions.

235

00:14:09.756 --> 00:14:12.795

Um, because otherwise, um, National Highways would have the protection of Section

236

00:14:13.075 --> 00:14:16.925

50 of the New Roads and Street Works Act, um, including National

237

00:14:16.935 --> 00:14:20.145

Highways need to consider the safety implications of, um,

238

00:14:20.435 --> 00:14:23.455

possessions by the applicant.

239

00:14:24.475 --> 00:14:26.006

Um, so we do acknowledge that deadline...

240

00:14:26.016 --> 00:14:29.815

the Deadline One DCO does include at paragraph

241

00:14:29.876 --> 00:14:33.396

58.3 of Part Six of Schedule 15

242

00:14:34.055 --> 00:14:37.896

a list of articles where National Highways' consent is

243

00:14:37.935 --> 00:14:40.516

required, um, and that does cover Article

244

00:14:40.795 --> 00:14:44.616

21, 25, 31, which is temporary,

245

00:14:44.695 --> 00:14:48.205

um, use of land, um, for construction, and

246

00:14:48.235 --> 00:14:50.925

32, which is for maintaining the authorized

247

00:14:50.925 --> 00:14:54.705

developments. And that's helpful, but at the moment missing from

248

00:14:54.756 --> 00:14:58.725

that is Article 24, which is compulsory

249

00:14:58.756 --> 00:15:02.235

acquisition of rights and restrictive covenants, and Article

250

00:15:02.616 --> 00:15:06.016

30, which deals with the right to enter,

251

00:15:06.075 --> 00:15:09.836

um, and use subsoil or airspace. Um,

252

00:15:09.975 --> 00:15:13.555

so clearly we will be discussing with the applicant that those, those provisions

253

00:15:13.616 --> 00:15:14.756

need to be added.

254

00:15:16.136 --> 00:15:19.795

Um, but just in relation to the rights and restrictive covenants that are being

255

00:15:19.915 --> 00:15:23.606

sought, um, so effectively we've got two

256

00:15:23.715 --> 00:15:24.584

plots, uh,

257

00:15:25.935 --> 00:15:29.735

12, uh, 127 and 12, 128. And as I say, that's the

258

00:15:29.776 --> 00:15:33.675

A45 highway verge and central reservation, and there's

259

00:15:33.735 --> 00:15:36.996

a long list of rights beginning on page 94 of the

260

00:15:37.036 --> 00:15:40.996

DCO running to page 96, and not all of those rights

261

00:15:41.016 --> 00:15:43.836

are necessarily, um, subsoil rights.

262

00:15:43.896 --> 00:15:44.175

So

263

00:15:44.975 --> 00:15:47.876

I think effectively National Highways do need a full understanding

264

00:15:47.996 --> 00:15:51.865

of, um, those rights and how they will,

265

00:15:51.935 --> 00:15:55.636

uh, co-exist with NH in- interests and the operation of the

266

00:15:55.695 --> 00:15:59.536

SRN. Um, finally, we would

267

00:15:59.596 --> 00:16:03.276

just note that the book of reference has been updated to reflect National Highways'

268

00:16:03.356 --> 00:16:07.215

comments, uh, regarding the dr- detrunked highway and we don't have any further

269

00:16:07.276 --> 00:16:10.555

comments regarding the, the book of reference.

270

00:16:10.575 --> 00:16:14.496

But that's, um, that's all of my representations on, on this

particular

271

00:16:14.575 --> 00:16:17.136

item. Thank you.

272

00:16:20.795 --> 00:16:23.396

Thank you, Mrs. Fowler. Now if I just hand over to Ms.

273

00:16:23.435 --> 00:16:26.156

Brodrick, did you want to come back on, or your colleagues, on any of those

274

00:16:26.195 --> 00:16:27.435

points?

275

00:16:27.536 --> 00:16:29.935

Uh, Claire Brodrick for the applicant. Uh, thank you.

276

00:16:29.955 --> 00:16:33.516

Um, yes, as was mentioned in, um, the issue-specific hearing three

277

00:16:34.116 --> 00:16:38.016

earlier, discussions are ongoing, um, with National Highways in relation

278

00:16:38.195 --> 00:16:41.815

to, um, protective provisions. Um, the

279

00:16:41.896 --> 00:16:45.435

works that, um, are to be undertaken in terms of the

280

00:16:45.455 --> 00:16:49.175

installation of the cable underneath, um, the strategic

281

00:16:49.235 --> 00:16:52.965

road network, um, can be undertaken under the street

282

00:16:52.995 --> 00:16:56.185

works powers under the DC0. So that provides for a

283

00:16:56.215 --> 00:17:00.126

power to place apparatus underneath, um,

284

00:17:00.235 --> 00:17:04.036

the highway. However, we did ask the question of National Highways as to

285

00:17:04.076 --> 00:17:07.795

whether they also required a, uh, property agreement to be entered

286

00:17:07.836 --> 00:17:11.715

into, so a, a deed of easement. Um, they have confirmed that they would like

287

00:17:11.876 --> 00:17:15.856

a deed of easement. Um, the applicant is, is more than happy to, to

288

00:17:15.896 --> 00:17:19.755

negotiate a deed of easement, um, with National Highways, but obviously

289

00:17:19.766 --> 00:17:23.576

until the terms of that property agreement are agreed,

290

00:17:23.675 --> 00:17:27.536

um, the applicant doesn't feel like it can include a restriction on the use

291

00:17:27.596 --> 00:17:31.576

of compulsory acquisition powers because that would provi- uh, would constitute

292

00:17:31.596 --> 00:17:35.315

an impediment to the delivery, uh, of the scheme.

293

00:17:35.416 --> 00:17:39.286

Um, so that's why that particular power has been omitted from the list at

294

00:17:39.356 --> 00:17:40.995

the moment. Um,

295

00:17:42.136 --> 00:17:46.096

in terms of actual works, as has been described, um,

296

00:17:46.196 --> 00:17:49.976

earlier, actual works will need to be approved,

297

00:17:50.116 --> 00:17:53.775

um, by the, uh, National Highways before they can be undertaken.

298

00:17:53.815 --> 00:17:57.755

So in terms of safety, the actual technical details of the works

299

00:17:57.826 --> 00:18:00.186

are controlled and will need to be improved.

300

00:18:00.216 --> 00:18:03.906

What we're talking about here is a property right, as distinct from

301

00:18:03.936 --> 00:18:07.156

technical approval, and the applicant's position, as is the case

302

00:18:07.226 --> 00:18:10.946

with all statutory undertakers where, uh, a property

303

00:18:11.036 --> 00:18:14.755

right is required in addition to technical approval, is that the

304

00:18:14.795 --> 00:18:17.056

powers in the DC0 should apply, um-

305

00:18:17.128 --> 00:18:20.668

... to that, so it doesn't, uh, create an impediment to delivery of the

306

00:18:20.708 --> 00:18:24.298

scheme. Um, so at the moment, um, that is in-

307

00:18:24.348 --> 00:18:27.978

intentionally omitted, but should we be able to reach agreement on the

308

00:18:28.008 --> 00:18:31.818

terms of a voluntary agreement, then the applicant would be willing to include that

309

00:18:31.848 --> 00:18:34.948
restriction in- in- in the DC0. Thank

310

00:18:35.008 --> 00:18:36.668
you.

311

00:18:38.678 --> 00:18:41.948
Thank you very much. Uh, Mrs. Fowler, um, was that helpful to you?

312

00:18:41.958 --> 00:18:45.888
Is there anything else you wanted to say on that? I see a hand up.

313

00:18:51.328 --> 00:18:54.548
Sorry, Mrs. Fowler, you're still on mute.

314

00:18:55.228 --> 00:18:56.578
(laughs)

315

00:18:56.578 --> 00:18:59.488
Sorry. Mrs. Vicky Fowler on behalf of National Highways.

316

00:18:59.528 --> 00:19:03.438
Um, I- I would just note the point that in terms of the tests and statutory

317

00:19:03.508 --> 00:19:07.328
undertakers and concern about material detriment, in

318

00:19:07.468 --> 00:19:11.408
terms of the rights that are sought, um, I mean, as I say, they-

319

00:19:11.468 --> 00:19:15.368
they run, they run from the bottom of page 94 over to 95 and- and- and it's

320

00:19:15.428 --> 00:19:17.948
not just in relation to cable works.

321

00:19:18.348 --> 00:19:22.158

Um, there's- there's a huge list of- of works and- and we're talking about

322

00:19:22.528 --> 00:19:26.288

the service of the A45, the verges of the A45, and the

323

00:19:26.308 --> 00:19:29.468

central reservation. So, I think at the moment, without that

324

00:19:29.548 --> 00:19:31.888

detail, um, you know,

325

00:19:33.048 --> 00:19:36.748

in terms of what- what- what the easement is and- and what's actually

326

00:19:36.788 --> 00:19:40.488

being sought, we certainly can't- can't, um,

327

00:19:40.668 --> 00:19:44.408

recommend to you that the,

328

00:19:44.468 --> 00:19:48.188

um, you know, the effectively, the compulsory acquisition of that right,

329

00:19:48.828 --> 00:19:52.488

um, wouldn't fall foul of, um, section,

330

00:19:52.588 --> 00:19:55.888

um, dealing with the statue undertaker's lands and- and material

331

00:19:55.968 --> 00:19:59.338

detriment. But as- but as,

332

00:19:59.408 --> 00:20:03.028

um, Ms. Brodrick has, um, has acknowledged, obviously, we will

333

00:20:03.108 --> 00:20:06.888

continue discussions and we can continue to make representations depending on where

334

00:20:06.928 --> 00:20:08.868
an agreement's reached.

335

00:20:11.188 --> 00:20:13.228
Thank you, Mrs. Fowler, that's helpful. Uh, Ms.

336

00:20:13.268 --> 00:20:16.388
Brodrick, did you want to come back on any further?

337

00:20:16.508 --> 00:20:17.788
Uh, Claire Brodrick for the applicant.

338

00:20:17.798 --> 00:20:21.178
Um, just to add that obviously there are a- a wide...

339

00:20:21.178 --> 00:20:25.128
The- the rights are consistent, um, for the- the cable,

340

00:20:25.188 --> 00:20:28.318
uh, route corridor. They apply to all of the plots.

341

00:20:28.408 --> 00:20:31.928
Um, however, when it comes to actually exercising compulsory acquisition

342

00:20:31.988 --> 00:20:35.628
powers, um, you can only, um, seek, uh, the

343

00:20:35.688 --> 00:20:37.548
rights that you actually require for the scheme.

344

00:20:37.558 --> 00:20:41.538
So, to the extent that, um, as is here, the rights, um,

345

00:20:41.728 --> 00:20:45.328
relate to, um, cable works that will be

346

00:20:45.368 --> 00:20:49.268
installed by directional drilling, for example, um, then those rights would

347

00:20:49.308 --> 00:20:52.948

be consistent with, um, the path. So they wouldn't, it wouldn't include a

348

00:20:52.988 --> 00:20:56.928

right to, um, go onto the surface of- of the

349

00:20:56.968 --> 00:21:00.458

road. Similarly, those private rights don't, um,

350

00:21:00.688 --> 00:21:02.468

override other statutory protections.

351

00:21:02.488 --> 00:21:06.128

So, to the extent that, um, works to highways need to be

352

00:21:06.228 --> 00:21:09.768

authorized, whether under the DCO or otherwise, all of those other protections for

353

00:21:09.808 --> 00:21:13.588

highway land would still apply. This- we're talking about a property, um,

354

00:21:13.648 --> 00:21:17.268

right, rather than, um, powers to do works

355

00:21:17.368 --> 00:21:21.028

to- to the public highway. So the applicant's position is that there wouldn't

356

00:21:21.168 --> 00:21:24.988

be any serious detriment to the undertaking of National Highways because

357

00:21:25.048 --> 00:21:29.028

all works are controlled by the protective provisions or general

358

00:21:29.268 --> 00:21:32.588

prohibitions on carrying out works to public highways without

359

00:21:32.628 --> 00:21:35.808

consent. Thank you.

360

00:21:35.868 --> 00:21:38.548

Thank you very much. Uh, Mrs. Fowler, you've got your hand

361

00:21:38.608 --> 00:21:39.918

up.

362

00:21:41.088 --> 00:21:44.338

Uh, Mrs. Vicky Fowler on behalf of Nation- National

363

00:21:44.388 --> 00:21:47.748

Highways. I think- I think it's in the context of- of- of the form of the right

364

00:21:47.788 --> 00:21:51.728

and- and what- and what that looks like, but I- I- I do wonder,

365

00:21:51.788 --> 00:21:55.708

um, and we've got a long list- long list of plots, and I don't see why, um, the

366

00:21:55.728 --> 00:21:59.278

particular plots that we're talking about, 127 and 112-

367

00:21:59.278 --> 00:22:03.238

128, couldn't have their own row and would be very clear about

368

00:22:03.248 --> 00:22:06.928

what- what is it that that easement is going to cover?

369

00:22:06.948 --> 00:22:10.768

If it deals... If it's dealing with just the cable, then I don't see why there

370

00:22:10.808 --> 00:22:14.738

needs to be reference, for example, um,

371

00:22:14.788 --> 00:22:18.748

drainage. You know, manage water flows, drainage water courses.

372

00:22:18.768 --> 00:22:22.348

What else have we got? Um, visibility splays, bridges, road

373

00:22:22.408 --> 00:22:26.388

widening. It- it... The- the- the list,

374

00:22:26.408 --> 00:22:30.178

the list goes on. You know, um, right to maintain, inspect and

375

00:22:30.208 --> 00:22:32.488

replant trees and hedgerows, et cetera.

376

00:22:32.528 --> 00:22:35.668

So- so again, I think it's, I think it's just trying to be narrower on what is

377

00:22:35.768 --> 00:22:39.748

it, what is it that that easement is going to cover so we can be

378

00:22:39.808 --> 00:22:42.588

clear that that easement can subsist

379

00:22:42.708 --> 00:22:46.108

with... And- and not- and not cause material

380

00:22:46.188 --> 00:22:50.048

detriment. But as I say, we will, we will continue discussions with the

381

00:22:50.088 --> 00:22:52.288

applicants.

382

00:22:53.128 --> 00:22:57.068

Thank you, Mrs. Fowler. Um, Ms. Brodrick, did you want to come back again or are

383

00:22:57.088 --> 00:23:00.368

you happy that I leave that with you behind the scenes to discuss

384

00:23:00.408 --> 00:23:01.408

further?

385

00:23:01.418 --> 00:23:02.658

Uh, Claire Brodrick for the applicant.

386

00:23:02.728 --> 00:23:05.518

Um, the last point that was made is noted and we'll give consideration as to

387

00:23:05.548 --> 00:23:09.478

whether it would be helpful to, um, separate, um, these

388

00:23:09.488 --> 00:23:13.248

particular plots in their- in their own row. Thank you.

389

00:23:14.868 --> 00:23:18.128

I- I think we heard this morning, didn't we, that, uh, you've got a meeting

390

00:23:18.188 --> 00:23:22.128

scheduled for the 16th of December, so, um, perhaps we

391

00:23:22.168 --> 00:23:25.968

could get an update at deadline four, uh, early in the new year

392

00:23:26.168 --> 00:23:29.448

on progress on that? Thank you.

393

00:23:31.188 --> 00:23:34.808

Uh, Mrs. Fowler and Mrs. Grosvenor, you're welcome to stay for the rest of the

394

00:23:34.868 --> 00:23:38.428

session, but if- if you've got other meetings or things that you need to go to, by

395

00:23:38.448 --> 00:23:41.188

all means don't feel like you have to remain.

396

00:23:41.268 --> 00:23:43.468

Um, it's entirely up to you. Thank you.

397

00:23:46.808 --> 00:23:48.428

Um, okay, so

398

00:23:50.668 --> 00:23:54.548

turning to affected persons. Um, if

399

00:23:54.648 --> 00:23:57.738

we start, uh, with Mr. Livesey, did you want to...

400

00:23:57.768 --> 00:24:01.008

You can either have the microphone or, if you prefer, you can come up to the front

401

00:24:01.048 --> 00:24:03.868

table. It's whatever you're most comfortable with.

402

00:24:04.928 --> 00:24:05.008

Can I speak into the microphone?

403

00:24:05.028 --> 00:24:05.448

Of course,

404

00:24:05.488 --> 00:24:17.048

yeah.

405

00:24:20.159 --> 00:24:23.100

My name is Bernard Livesey,

406

00:24:24.600 --> 00:24:26.340

and I live

407

00:24:27.320 --> 00:24:30.139

in Eastern Mordant.

408

00:24:30.980 --> 00:24:34.159

I'm, uh, making this

409

00:24:34.220 --> 00:24:35.260

representation

410

00:24:36.220 --> 00:24:40.199
on my own behalf, that of my wife, who is

411
00:24:40.220 --> 00:24:43.840
a joint owner of the house,

412
00:24:44.840 --> 00:24:48.379
and on behalf of the village, for whom I

413
00:24:48.460 --> 00:24:50.620
make, uh, uh, assist in making

414
00:24:50.629 --> 00:24:53.500
representations.

415
00:24:54.840 --> 00:24:58.570
(clears throat) I'm concerned with the Book of

416
00:24:58.659 --> 00:25:00.399
Reference, Part One,

417
00:25:01.199 --> 00:25:02.699
the property

418
00:25:03.720 --> 00:25:06.460
with a number on plans of

419
00:25:06.600 --> 00:25:10.060
14195,

420
00:25:11.300 --> 00:25:13.610
which is an application for temporary

421
00:25:13.980 --> 00:25:17.510
possession, and it's found on the Book of

422
00:25:17.620 --> 00:25:20.879
Reference, Part 1, at page

423
00:25:21.560 --> 00:25:24.419
179.

424

00:25:24.429 --> 00:25:28.280

(clears throat) Um, the first thing to say is

425

00:25:29.320 --> 00:25:33.169

that, um, um,

426

00:25:34.800 --> 00:25:38.720

th- this, um, issue, uh, you can see the land

427

00:25:38.760 --> 00:25:42.520

as described. It's lying west

428

00:25:43.000 --> 00:25:45.820

of St. Peter and St. Paul's Church,

429

00:25:46.939 --> 00:25:50.639

uh, in the parish of Eastern Mordant, and what is

430

00:25:50.659 --> 00:25:54.060

requested is the, um,

431

00:25:54.360 --> 00:25:57.939

th- uh, up to and including the, um,

432

00:25:59.040 --> 00:26:02.460

highway, up to the center of the highway,

433

00:26:03.720 --> 00:26:07.360

um, uh, the temporary possession for purposes

434

00:26:07.399 --> 00:26:10.340

which aren't specified.

435

00:26:11.580 --> 00:26:14.970

Um, in fact, the, uh,

436

00:26:15.120 --> 00:26:18.949

appearance of this land appeared in what was,

437

00:26:18.980 --> 00:26:22.460
uh, described as a targeted consultation

438
00:26:23.419 --> 00:26:25.480
information brochure.

439
00:26:27.199 --> 00:26:31.069
Uh, you will find the, um,

440
00:26:31.719 --> 00:26:35.300
information in relation to it and a diagram

441
00:26:36.580 --> 00:26:40.520
on the targeted consultation information brochure

442
00:26:40.659 --> 00:26:42.760
at page 19.

443
00:26:44.020 --> 00:26:47.800
The item was number 21,

444
00:26:48.860 --> 00:26:52.379
and it shows the connection

445
00:26:52.919 --> 00:26:53.780
between

446
00:26:54.600 --> 00:26:57.639
the church, which is in the center of the

447
00:26:57.800 --> 00:27:01.659
plan. There is then a gap,

448
00:27:01.780 --> 00:27:05.740
and after a short distance, there

449
00:27:05.820 --> 00:27:09.760
is the, uh, the, the rest of the road to the

450
00:27:10.020 --> 00:27:13.600
west of the church, the west side of the

451

00:27:13.719 --> 00:27:14.379
church,

452

00:27:15.419 --> 00:27:18.280
uh, continues up to

453

00:27:19.219 --> 00:27:20.280
and including

454

00:27:21.480 --> 00:27:25.000
half the junction with Eastern Way

455

00:27:26.060 --> 00:27:29.600
at the point where the road

456

00:27:29.620 --> 00:27:33.219
turns round to the right in a

457

00:27:33.300 --> 00:27:36.260
sharp turn going towards

458

00:27:36.840 --> 00:27:38.219
Brendon.

459

00:27:40.199 --> 00:27:44.139
Um, what is perhaps more helpful, and I think

460

00:27:44.179 --> 00:27:46.139
you're more able to

461

00:27:47.000 --> 00:27:49.230
find it on your, uh,

462

00:27:49.280 --> 00:27:51.820
technology, is,

463

00:27:51.919 --> 00:27:55.300
um, a, a map which is

464

00:27:55.340 --> 00:27:56.100
described as

465
00:27:56.419 --> 00:28:02.020
App-447.

466
00:28:03.560 --> 00:28:05.879
I don't know if you're able to put that up-

467
00:28:06.800 --> 00:28:07.408
Yes, I can.

468
00:28:07.408 --> 00:28:09.139
... and have a quick look at it.

469
00:28:09.159 --> 00:28:10.600
Yes, of course. Thank you.

470
00:28:10.659 --> 00:28:13.699
Let me take you through it. Now, first of

471
00:28:13.800 --> 00:28:15.580
all, um-

472
00:28:15.600 --> 00:28:18.389
Mr. Livesey, do you want to pause just a minute while they get the
map on the

473
00:28:18.460 --> 00:28:18.840
screen?

474
00:28:18.980 --> 00:28:19.199
Oh, yes-

475
00:28:19.219 --> 00:28:20.639
It'll be easier for us to follow.

476
00:28:20.649 --> 00:28:20.860
Well, it's there now. It's there now.

477
00:28:20.879 --> 00:28:21.659

Oh, there it is. Go

478

00:28:24.460 --> 00:28:25.070
ahead.

479

00:28:25.139 --> 00:28:28.879
Um, in center, traveling north on the

480

00:28:28.919 --> 00:28:31.520
plan, is the

481

00:28:31.639 --> 00:28:35.540
A509.

482

00:28:35.740 --> 00:28:39.599
And if you go halfway, just beyond halfway

483

00:28:39.679 --> 00:28:43.639
up there, uh, to the left is a

484

00:28:43.659 --> 00:28:47.560
road called Eastern Lane, which travels to

485

00:28:47.620 --> 00:28:51.260
the village. Now because of

486

00:28:51.320 --> 00:28:54.719
something, some words that were used by

487

00:28:55.300 --> 00:28:57.760
the, um, applicant

488

00:28:58.719 --> 00:29:02.610
in response to a question raised, uh,

489

00:29:02.639 --> 00:29:06.620
by me, um, w- what was said

490

00:29:06.679 --> 00:29:07.080
is

491

00:29:08.500 --> 00:29:10.100
that the, uh,

492

00:29:11.000 --> 00:29:14.260
uh, r- reason for wanting this

493

00:29:14.960 --> 00:29:18.600
piece of land added to

494

00:29:18.679 --> 00:29:22.120
the, um, uh, the, the, the, the, uh,

495

00:29:22.159 --> 00:29:24.060
scheme was

496

00:29:25.000 --> 00:29:27.560
at the point where,

497

00:29:27.639 --> 00:29:29.379
um,

498

00:29:30.620 --> 00:29:34.480
the, the, there is the access requirement

499

00:29:35.240 --> 00:29:38.699
for the cable route corridor, which

500

00:29:38.780 --> 00:29:41.659
travels, um, up

501

00:29:42.840 --> 00:29:46.659
and across the plan. You can see the word

502

00:29:46.760 --> 00:29:47.419
Eastern

503

00:29:48.740 --> 00:29:50.379
of Eastern Mordant,

504

00:29:51.260 --> 00:29:54.340

and the letter T and the letter O,

505

00:29:55.460 --> 00:29:59.240

um, are in fact crossed

506

00:29:59.360 --> 00:29:59.780

there,

507

00:30:00.740 --> 00:30:03.100

and the, the, the, the

508

00:30:03.620 --> 00:30:06.580

corridor carries on

509

00:30:06.719 --> 00:30:10.480

northwards to the point where you can see

510

00:30:10.659 --> 00:30:13.690

CR22.

511

00:30:15.760 --> 00:30:18.560

That is the point at which,

512

00:30:19.440 --> 00:30:23.320

uh, the corridor, having traveled

513

00:30:23.460 --> 00:30:27.440

from the A509..... comes up

514

00:30:27.880 --> 00:30:31.750

and meets the, uh, uh, uh, a, a road

515

00:30:33.120 --> 00:30:35.180

which to the left would travel

516

00:30:36.100 --> 00:30:36.960

to the

517

00:30:37.780 --> 00:30:41.580

golf links, it's popularly known, and,

518

00:30:41.640 --> 00:30:43.140

but to the right,

519

00:30:43.960 --> 00:30:46.320

it emerges onto

520

00:30:47.180 --> 00:30:50.840

that, um, uh, area which is in dispute.

521

00:30:51.780 --> 00:30:54.900

And we'll follow it along.

522

00:30:55.000 --> 00:30:58.820

CR22 travels to the right and

523

00:30:58.940 --> 00:31:02.580

you can see, if you look quite

524

00:31:02.620 --> 00:31:06.560

closely, um, basically the cross

525

00:31:06.580 --> 00:31:08.600

where the church is.

526

00:31:09.820 --> 00:31:13.640

The church, may I remind you, I think you've heard it

527

00:31:13.680 --> 00:31:17.500

before or read it before, is a Grade I

528

00:31:17.680 --> 00:31:19.340

church, which was built

529

00:31:20.540 --> 00:31:23.980

in, um, uh, um,

530

00:31:24.900 --> 00:31:26.680

1220

531

00:31:28.060 --> 00:31:31.559

and i- is therefore just over seven years-

532

00:31:32.040 --> 00:31:35.990

700 years old. (gasps)

533

00:31:36.000 --> 00:31:39.680

So, um, th- that is

534

00:31:39.860 --> 00:31:40.920

where it is,

535

00:31:42.420 --> 00:31:46.180

and the objection that I have is,

536

00:31:46.780 --> 00:31:49.860

and that people in our village have,

537

00:31:50.800 --> 00:31:52.620

is that there appears to be

538

00:31:53.640 --> 00:31:57.040

no real sensible purpose

539

00:31:57.700 --> 00:32:01.440

for having that, uh, uh, uh, that, um,

540

00:32:02.180 --> 00:32:06.140

land between the CR22

541

00:32:06.200 --> 00:32:06.620

dot

542

00:32:07.640 --> 00:32:08.800

and the church

543

00:32:09.680 --> 00:32:13.640

actually handed over and included in part of

544

00:32:13.680 --> 00:32:15.680

the scheme.

545

00:32:17.180 --> 00:32:20.820

Uh, because at the point where

546

00:32:20.940 --> 00:32:23.160

CR22 lies,

547

00:32:24.400 --> 00:32:25.560

um, the

548

00:32:26.600 --> 00:32:30.360

cables will be presumably laid

549

00:32:30.700 --> 00:32:33.480

over on top of the, th- the

550

00:32:33.660 --> 00:32:37.499

dot, and then will travel on their way

551

00:32:38.220 --> 00:32:38.920

somehow

552

00:32:39.920 --> 00:32:43.760

to Grendon. And you will

553

00:32:43.880 --> 00:32:47.820

see, uh, where the words

554

00:32:47.940 --> 00:32:48.740

Crossing

555

00:32:49.740 --> 00:32:52.949

F1W,

556

00:32:54.220 --> 00:32:56.480

uh, the C of crossing,

557

00:32:57.520 --> 00:32:58.960

um,

558

00:33:00.600 --> 00:33:03.940

i- is the v- virtually the point at which

559

00:33:04.640 --> 00:33:08.540

the cable, um, um, route

560

00:33:08.660 --> 00:33:11.080

corridor continues up to

561

00:33:11.200 --> 00:33:14.580

CC4 and then on its way to the

562

00:33:14.660 --> 00:33:17.820

Grendon, uh, connection.

563

00:33:19.080 --> 00:33:20.220

Now, um,

564

00:33:22.400 --> 00:33:26.280

what I need to do now is, um, tell you

565

00:33:26.400 --> 00:33:27.140

what it is

566

00:33:28.020 --> 00:33:31.200

has been said about it.

567

00:33:32.300 --> 00:33:35.660

First of all, um, may I give you a

568

00:33:35.720 --> 00:33:39.470

reference? There's Eastern... Uh, uh,

569

00:33:39.680 --> 00:33:43.040

it's the applicant's responses to relevant

570

00:33:43.180 --> 00:33:47.080

representations. Uh, it's dated

571

00:33:47.120 --> 00:33:50.000

in November 2025.

572

00:33:50.860 --> 00:33:54.720

It is 5.5 on

573

00:33:54.780 --> 00:33:57.860

that document, uh, at page

574

00:33:58.140 --> 00:34:01.280

359 of the

575

00:34:01.380 --> 00:34:04.940

document. A- and it's the table

576

00:34:05.660 --> 00:34:09.440

where the points were taken and responses

577

00:34:09.639 --> 00:34:12.760

given by the applicants to points

578

00:34:13.220 --> 00:34:16.199

made, uh, by, uh, the

579

00:34:16.280 --> 00:34:19.340

village.

580

00:34:19.500 --> 00:34:21.720

Um,

581

00:34:21.729 --> 00:34:27.520

(pauses)

582

00:34:29.760 --> 00:34:30.580

at page

583

00:34:33.580 --> 00:34:35.520

370,

584

00:34:37.639 --> 00:34:40.520

uh, a point was made by way of

585

00:34:40.560 --> 00:34:44.280

response. Um,

586

00:34:45.418 --> 00:34:49.159

I'll tell you what the, um, uh, the village said first.

587

00:34:49.760 --> 00:34:50.659

It's referenced

588

00:34:50.860 --> 00:34:56.580

EMPM-007,

589

00:34:57.880 --> 00:35:01.460

where, uh, point number seven was

590

00:35:01.540 --> 00:35:01.950

made

591

00:35:02.820 --> 00:35:06.420

and it says this, uh, from line

592

00:35:06.560 --> 00:35:10.360

f- uh, seven. "As regards the

593

00:35:10.480 --> 00:35:14.300

so-called targeted consultation,

594

00:35:14.360 --> 00:35:17.800

they require proper justification," that is to say the

595

00:35:17.980 --> 00:35:21.740

villagers require, "proper justification of the

596

00:35:21.780 --> 00:35:25.320

late decision by the applicant to add a request to

597

00:35:25.380 --> 00:35:28.800

enlarge the scope of the land requirements of the

598

00:35:28.860 --> 00:35:29.400

scheme

599

00:35:30.260 --> 00:35:33.920

to control in a non-particularized manner a

600

00:35:33.980 --> 00:35:37.520

highway specified, including in particular

601

00:35:38.280 --> 00:35:42.220

one segment over Eastern Way between the west door of

602

00:35:42.280 --> 00:35:46.140

the church and the end of that road, a road that

603

00:35:46.160 --> 00:35:49.940

the applicants had regularly assured residents would not

604

00:35:50.000 --> 00:35:53.190

be used for access to the site."

605

00:35:53.920 --> 00:35:57.040

Um, the response to that point

606

00:35:57.880 --> 00:35:59.940

in the right-hand column

607

00:36:00.880 --> 00:36:02.580

is this.

608

00:36:03.660 --> 00:36:05.200

"Eastern Way

609

00:36:06.200 --> 00:36:09.800

may be used by construction workers

610

00:36:12.260 --> 00:36:14.680

and will be used to connect the

611

00:36:14.740 --> 00:36:18.340

A509 to the Green Hill

612

00:36:18.760 --> 00:36:22.560

F and cable connection corridor entrance

613

00:36:22.760 --> 00:36:25.560
points.

614

00:36:26.880 --> 00:36:30.060
The extended areas are in place to allow

615

00:36:30.140 --> 00:36:33.740
flexibility for potential traffic

616

00:36:33.920 --> 00:36:37.401
management measures."... such as

617

00:36:37.452 --> 00:36:41.172
temporary speed limits. More

618

00:36:41.292 --> 00:36:44.591
specifically, the comments appear to

619

00:36:44.611 --> 00:36:48.192
relate to access CR22

620

00:36:49.292 --> 00:36:53.091
as presented in ES sites and cable route

621

00:36:53.232 --> 00:36:56.011
corridor south area at

622

00:36:56.511 --> 00:36:57.912
447.

623

00:36:59.611 --> 00:37:02.841
This provides access to the cable co- ...

624

00:37:02.892 --> 00:37:06.631
Route corridor and would be accessed

625

00:37:07.172 --> 00:37:08.651
via Green Hill F

626

00:37:09.971 --> 00:37:13.352
and a further access to the west.

627

00:37:13.432 --> 00:37:14.872
Now,

628

00:37:15.872 --> 00:37:19.551
that's all that's said. It is

629

00:37:19.631 --> 00:37:23.591
used for access, but the whole road is used for

630

00:37:23.712 --> 00:37:26.232
access. What's wrong with

631

00:37:26.332 --> 00:37:30.131
that? It is not suggested

632

00:37:30.332 --> 00:37:33.562
that it is a means of, um,

633

00:37:35.031 --> 00:37:39.022
e- e- essential means for, um, uh, w-

634

00:37:39.022 --> 00:37:42.471
work to be done. And, uh,

635

00:37:42.531 --> 00:37:44.212
um, the village

636

00:37:45.312 --> 00:37:46.272
is upset

637

00:37:47.212 --> 00:37:49.591
that, um, this should be

638

00:37:49.712 --> 00:37:52.732
required, uh, and in particular,

639

00:37:52.772 --> 00:37:56.622

required to be in place,

640

00:37:56.732 --> 00:38:00.672

um, for a temporary basis, but not a basis which

641

00:38:00.732 --> 00:38:02.022

has got, um,

642

00:38:02.952 --> 00:38:06.832

a, a, a, a period in it. The, the, the, the working is going to

643

00:38:06.892 --> 00:38:10.631

take 18 months, two years, it is said, to do the

644

00:38:10.732 --> 00:38:14.692

work, but which bit of that should be

645

00:38:14.832 --> 00:38:18.702

allowed? And what the village doesn't want is

646

00:38:18.732 --> 00:38:22.471

that the whole, uh, street should be

647

00:38:22.551 --> 00:38:25.212

blocked up. So I

648

00:38:27.051 --> 00:38:28.611

remind you, if I may,

649

00:38:29.511 --> 00:38:32.672

of the date which I think was probably the

650

00:38:32.892 --> 00:38:36.031

20 ... 20th of October or

651

00:38:36.111 --> 00:38:39.732

thereabouts, when you and your colleagues first

652

00:38:39.812 --> 00:38:40.252

came

653

00:38:41.151 --> 00:38:44.942
and carried out a site access and, uh,

654

00:38:44.991 --> 00:38:48.232
yeah, look around, including you

655

00:38:48.272 --> 00:38:51.692
went to Eastern Mordant near the

656

00:38:51.772 --> 00:38:55.372
church. One of the things that you can

657

00:38:55.531 --> 00:38:59.111
see by looking at the map, that if you look at

658

00:38:59.292 --> 00:39:03.011
CR22, you're looking

659

00:39:03.131 --> 00:39:05.091
straight from there

660

00:39:05.952 --> 00:39:08.912
eastwards towards the west of the

661

00:39:09.051 --> 00:39:12.671
church, and what I venture to think and

662

00:39:12.792 --> 00:39:15.551
promise you, is the finest

663

00:39:16.511 --> 00:39:17.432
spire in

664

00:39:17.491 --> 00:39:20.591
Northamptonshire.

665

00:39:21.611 --> 00:39:22.772
Um,

666

00:39:23.832 --> 00:39:27.812

and what we don't want is that it should be messed

667

00:39:27.932 --> 00:39:31.912

up by vehicles being casually lifted

668

00:39:32.491 --> 00:39:34.772

and left there, or

669

00:39:35.652 --> 00:39:39.292

stuff which is delivered there and left

670

00:39:39.352 --> 00:39:42.852

there, waiting for the time when it is to be

671

00:39:43.051 --> 00:39:46.792

used. And anyway, it's not

672

00:39:46.872 --> 00:39:49.432

said that that's what's going to

673

00:39:49.491 --> 00:39:53.011

happen. May I

674

00:39:53.192 --> 00:39:56.991

move from there to another document?

675

00:39:58.131 --> 00:40:01.051

It's the applicant's responses to relevant

676

00:40:01.152 --> 00:40:04.982

representations, and on this

677

00:40:05.772 --> 00:40:09.471

instance, it is in fact, uh,

678

00:40:09.531 --> 00:40:12.732

the representation that I

679

00:40:12.812 --> 00:40:16.272

made, and the heading of that

680
00:40:16.372 --> 00:40:19.912
document is the applicant's responses

681
00:40:20.591 --> 00:40:23.531
to persons whose interests would be affected by the

682
00:40:23.591 --> 00:40:27.071
order. Bernard Livesey, table

683
00:40:27.671 --> 00:40:29.071
6.1,

684
00:40:30.071 --> 00:40:32.652
and the page number of the

685
00:40:33.292 --> 00:40:37.011
commencement of that bit of the document is at

686
00:40:37.611 --> 00:40:40.171
594.

687
00:40:41.671 --> 00:40:43.131
If you move from there,

688
00:40:44.212 --> 00:40:47.011
at page 598,

689
00:40:47.912 --> 00:40:49.551
there is, um, a,

690
00:40:50.631 --> 00:40:52.412
a, a, a point made

691
00:40:53.412 --> 00:40:53.491
that

692
00:40:53.732 --> 00:40:57.772
BL1-006.

693
00:40:58.611 --> 00:41:02.571

It then says, "The theme is the consent order compulsory

694

00:41:02.591 --> 00:41:04.712
acquisition."

695

00:41:05.772 --> 00:41:09.631
I said on this document, "Finally,

696

00:41:09.752 --> 00:41:13.352
I dispute the contention that the applicant should be entitled

697

00:41:13.892 --> 00:41:16.952
to extend the boundary of its site from the church

698

00:41:17.752 --> 00:41:20.491
westwards to the corner of Eastern

699

00:41:20.591 --> 00:41:24.332
Way." And the applicant's response is

700

00:41:24.432 --> 00:41:27.531
this, "The order limit

701

00:41:28.152 --> 00:41:29.332
extends

702

00:41:30.432 --> 00:41:34.232
along Eastern Way westward from the church

703

00:41:35.152 --> 00:41:38.452
to allow construction activities

704

00:41:39.511 --> 00:41:42.971
and access into the cable route corridor

705

00:41:44.031 --> 00:41:46.551
which extends south from Green Hill F to the

706

00:41:46.631 --> 00:41:49.142
north, crossing Eastern

707

00:41:49.292 --> 00:41:53.212

Way." Pausing there, if

708

00:41:53.272 --> 00:41:56.412

I may for a moment, there's no

709

00:41:56.671 --> 00:41:57.812

suggestion

710

00:41:59.111 --> 00:42:02.232

actually anywhere, so far as I can tell,

711

00:42:03.071 --> 00:42:06.692

that there are going to be any construction

712

00:42:06.772 --> 00:42:09.892

activities on the plot

713

00:42:11.091 --> 00:42:15.031

between CR22 and the

714

00:42:15.152 --> 00:42:15.792

church

715

00:42:16.852 --> 00:42:20.692

that we are pointing at and inviting

716

00:42:20.852 --> 00:42:23.432

you to leave it free

717

00:42:25.051 --> 00:42:27.511

because it shouldn't be messed

718

00:42:27.611 --> 00:42:31.571

up. It carries on

719

00:42:31.952 --> 00:42:34.591

in the applicant's response,

720

00:42:35.772 --> 00:42:39.352

"The draft DC0 revision A is

721

00:42:39.531 --> 00:42:43.504

seeking powers..."... to allow for the access to be

722

00:42:43.663 --> 00:42:47.364

constructed and for the cables to be laid

723

00:42:47.404 --> 00:42:51.223

below the road. Pausing there,

724

00:42:52.444 --> 00:42:56.424

there has never been any suggestion that cables are

725

00:42:56.464 --> 00:43:00.124

going to be led- left in the point

726

00:43:00.144 --> 00:43:03.484

between CR22 and the

727

00:43:03.604 --> 00:43:07.404

church. Th- th- th- they would be

728

00:43:07.524 --> 00:43:08.584

going nowhere.

729

00:43:09.864 --> 00:43:12.904

It would be the cables doubling back on

730

00:43:12.944 --> 00:43:15.544

themselves. They should emerge at

731

00:43:15.624 --> 00:43:19.584

CR22, they won't turn right and go to

732

00:43:19.644 --> 00:43:23.444

the church and turn back and go back

733

00:43:23.504 --> 00:43:27.484

again. What they will do, presumably,

734

00:43:28.064 --> 00:43:29.163
is go back

735

00:43:29.984 --> 00:43:33.763
towards CR21 and then across the

736

00:43:33.824 --> 00:43:37.694
cable corridor. And there's nothing to suggest that

737

00:43:37.743 --> 00:43:40.484
that isn't where they're supposed to be

738

00:43:40.544 --> 00:43:44.324
going. It continues,

739

00:43:46.683 --> 00:43:50.304
"With the area of highway included within the

740

00:43:50.384 --> 00:43:53.784
order limits being the area within which these

741

00:43:53.794 --> 00:43:57.604
activities may take place." What does

742

00:43:57.683 --> 00:44:01.223
that mean? It doesn't make sense.

743

00:44:03.183 --> 00:44:06.864
"The order limit allows for the protection of suitable

744

00:44:06.924 --> 00:44:10.844
visibility splays along the road, which may require

745

00:44:10.904 --> 00:44:14.263
maintenance of hedgerows."

746

00:44:14.464 --> 00:44:16.004
Well,

747

00:44:17.324 --> 00:44:21.163

uh, fortunately, I left home

748

00:44:21.904 --> 00:44:25.804

on what was a very sunny day and went

749

00:44:26.324 --> 00:44:27.624

and stood

750

00:44:28.564 --> 00:44:29.524

at the point

751

00:44:31.304 --> 00:44:34.984

midway along that s- th- th- th- that

752

00:44:35.004 --> 00:44:37.884

stretch, CR22 to the ch-

753

00:44:38.004 --> 00:44:41.743

church, and took a photograph one way

754

00:44:43.024 --> 00:44:46.844

and the other way to show you what a lovely place

755

00:44:47.504 --> 00:44:48.524

that road is

756

00:44:49.404 --> 00:44:52.743

when the sun shine and even when it doesn't.

757

00:44:52.844 --> 00:44:52.964

Um,

758

00:44:54.624 --> 00:44:58.424

before showing it to you, I explained what I had

759

00:44:58.484 --> 00:45:02.324

in mind, if I could, and I've had it explained to

760

00:45:02.384 --> 00:45:06.243

me why it is it is not possible

761

00:45:06.254 --> 00:45:10.124
to show you. And there are good

762

00:45:10.203 --> 00:45:13.783
reasons for that, but may I just

763

00:45:13.884 --> 00:45:17.663
ask, if you can steal a moment during the

764

00:45:17.703 --> 00:45:21.584
rest of your time, uh, in Northamptonshire,

765

00:45:21.964 --> 00:45:25.544
m- may I ask if you would kindly go and have a look

766

00:45:25.604 --> 00:45:29.524
there and see what a pointless task it

767

00:45:29.644 --> 00:45:33.424
is having, uh, uh, having

768

00:45:33.604 --> 00:45:34.124
anyone

769

00:45:36.344 --> 00:45:40.124
do any work on the hedgerows? Because

770

00:45:40.163 --> 00:45:43.183
that was written by someone who hadn't seen the

771

00:45:43.223 --> 00:45:46.924
hedgerows, there aren't any there, and there'd be

772

00:45:47.044 --> 00:45:50.904
no work to be done. That's just something to fill

773

00:45:50.944 --> 00:45:53.904
the space by someone who hasn't been

774

00:45:53.984 --> 00:45:56.484

there. I suggest,

775

00:45:58.104 --> 00:46:02.033
and therefore I submit, that,

776

00:46:02.084 --> 00:46:05.344
uh, you shouldn't allow this,

777

00:46:05.464 --> 00:46:08.984
uh, bit of, um,

778

00:46:10.824 --> 00:46:13.404
land to be set aside.

779

00:46:14.904 --> 00:46:16.243
Set aside for

780

00:46:17.804 --> 00:46:18.183
why

781

00:46:19.743 --> 00:46:23.084
it isn't anything which should be

782

00:46:23.144 --> 00:46:26.743
allowed, is my submission. Thank

783

00:46:26.804 --> 00:46:29.183
you.

784

00:46:29.964 --> 00:46:32.804
Thank you very much, Mr. Livesey. Uh, Ms.

785

00:46:32.824 --> 00:46:35.353
Brodrick, would you or any of your colleagues like to come back on
any of those

786

00:46:35.444 --> 00:46:36.864
points?

787

00:46:36.944 --> 00:46:38.154
Um, Claire Brodrick for the applicant.

788

00:46:38.264 --> 00:46:42.163

I wonder if it might be helpful if we shared the

789

00:46:42.203 --> 00:46:45.804

land plan on the screen, and that might help us just distinguish

790

00:46:45.824 --> 00:46:49.683

between the different, um, rights being sought and- and their

791

00:46:49.783 --> 00:46:53.404

purpose. So if we can bring up sheet 14 of the

792

00:46:53.644 --> 00:46:54.844

land plan.

793

00:46:56.764 --> 00:46:58.703

Thank you. Um,

794

00:47:00.564 --> 00:47:02.482

so as I think has been recognized, the

795

00:47:03.384 --> 00:47:06.694

plot that's been... Or the area of the order limits that's being, uh...

796

00:47:06.703 --> 00:47:10.384

Was being referred to in the- in the submission, um, related

797

00:47:10.544 --> 00:47:14.144

to plot 14, um, dash 195, which is

798

00:47:14.223 --> 00:47:17.783

the- the yellow plot there. Um, uh,

799

00:47:17.844 --> 00:47:21.533

whereas the cable crossing, uh, works are

800

00:47:21.663 --> 00:47:25.464

shown in blue, um, which is, what,

801

00:47:25.504 --> 00:47:29.344

14197 which is... Oh, we've gone a bit- one

802

00:47:29.404 --> 00:47:31.524

bit too far. (laughs) We'll get it

803

00:47:31.564 --> 00:47:34.104

back.

804

00:47:35.764 --> 00:47:39.144

Uh, yeah. So cabling- uh, cable route will,

805

00:47:39.243 --> 00:47:43.014

um, uh, extend sort of southwards, um, and

806

00:47:43.064 --> 00:47:46.514

then as it comes into the site, there is some flexibility for

807

00:47:46.884 --> 00:47:50.524

i- i- its location in terms of where the cable

808

00:47:50.624 --> 00:47:52.984

actually crosses, um, the highway there.

809

00:47:53.024 --> 00:47:56.114

So that's why the- the blue area is slightly wider.

810

00:47:56.144 --> 00:48:00.064

The actual crossing point will dep- be dependent on a variety of

811

00:48:00.124 --> 00:48:03.944

factors, including any other utilities that might be located in the road, for

812

00:48:03.984 --> 00:48:06.804

example. Um, the

813

00:48:08.604 --> 00:48:12.124

yellow area, as we said, would- was added in following

814

00:48:12.203 --> 00:48:16.183
consultation with the, um, Highways Authority

815
00:48:16.644 --> 00:48:20.524
and further detailed work to, um, access points,

816
00:48:20.644 --> 00:48:24.594
um, and as has rec- has been mentioned in terms of the responses
that

817
00:48:24.624 --> 00:48:28.564
we've given, that additional yellow land was added in in

818
00:48:28.604 --> 00:48:32.264
order to provide, um, sufficient powers under the DCO

819
00:48:32.783 --> 00:48:36.223
to undertake both, um, visibility splay work.

820
00:48:36.234 --> 00:48:39.504
So that's, um, cutting back any vegetation that might be

821
00:48:39.584 --> 00:48:43.304
required, um, and also, uh, traffic regulation

822
00:48:43.364 --> 00:48:46.836
measures so, for example,... it, it was mentioned

823
00:48:46.896 --> 00:48:50.216
introducing a temporary speed limit or some other form of

824
00:48:50.256 --> 00:48:54.016
measure, um, to enable that safe crossing,

825
00:48:54.116 --> 00:48:57.896
um, of the cable work and the access into, into the site.

826
00:48:57.936 --> 00:48:59.346
Because this is, um,

827
00:49:00.616 --> 00:49:04.186

public highway, there are two different, um, sort of different

828

00:49:04.256 --> 00:49:07.336

powers within the DC0 that apply to this land.

829

00:49:07.436 --> 00:49:11.316

Um, there is a s- a sort of a temporary possession, uh, power

830

00:49:11.416 --> 00:49:15.296

to ensure that, um, the applicant has the ability

831

00:49:16.236 --> 00:49:19.956

to carry out the works from a sort of property perspective,

832

00:49:20.556 --> 00:49:23.866

um, but then there are also the relevant highways powers in the

833

00:49:23.916 --> 00:49:27.156

DC0. Um, all of those highway powers are

834

00:49:27.196 --> 00:49:31.076

controlled, um, by the requirements, in particular

835

00:49:31.116 --> 00:49:33.316

the Outlying Construction Traffic Management Plan.

836

00:49:33.326 --> 00:49:36.976

So, the nature of any traffic regulation

837

00:49:37.016 --> 00:49:40.716

measures that might be put in place over that

838

00:49:40.776 --> 00:49:44.536

yellow area of land would need to be approved by the relevant

839

00:49:44.596 --> 00:49:47.716

planning authority as part of the discharge of that requirement.

840

00:49:47.756 --> 00:49:50.296

So, the applicant is definitely, um,

841

00:49:51.256 --> 00:49:55.236

not free to, um, take possession of that land, um,

842

00:49:55.296 --> 00:49:58.796

and do as it wishes with that section of public highway.

843

00:49:58.896 --> 00:50:02.596

Um, it is very much controlled by the management plans that, that

844

00:50:02.656 --> 00:50:06.636

apply there. And as we'd said, the purpose of that is to facilitate

845

00:50:06.656 --> 00:50:10.356

the safe access into the, into the site.

846

00:50:10.436 --> 00:50:13.176

So, I appreciate that

847

00:50:13.236 --> 00:50:16.896

the, the overlaying (claps hands) nature of the DC0

848

00:50:16.996 --> 00:50:20.376

powers and how the various different plans to relate to each other

849

00:50:20.736 --> 00:50:24.416

is, is not straightforward, and, um, isn't

850

00:50:24.436 --> 00:50:28.136

necessarily immediately obvious, um, when you look at the plans

851

00:50:28.176 --> 00:50:30.366

in, uh, in isolation. Um,

852

00:50:31.516 --> 00:50:33.276

but that is the reason why it's been included.

853

00:50:33.336 --> 00:50:37.136

It's for highway safety purposes, and it was at, um, at the request of the

854

00:50:37.156 --> 00:50:40.136
Highway Authority. Thank you.

855
00:50:51.686 --> 00:50:55.656
Thank you. Um, Mr. Livesey, did you have anything further you wanted

856
00:50:55.735 --> 00:50:59.376
to add?

857
00:51:15.496 --> 00:51:36.016
(pauses)

858
00:51:36.025 --> 00:51:39.896
Thank you very much. Uh, Ms. Brodrick, anything further from the
applicant

859
00:51:39.936 --> 00:51:42.176
before we move on? I... Thank you, Mr. Livesey.

860
00:51:42.216 --> 00:51:42.376
Thank

861
00:51:42.416 --> 00:51:46.596
you.

862
00:51:48.076 --> 00:51:51.696
So, next on my list, um, I've got, uh, Mr.

863
00:51:51.716 --> 00:51:55.076
and Mrs. Partridge. I, I understand you want to speak together, is
that right?

864
00:51:55.116 --> 00:51:55.726
Yep.

865
00:51:55.936 --> 00:51:56.116
Thank

866
00:51:56.196 --> 00:52:01.395
you.

867

00:52:01.466 --> 00:52:04.616
(pauses)

868
00:52:04.636 --> 00:52:05.676
Uh, Claire Brodrick for the applicant.

869
00:52:05.696 --> 00:52:08.976
Would it be helpful to have the rel- the relevant sheet of the land plan on the

870
00:52:08.986 --> 00:52:12.816
screen whilst you're providing your submission, so you can refer to it if you

871
00:52:12.836 --> 00:52:16.606
want? If we could go to sheet eight on the land plan, that'll be helpful.

872
00:52:16.636 --> 00:52:17.836
Thank you.

873
00:52:24.436 --> 00:52:28.356
Hello, um, I'm Serene Partridge, um, and I'm speaking

874
00:52:28.396 --> 00:52:32.236
on behalf of my family who, and in particular

875
00:52:32.316 --> 00:52:36.156
my brother-in-law, as we're co-owners of the,

876
00:52:36.196 --> 00:52:40.096
um, land we will be discussing. Thank you, first of all, for allowing me to

877
00:52:40.256 --> 00:52:44.016
speak about the proposed plans for the compulsory acquisition

878
00:52:44.456 --> 00:52:48.046
of rights over our land for the purpose of laying cables,

879
00:52:48.536 --> 00:52:51.846
as referenced in the documentation submitted to the

880

00:52:51.916 --> 00:52:55.836

examination team. We request that you review

881

00:52:55.846 --> 00:52:59.396

the documentation, and would like to add the following

882

00:52:59.636 --> 00:53:03.076

additional points. In documentation

883

00:53:03.176 --> 00:53:06.736

submitted by Greenhill Solar, the locations of

884

00:53:06.796 --> 00:53:10.616

identified badger sets remain confidential.

885

00:53:10.676 --> 00:53:14.656

GH6.3.9.5

886

00:53:14.736 --> 00:53:15.816

confirms this.

887

00:53:17.416 --> 00:53:21.126

We also ask that you note the outline ecological

888

00:53:21.196 --> 00:53:24.076

protection and mitigation strategy,

889

00:53:24.176 --> 00:53:27.756

GH7.5, states that, "At the start of any

890

00:53:27.796 --> 00:53:31.056

proposed construction biodiversity protection

891

00:53:31.176 --> 00:53:34.366

fencing will be installed, and the,

892

00:53:34.376 --> 00:53:38.226

And that these buffer zones will include 15 meters

893

00:53:38.356 --> 00:53:42.286
minimum from all hedgerows, minor water

894
00:53:42.376 --> 00:53:45.756
courses, small streams, outlying badger

895
00:53:45.796 --> 00:53:48.636
sets, and from any tree with high

896
00:53:49.056 --> 00:53:52.146
suitability for roosting bats."

897
00:53:52.196 --> 00:53:58.096
GH7.5.3.3.8.

898
00:53:58.106 --> 00:54:02.096
The same document also states that additional surveys will be

899
00:54:02.136 --> 00:54:05.476
made before commencing any work, and that special

900
00:54:05.576 --> 00:54:09.396
measures will be taken for main and outlying badger sets,

901
00:54:09.896 --> 00:54:13.816
which will require 30 meters and 15 meters

902
00:54:14.156 --> 00:54:15.796
buffers respectively.

903
00:54:17.216 --> 00:54:20.966
We would like you to note, as referred to in our submission, that

904
00:54:21.036 --> 00:54:24.786
our land has identified badger sets, as well as

905
00:54:24.836 --> 00:54:28.736
water voles, bats, adders, and a range of other

906
00:54:28.776 --> 00:54:31.636
wildlife, many of which is protected.

907

00:54:32.696 --> 00:54:35.866

We would also like to draw your attention, the...

908

00:54:35.876 --> 00:54:39.536

Sorry, the examiner's attention, to four national grid pylon

909

00:54:39.596 --> 00:54:43.556

towers on our land. Between the woodland

910

00:54:43.756 --> 00:54:47.036

area with sets identified and confirmed by the

911

00:54:47.056 --> 00:54:50.476

Northamptonshire Badger Group and the existing national grid

912

00:54:50.556 --> 00:54:53.896

pylons, the distance is less than that

913

00:54:53.936 --> 00:54:57.216

proposed by Greenhill for their cable route buffer

914

00:54:57.296 --> 00:55:00.500

zone. We would wish to

915

00:55:01.340 --> 00:55:05.320

submit a statement by the badger group, that states

916

00:55:05.420 --> 00:55:05.700

any

917

00:55:06.580 --> 00:55:10.520

evacuation, vibration or alteration to the ground

918

00:55:10.620 --> 00:55:11.880

structure in this area

919

00:55:12.840 --> 00:55:16.560

risks causing significant disturbance to this

920

00:55:16.600 --> 00:55:18.900
long-established breeding set.

921
00:55:21.540 --> 00:55:25.160
We would like to add this to the danger of water voles in the

922
00:55:25.260 --> 00:55:29.100
area, where the crossing of the brook is proposed for the

923
00:55:29.140 --> 00:55:32.980
cable route. The cable route will require

924
00:55:33.040 --> 00:55:36.720
an entry and exit from the field. This,

925
00:55:36.780 --> 00:55:40.160
together with the evacuation of the ca-,

926
00:55:40.170 --> 00:55:44.000
excavation of the cable trench will risk causing

927
00:55:44.040 --> 00:55:47.869
damage and destruction to the woodland and

928
00:55:47.900 --> 00:55:51.560
badger sets. We see no reason

929
00:55:52.100 --> 00:55:56.080
why the entry exits to the field further on, where panels are to

930
00:55:56.120 --> 00:55:59.900
be sited, should not also be the entry point to the

931
00:56:00.020 --> 00:56:03.720
field on the opposite side of the road for the cable route,

932
00:56:04.240 --> 00:56:07.940
and for the brook to be crossed further down.

933
00:56:08.000 --> 00:56:11.840
It is our view that Green Hill Solar have not given proper

934

00:56:11.900 --> 00:56:15.200

consideration to wildlife and traffic

935

00:56:15.260 --> 00:56:19.240

issues in deve-, in the development of this part of their

936

00:56:19.300 --> 00:56:23.240

proposals. We also wish to point

937

00:56:23.380 --> 00:56:27.320

out that contrary to the s-, suggestion of Bury's Land

938

00:56:27.460 --> 00:56:30.580

Agent, as listed in documentation

939

00:56:31.040 --> 00:56:34.840

GH4.4-B, an

940

00:56:34.880 --> 00:56:38.500

agreement was not in view, and that positive

941

00:56:38.660 --> 00:56:41.400

negotiations are not, certainly not

942

00:56:41.440 --> 00:56:44.840

ongoing. The agent's approach caused me

943

00:56:44.880 --> 00:56:48.410

significant stress and upset, and I felt that all my

944

00:56:48.440 --> 00:56:52.420

concerns regarding the wildlife and the environment on our

945

00:56:52.460 --> 00:56:54.560

land were disregarded.

946

00:56:55.980 --> 00:56:59.900

In conclusion, as owners and caretakers of this land

947

00:57:00.000 --> 00:57:03.900

for many years, we wish to point out that we have sought to

948

00:57:03.980 --> 00:57:07.619

nurture and protect the natural environment as well as

949

00:57:07.679 --> 00:57:10.860

making it available for productive, arable

950

00:57:10.960 --> 00:57:14.880

farming. The proposed plan is destructive

951

00:57:15.580 --> 00:57:19.420

and it does not fall within section 122

952

00:57:19.500 --> 00:57:22.580

of the Planning Act, because the case is not

953

00:57:22.640 --> 00:57:25.939

compelling. We request, as

954

00:57:26.040 --> 00:57:29.560

examiners, you reject the application of Green Hill

955

00:57:29.680 --> 00:57:33.420

Solar to acquire rights to inflict damage on our

956

00:57:33.480 --> 00:57:35.880

land.

957

00:57:37.380 --> 00:57:38.340

Erm, sorry.

958

00:57:38.420 --> 00:57:42.260

Err, Mr. Partridge, erm, I'm speaking, err, as I say,

959

00:57:42.280 --> 00:57:45.980

on behalf of my family, that being my mother and my

960

00:57:46.340 --> 00:57:50.240

uncle, who are the landowners. Erm, I'd like to read a statement, if

961

00:57:50.320 --> 00:57:53.050

I may, from the Northamptonshire Badger Group,

962

00:57:53.860 --> 00:57:57.660

erm, who visited the site last in the August of this

963

00:57:57.700 --> 00:57:58.050

year.

964

00:58:00.580 --> 00:58:04.480

Northamptonshire Badger Group has been aware of badger sets within

965

00:58:04.520 --> 00:58:08.320

the site. They have been aware of this for a considerable number of years and

966

00:58:08.380 --> 00:58:10.720

have monitored the sets' condition over time.

967

00:58:12.340 --> 00:58:16.120

A site visit in August 2025 reconfirmed the presence

968

00:58:16.320 --> 00:58:20.200

of a large, long-established main breeding set,

969

00:58:20.260 --> 00:58:22.960

together with associated annexe sets within the

970

00:58:23.000 --> 00:58:26.200

woodland. Both demonstrate multiple

971

00:58:26.240 --> 00:58:29.550

entrances, showing clear and recent signs of current

972

00:58:29.660 --> 00:58:33.240

use, including open and well-worn tunnels,

973

00:58:33.340 --> 00:58:37.200

smooth soil surfaces, fresh digging and spoil heaps,

974

00:58:37.880 --> 00:58:41.620

badger footprints, fresh dung pits and hairs found at entrance

975

00:58:41.660 --> 00:58:45.529

points. Further inspection also identified a number

976

00:58:45.560 --> 00:58:49.500

of partially used and disused entrances, indicating the complex

977

00:58:49.600 --> 00:58:51.830

and historic structure of this set system.

978

00:58:53.420 --> 00:58:57.160

The main set has clearly evolved, evolved over many decades.

979

00:58:57.200 --> 00:59:00.850

Its extensive excavation having altered the topography and

980

00:59:00.880 --> 00:59:04.660

character of the surrounding woodland through the continual activity of

981

00:59:04.740 --> 00:59:08.060

successive generations of badgers.

982

00:59:08.100 --> 00:59:12.000

This is a mature, long-established set of significant ecological and

983

00:59:12.060 --> 00:59:14.840

behavioural importance to the local badger population.

984

00:59:16.040 --> 00:59:19.400

It should be noted that this woodland and its associated grassland

985

00:59:19.410 --> 00:59:23.200

margins have been carefully managed as a nature area for

986

00:59:23.240 --> 00:59:26.740

decades, during which time the badgers have remained completely

987

00:59:26.780 --> 00:59:30.440

undisturbed. Their continued occupation and expansion of the

988

00:59:30.540 --> 00:59:33.920

set are strong indications of the site's stability,

989

00:59:34.020 --> 00:59:36.640

suitability and the absence of previous

990

00:59:36.700 --> 00:59:40.340

interference. It's a thriving bov-, badger population

991

00:59:40.860 --> 00:59:43.520

which has been an integral part of this landscape for

992

00:59:43.600 --> 00:59:45.600

generations.

993

00:59:48.920 --> 00:59:52.880

Northamptonshire Badger Group has concerns regarding the proximity of the proposed

994

00:59:52.940 --> 00:59:56.800

cabling route and the installation works to both the woodland and the

995

00:59:56.840 --> 01:00:00.180

sets themselves. Any excavation,

996

01:00:00.280 --> 01:00:04.260

vibration, alteration to the ground

997

01:00:04.340 --> 01:00:08.180

structure in this area risks causing significant disturbance to this

998

01:00:08.220 --> 01:00:11.640

long-established breeding set, as well as the

999

01:00:11.680 --> 01:00:14.500

construction vehicles that will need to pass through the

1000

01:00:14.540 --> 01:00:17.620
land. Given the historical

1001
01:00:18.160 --> 01:00:22.100
continuity and active status of this set, we strongly

1002
01:00:22.220 --> 01:00:26.030
urge that the proposed cabling route should be reconsidered and

1003
01:00:26.100 --> 01:00:28.900
relocated to ensure full avoidance

1004
01:00:29.980 --> 01:00:33.740
of the woodland edge, the set area and the

1005
01:00:33.760 --> 01:00:37.700
adjacent field regularly used by badgers for foraging

1006
01:00:37.940 --> 01:00:41.540
and movement. Northamptonshire Badger Group,

1007
01:00:41.620 --> 01:00:45.200
November 2025. And if I may just add

1008
01:00:45.240 --> 01:00:47.300
on, would it be possible to just

1009
01:00:48.280 --> 01:00:52.270
zoom into the site we're referring to? It's...

1010
01:00:52.320 --> 01:00:53.040
Yes.

1011
01:00:55.240 --> 01:00:58.900
So as you can see on the bottom of the screen there, that, the blue
area is

1012
01:00:59.520 --> 01:01:00.900
where the woodland is.

1013
01:01:01.860 --> 01:01:05.620

To the right of it is the field. Those two

1014

01:01:05.700 --> 01:01:08.258

parallel lines are obviously the.....

1015

01:01:08.448 --> 01:01:12.168

um, the pylons which, uh, we refer to.

1016

01:01:12.288 --> 01:01:16.248

Um, the two, (sighs) the, the two on the

1017

01:01:16.308 --> 01:01:18.038

lower end being the, um,

1018

01:01:19.468 --> 01:01:22.648

uh, the ones closest to the Mears Ashby Road.

1019

01:01:22.748 --> 01:01:23.068

Um,

1020

01:01:24.128 --> 01:01:25.868

now the, the proposed cabling route

1021

01:01:26.948 --> 01:01:30.908

is, uh, to come roughly through the middle from the, from the

1022

01:01:30.948 --> 01:01:34.828

left-hand side, through the middle of the blue section, and then

1023

01:01:34.888 --> 01:01:35.838

down, uh,

1024

01:01:36.768 --> 01:01:40.738

between, um, between the, the, the

1025

01:01:40.828 --> 01:01:43.708

first pylon and the woodland area.

1026

01:01:43.808 --> 01:01:47.788

Um, as we stated in the, in the statement, um, it's

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01:01:47.848 --> 01:01:51.588

our view that there's simply not the adequate room, given the,

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01:01:51.668 --> 01:01:55.428

um, buffer zone proposed by Greenhill, um, to

1029

01:01:55.488 --> 01:01:59.048

put, uh, to put a cabling route in.

1030

01:01:59.168 --> 01:01:59.688

Um,

1031

01:02:00.988 --> 01:02:03.968

and as we say, if it is gonna be put in, it's gonna cause significant

1032

01:02:04.008 --> 01:02:05.378

disturbance, um,

1033

01:02:06.188 --> 01:02:10.048

not only to the bad- badger population, but also to the many of the wildlife that

1034

01:02:10.068 --> 01:02:13.687

live there, um, and also the woodland itself,

1035

01:02:13.728 --> 01:02:17.158

which, uh, my family has cared for for over many, many

1036

01:02:17.228 --> 01:02:21.208

decades, and sought to protect, um, and

1037

01:02:21.288 --> 01:02:23.828

prevent any disturbance, um, occur in

1038

01:02:23.908 --> 01:02:25.938

there. Um,

1039

01:02:28.288 --> 01:02:30.028

and we w- we believe

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01:02:31.088 --> 01:02:34.748

that this, this, the area could easily be avoided go- by

1041

01:02:34.768 --> 01:02:38.728

relocating the cable route, um, which would spare obviously

1042

01:02:38.768 --> 01:02:40.408

the woodland itself, um,

1043

01:02:41.888 --> 01:02:45.628

the, the wildlife that live there, the habitats, um,

1044

01:02:46.148 --> 01:02:47.348

and we think it'd make-

1045

01:02:48.848 --> 01:02:52.648

cause the least disruption by looking at a, a re-routing the

1046

01:02:52.708 --> 01:02:56.248

cable route. Thank you.

1047

01:02:57.048 --> 01:02:59.908

Thank you very much, Mr. and Mrs. Partridge. Uh, Ms.

1048

01:02:59.928 --> 01:03:03.818

Broadrick, I appreciate that for some points you've not got an ecologist here,

1049

01:03:03.908 --> 01:03:07.398

um, but is there anything you'd like to come back on that you've heard?

1050

01:03:07.428 --> 01:03:11.568

(pauses)

1051

01:03:19.588 --> 01:03:21.988

Um, Claire Broadrick for the applicant.

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01:03:22.048 --> 01:03:25.588

As, as you've noted, we don't have our ecologist here today in terms of going

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01:03:25.628 --> 01:03:29.568

through the specific, um, mitigation measures that are going to be put

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01:03:29.608 --> 01:03:33.128

in place. What we will do in our, um,

1055

01:03:34.168 --> 01:03:37.928

uh, as a sort of note to our written summary of this hearing

1056

01:03:38.088 --> 01:03:41.668

is, we will include some more detail on the specific

1057

01:03:41.728 --> 01:03:45.318

measures, the extent of, um, directional drilling, um,

1058

01:03:46.708 --> 01:03:50.568

in this area. Obviously, I need to be a little bit careful

1059

01:03:50.628 --> 01:03:52.078

in terms of talking about

1060

01:03:53.208 --> 01:03:56.468

where all- there aren't badger sets located, which is the

1061

01:03:56.508 --> 01:04:00.288

reason why the schedules are confidential to the public

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01:04:00.308 --> 01:04:04.148

a- as general, but, uh, hopefully you've been told that the examining authority

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01:04:04.208 --> 01:04:07.978

have- are able to read the details of those, um, of

1064

01:04:08.028 --> 01:04:09.528

those submissions.

1065

01:04:09.608 --> 01:04:13.588

Um, from the applicant's perspective,

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01:04:13.628 --> 01:04:16.668

it considers that the mitigation measures that have been put in place are

1067

01:04:16.768 --> 01:04:20.648

sufficient to ensure that there isn't, um, harm to

1068

01:04:20.708 --> 01:04:24.608

badgers, um, in this area. Um, as has been identified, it

1069

01:04:24.668 --> 01:04:28.497

is fairly constrained coming out of this site, um,

1070

01:04:28.548 --> 01:04:32.368

and, and, and routing, crossing the road in between, in between the pylons,

1071

01:04:32.468 --> 01:04:36.318

so the, um, flexibility is, is,

1072

01:04:36.408 --> 01:04:36.638

um,

1073

01:04:37.488 --> 01:04:40.928

limited here in terms of, um, as where the cable route can be

1074

01:04:41.008 --> 01:04:44.968

located, um, but the applicant's position is that there is sufficient

1075

01:04:45.108 --> 01:04:48.888

room, um, to put in place the mitigation measures

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01:04:48.948 --> 01:04:52.008

that are required here. But I think rather than me

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01:04:52.708 --> 01:04:56.368

trying to (laughs) speak about the mitigation measures, it might be

1078

01:04:56.448 --> 01:04:59.958

more useful for our ecologist to provide a written,

1079

01:05:00.048 --> 01:05:03.808

um, uh, response, and we have a, a colleague who's been

1080

01:05:03.848 --> 01:05:07.428

making- watching virtually, who's been making a detailed note of the submissions

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01:05:07.468 --> 01:05:11.448

that have been- have been made, so we have got those captured.

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01:05:11.958 --> 01:05:11.958

1083

01:05:11.958 --> 01:05:14.158

(sighs) Um, in terms of the points made against about

1084

01:05:15.188 --> 01:05:18.858

voluntary negotiations, um, obviously the applicant,

1085

01:05:18.948 --> 01:05:22.548

um, you know, a- apologizes for any, any

1086

01:05:22.588 --> 01:05:25.728

distress that may have been, been caused as a result of the contact that's been

1087

01:05:25.768 --> 01:05:28.168

made. That's obviously definitely not the intention.

1088

01:05:28.228 --> 01:05:31.978

Um, the applicant remains very keen to enter into voluntary

1089

01:05:32.028 --> 01:05:35.428

agreements with all landowners affected by the cable route

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01:05:35.508 --> 01:05:39.378

corridor. Um, and those discussions can, um,

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01:05:39.568 --> 01:05:43.228

take place effectively without prejudice to your noted

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01:05:43.728 --> 01:05:47.568

opposition, um, to the, to the project in this- in

1093

01:05:47.648 --> 01:05:51.048

location, so we very much try to carry on having

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01:05:51.068 --> 01:05:54.988

discussions about the terms of those agreements, um, and

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01:05:55.048 --> 01:05:58.868

that doesn't, um, lessen or reduce your

1096

01:05:58.888 --> 01:06:02.848

objection to the proposal, so I would say that, that's why we're keeping

1097

01:06:02.888 --> 01:06:06.188

in contact with people and trying to progress the terms, because should the

1098

01:06:06.228 --> 01:06:10.008

DCO be granted, then we, we want people to have had the

1099

01:06:10.028 --> 01:06:13.548

benefits of the voluntary terms of the agreement, rather than relying on

1100

01:06:13.588 --> 01:06:17.488

the compulsory acquisition powers in, in the DCO, but it doesn't detract

1101

01:06:17.528 --> 01:06:20.888

from your, uh, your opposition and the comments that you've made.

1102

01:06:20.908 --> 01:06:22.608

Thank you.

1103

01:06:22.668 --> 01:06:25.408

Thank you, Ms. Broadrick. Uh, Mrs. and Mr.

1104

01:06:25.448 --> 01:06:29.028
Partridge, any further points you'd wish to make?

1105
01:06:29.808 --> 01:06:31.648
Uh, thank you for, uh, responding.

1106
01:06:31.728 --> 01:06:35.678
Uh, also, I appreciate that, um, you know, an ecologist isn't here,
and

1107
01:06:35.688 --> 01:06:39.208
I do appreciate, um, you going away and, uh, asking for a written

1108
01:06:39.228 --> 01:06:43.137
report. Um, I'd also like to add that we're not,

1109
01:06:43.148 --> 01:06:45.868
we're not opposed to the, um, scheme in general.

1110
01:06:45.888 --> 01:06:48.628
We're, we're in favor of renewable energy.

1111
01:06:48.708 --> 01:06:51.948
Um, w- we just think it's,

1112
01:06:52.868 --> 01:06:56.828
you know, as being concerned about the environment and, you know,

1113
01:06:56.888 --> 01:06:59.548
the envi- um, local habitats, so I think-

1114
01:07:00.948 --> 01:07:03.308
I certainly think this is gonna cause a lot of damage.

1115
01:07:03.408 --> 01:07:03.648
Um,

1116
01:07:04.508 --> 01:07:06.568
I'd also like to ask, um,

1117
01:07:08.268 --> 01:07:12.208

I believe the, uh... the buffer zone is 50 meters for

1118

01:07:12.248 --> 01:07:15.748
the cabling route. Um, having, you

1119

01:07:15.808 --> 01:07:19.188
know, my family's owned that, you know, this piece of land for many,
many

1120

01:07:19.228 --> 01:07:23.208
decades. We are, we are aware that the, the

1121

01:07:23.308 --> 01:07:26.788
space in between the left-hand pylon on the, and the map

1122

01:07:27.408 --> 01:07:31.188
and the woodland is far less than 50 meters.

1123

01:07:31.308 --> 01:07:35.128
Um, we also note that Greenhill have stated that they will seek

1124

01:07:35.228 --> 01:07:38.808
to protect, um, and not destroy woodland.

1125

01:07:38.888 --> 01:07:39.138
Um,

1126

01:07:40.088 --> 01:07:43.928
so another concern of ours is how destruction to the woodland

1127

01:07:43.988 --> 01:07:47.538
is gonna be avoided, um, given that

1128

01:07:47.568 --> 01:07:49.808
the, the easement, um,

1129

01:07:50.608 --> 01:07:54.448
area for the cable route is 50 meters.

1130

01:07:54.548 --> 01:07:58.148
Um, as you can see, it's an extremely narrow, um, corridor where

1131

01:07:58.208 --> 01:08:01.388

that, where the proposed cabling route is planned to go.

1132

01:08:01.448 --> 01:08:03.888

Thank you.

1133

01:08:03.948 --> 01:08:07.788

Thank you, Mr. Partridge. Uh, any further comments, Ms. Prodigy?

1134

01:08:07.868 --> 01:08:09.118

Uh, Claire Prodigy for the applicant.

1135

01:08:09.168 --> 01:08:12.898

Um, it's just to note that, obviously, the, the typical width of the,

1136

01:08:13.008 --> 01:08:16.848

um, cable route corridor, um, is

1137

01:08:16.928 --> 01:08:20.877

stated, but within that, the cable itself will be micrositied, so it's

1138

01:08:20.877 --> 01:08:24.388

not the full 50 meters that's, um, required.

1139

01:08:24.408 --> 01:08:28.268

What I think might be helpful is we can, um, give

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01:08:28.348 --> 01:08:32.087

some more detail as to the width of the corridor that might be required in this

1141

01:08:32.108 --> 01:08:35.948

particular location. Obviously, it's possible where you've got a very constrained

1142

01:08:36.028 --> 01:08:38.948

area for your working area to be much narrower.

1143

01:08:38.988 --> 01:08:42.538

It's not possible to do that over the whole cable route, because you,

1144

01:08:42.648 --> 01:08:46.488

um, may need to... For example, if you are, if you've got a very

1145

01:08:46.528 --> 01:08:46.818

narrow

1146

01:08:47.707 --> 01:08:51.548

cable width, um, then certain activities that you would normally

1147

01:08:51.608 --> 01:08:55.268

do on a wider working width, such as, um, storage

1148

01:08:55.328 --> 01:08:59.308

of topsoil and those sorts of things, would need to be done, um, outside of

1149

01:08:59.368 --> 01:09:03.068

that area. But it is possible in small sections to reduce the

1150

01:09:03.108 --> 01:09:06.288

working width, um, to avoid constraints.

1151

01:09:06.328 --> 01:09:09.768

So we can provide some more detail on that particular

1152

01:09:09.868 --> 01:09:13.728

point. Um, what we also, um, might be able to do, and

1153

01:09:13.828 --> 01:09:17.388

perhaps if we, um, speak after the hearing, is see whether we can arrange a

1154

01:09:17.448 --> 01:09:21.087

discussion with the ecologist, um, and in which you could ask some

1155

01:09:21.127 --> 01:09:25.028

questions which might be easier to understand than a, a written, a formal

1156

01:09:25.048 --> 01:09:27.028

written response on, on the point.

1157

01:09:27.038 --> 01:09:30.917

So, um, uh, if you want to talk to the applicant team after, at the end

1158

01:09:30.948 --> 01:09:34.768

of the hearing or in the, the break if we have one, then, um, we can sort something

1159

01:09:34.808 --> 01:09:37.548

out. Thank you.

1160

01:09:37.587 --> 01:09:41.448

Thank you. That would be helpful, I think, yeah. Thank you. Yeah.

1161

01:09:41.488 --> 01:09:45.188

One, one final point I'd like to make, um, which I don't believe has been

1162

01:09:45.228 --> 01:09:49.028

raised is, uh, along the proposed cabling route, there will also need to

1163

01:09:49.087 --> 01:09:52.348

be a haulage road, um, the length

1164

01:09:52.408 --> 01:09:54.648

along, which as we mentioned, will

1165

01:09:54.688 --> 01:09:58.588

require, um, access from the vehicles.

1166

01:09:58.668 --> 01:10:01.648

Um, so I think, uh, in, in

1167

01:10:02.648 --> 01:10:06.248

discussions with the ecologist, however that transpires, I think that needs to be

1168

01:10:06.288 --> 01:10:10.268

taken into consideration as well, that it's not just the easement, you know,

1169

01:10:10.388 --> 01:10:14.068

area of the cable route. There's also gonna be a haulage road.

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01:10:14.088 --> 01:10:17.988

There's also gonna be disruption to the hedgerows, um, from

1171

01:10:18.068 --> 01:10:21.708

the, from the south side, as the map, as we look into it, onto the Mears Ashby

1172

01:10:21.788 --> 01:10:25.248

Road. And also, coming from the west, coming through the

1173

01:10:25.288 --> 01:10:29.248

woodland, um, you know, a substantial amount of woodland is

1174

01:10:29.288 --> 01:10:32.888

gonna need to be, I'd imagine, gonna need to be

1175

01:10:32.898 --> 01:10:34.108

destroyed. Um,

1176

01:10:35.048 --> 01:10:37.928

uh, which, you know, I'd, I'd argue is at odds with what

1177

01:10:38.488 --> 01:10:42.388

Greenhill- Greenhill have, um, stated in their documentation.

1178

01:10:42.688 --> 01:10:46.328

Um, but I appreciate the applicant, um, seeking

1179

01:10:46.408 --> 01:10:49.158

to involve the ecologist. That would be welcome.

1180

01:10:49.188 --> 01:10:50.728

Thank you.

1181

01:10:50.788 --> 01:10:54.077

Thank you. Can I leave that with you to make arrangements to...

1182

01:10:54.077 --> 01:10:55.818

Yeah. Thank you very much, Mr.-

1183

01:10:55.888 --> 01:10:56.038

Thank you.

1184

01:10:56.038 --> 01:10:56.178

Thank you.

1185

01:10:56.178 --> 01:10:59.148

... Mr. and Mrs. Partridge.

1186

01:11:00.408 --> 01:11:03.948

Yeah. Um, so next on my list, I've got, uh, Mrs. Howell.

1187

01:11:03.968 --> 01:11:13.958

(pauses)

1188

01:11:13.958 --> 01:11:22.228

Thank

1189

01:11:22.528 --> 01:11:26.248

you.

1190

01:11:26.988 --> 01:11:30.628

Good afternoon. Sheena Howell representing myself and my husband,

1191

01:11:30.688 --> 01:11:32.028

Martin Howell.

1192

01:11:34.268 --> 01:11:38.148

We own a right of way from the bottom of our field across land, um, belonging

1193

01:11:38.188 --> 01:11:41.958

to a couple of, uh, um, uh, uh, a couple of, uh,

1194

01:11:42.048 --> 01:11:45.688
rights owners, namely 13-170,

1195
01:11:45.748 --> 01:11:48.468
13-17A, 13-17B,

1196
01:11:48.548 --> 01:11:51.888
13-173, 13-176,

1197
01:11:51.928 --> 01:11:55.788
13-177A. Uh, all to be found on land plan A,

1198
01:11:55.828 --> 01:11:58.918
PDF slide 16 of 21, if that's helpful. Oh, well done.

1199
01:11:58.928 --> 01:12:02.108
You've got it up already. Um,

1200
01:12:03.288 --> 01:12:06.788
as I say, we have a right of way from the bottom of our field which

1201
01:12:06.908 --> 01:12:10.768
is, uh, the field where the little triangle of Spinney

1202
01:12:10.828 --> 01:12:14.708
is, if you like, um, across the bridge there that we own

1203
01:12:14.788 --> 01:12:18.588
over the brook, Pointy Field, I'll call it there for, for the sake
of,

1204
01:12:18.688 --> 01:12:19.528
um, um,

1205
01:12:21.168 --> 01:12:23.648
argument. 1-3- 13-170,

1206
01:12:24.688 --> 01:12:28.628
through the next two fields and into the land owned currently by the

1207
01:12:28.668 --> 01:12:32.488

National Grid. Um, therefore, we're affected

1208

01:12:32.528 --> 01:12:36.228

by two owners. Uh, I have a technical question.

1209

01:12:36.288 --> 01:12:39.388

Uh, we've obviously been sent documentation from IGP, who's a third

1210

01:12:39.588 --> 01:12:42.948

party, um, which suggests that this right of way

1211

01:12:43.468 --> 01:12:47.228

will pro- will, will be potentially affected in the DC0,

1212

01:12:47.248 --> 01:12:50.948

possibly re-routed or expunged. But I am

1213

01:12:51.008 --> 01:12:54.778

unable to understand how that is the case if part of

1214

01:12:54.868 --> 01:12:58.388

that right of way is over National Grid land, which

1215

01:12:58.468 --> 01:13:01.588

currently the applicant has no rights

1216

01:13:01.668 --> 01:13:05.588

over. That's a technical question which I'd just like to understand at some

1217

01:13:05.668 --> 01:13:06.768

point.

1218

01:13:08.188 --> 01:13:12.168

Um, I had no idea what was involved in today's

1219

01:13:12.228 --> 01:13:15.968

hearing. I found it very difficult as a layman or laywoman to

1220

01:13:16.028 --> 01:13:19.968

understand..... how we put our point of view across, when we put

our point

1221

01:13:20.008 --> 01:13:23.728

of view across, uh, or to engage in any conversation

1222

01:13:23.788 --> 01:13:27.348

regarding what is involved in,

1223

01:13:27.418 --> 01:13:30.868

uh, a compulsory power of rights

1224

01:13:30.988 --> 01:13:34.528

acquisition. Um, what's the phraseology again?

1225

01:13:34.608 --> 01:13:38.328

Um, compulsory acquisition of rights and imposition of

1226

01:13:38.388 --> 01:13:40.688

restrictive covenants.

1227

01:13:41.928 --> 01:13:45.228

A very technical term, I'm sure you'll agree, and probably very clear to you guys,

1228

01:13:45.328 --> 01:13:46.968

not quite so clear to the layman.

1229

01:13:48.988 --> 01:13:51.768

And what I would like to know really is why I'm here.

1230

01:13:51.828 --> 01:13:55.148

Why is the applicant seeking compulsory powers before

1231

01:13:55.188 --> 01:13:58.768

discussing a completely viable alternative with me?

1232

01:14:00.548 --> 01:14:03.988

If I may call your attention to APP214,

1233

01:14:04.948 --> 01:14:08.388

uh, otherwise known I think as option A for the current

1234

01:14:08.428 --> 01:14:11.628

BESS, um, construction and Grendon

1235

01:14:12.228 --> 01:14:16.157

Substation, it will become apparent...

1236

01:14:16.168 --> 01:14:17.798

If somebody could pull it up, that would be marvelous.

1237

01:14:17.828 --> 01:14:20.568

Thank you.

1238

01:14:21.947 --> 01:14:24.068

Oh, that's me, not the f- not the APP.

1239

01:14:57.588 --> 01:14:59.588

I have it on my phone.

1240

01:14:59.928 --> 01:15:00.978

Claire Project to the applicant. We are just...

1241

01:15:00.988 --> 01:15:03.968

We did have some documents preloaded, but not all of them, so it's just-

1242

01:15:04.048 --> 01:15:04.358

Oh.

1243

01:15:04.358 --> 01:15:08.328

... downloading itself from the, uh, PINS website, so please just bear with

1244

01:15:08.368 --> 01:15:08.698

us for a

1245

01:15:08.698 --> 01:15:12.468

moment. Okie dokie.

1246

01:15:21.728 --> 01:15:23.368

That looks like it's the fella.

1247

01:15:25.128 --> 01:15:25.648

There we go.

1248

01:15:27.267 --> 01:15:29.908

Uh, I think you can see fairly clearly, perhaps you could blow it up a little bit

1249

01:15:29.948 --> 01:15:32.008

for me please, that would be marvelous.

1250

01:15:32.088 --> 01:15:35.708

Um, I think you can see fairly clearly that there is, uh, the- the area

1251

01:15:35.728 --> 01:15:39.648

shaded in purple at the moment is currently not designated for BESS

1252

01:15:39.688 --> 01:15:43.488

due to the fact that it floods like billy-o every year, uh, and I think

1253

01:15:43.568 --> 01:15:47.508

it's, um, uh, it's going to remain fallow or- or,

1254

01:15:47.588 --> 01:15:51.408

um, floral land or- or meadowland or whatever you want to

1255

01:15:51.448 --> 01:15:53.788

call it. That's probably a little bit too close.

1256

01:15:53.848 --> 01:15:57.688

Um, and there's a very obvious route from my land, our land,

1257

01:15:57.768 --> 01:16:01.458

across the brook, on our bridge, through the

1258

01:16:01.728 --> 01:16:05.108

purple patch, let's call it, onto the national grid,

1259

01:16:05.208 --> 01:16:08.708

uh, service road, and then, of course, out onto Station

1260

01:16:08.788 --> 01:16:12.048

Road, with hardly any deviance from our current right of

1261

01:16:12.088 --> 01:16:15.748

way. Um, I suppose my question, my first

1262

01:16:15.788 --> 01:16:18.828

question to, uh, the applicant

1263

01:16:19.608 --> 01:16:23.388

would be, would it not be a good idea to suggest that as an alternative?

1264

01:16:23.468 --> 01:16:27.328

And my second question would be, then you can remove the

1265

01:16:27.408 --> 01:16:31.008

need for us to be consulted in any way, shape, or form with regar-

1266

01:16:31.048 --> 01:16:32.708

regards to compulsory powers

1267

01:16:33.508 --> 01:16:34.328

of purchase

1268

01:16:36.068 --> 01:16:38.148

of rights.

1269

01:16:43.388 --> 01:16:45.048

Thank you, Mrs. Howell. If I hand over to Ms.

1270

01:16:45.068 --> 01:16:45.998

Project, she can come back-

1271

01:16:45.998 --> 01:16:46.018

Thank you.

1272

01:16:46.018 --> 01:16:48.008

... on those points for you.

1273

01:16:48.088 --> 01:16:49.868

Um, Claire Project for the applicant.

1274

01:16:49.928 --> 01:16:52.968

Um, just to very briefly explain, um,

1275

01:16:53.488 --> 01:16:57.288

the, uh, procedure that we go through, um, which is set

1276

01:16:57.348 --> 01:17:01.058

out in the- in the statement of reasons, but, um, the

1277

01:17:01.058 --> 01:17:04.908

applicant has entered into, um, voluntary agreements with the

1278

01:17:04.948 --> 01:17:08.738

landowners for the, um, BESS site,

1279

01:17:08.888 --> 01:17:12.208

and the, um, mitigation areas. So that's

1280

01:17:12.488 --> 01:17:14.508

13-171B,

1281

01:17:14.548 --> 01:17:18.198

13-169, and 13, uh,

1282

01:17:18.488 --> 01:17:21.848

-170. However, as is,

1283

01:17:21.868 --> 01:17:25.288

um, typical for nationally significant infrastructure projects, in order

1284

01:17:25.468 --> 01:17:28.908

to, um, ensure there is no impediment to de- the

1285

01:17:29.048 --> 01:17:29.908

delivery of the

1286

01:17:30.748 --> 01:17:33.738
project in the unlikely event that the,

1287

01:17:33.788 --> 01:17:37.508
landowner, um, failed to, um, comply with the terms of the

1288

01:17:37.548 --> 01:17:41.028
agreement or if they were to go insolvent, for example, um,

1289

01:17:41.068 --> 01:17:44.648
compulsory acquisition powers are included as a sort of a- a

1290

01:17:44.708 --> 01:17:48.528
fallback position. If you include compulsory acquisition

1291

01:17:48.608 --> 01:17:51.848
powers in your DC0, you have to

1292

01:17:51.928 --> 01:17:55.168
identify not only the landowner and any

1293

01:17:55.208 --> 01:17:59.178
occupiers, but also anybody else who might have an interest in that

1294

01:17:59.228 --> 01:18:03.208
land. Um, and you have to, um, include their details

1295

01:18:03.308 --> 01:18:06.898
in the book of reference, and you have to notify them, um, under the

1296

01:18:06.948 --> 01:18:10.708
statutory provisions in the Planning Act 2008, regardless

1297

01:18:11.128 --> 01:18:15.108
of whether you're proposing to, um, interfere or,

1298

01:18:15.188 --> 01:18:15.488
um,

1299

01:18:16.408 --> 01:18:19.588

alter, um, any right that they may have.

1300

01:18:19.648 --> 01:18:22.078

So that- that is why,

1301

01:18:23.268 --> 01:18:26.228

um, your details have been included in the book of reference, um, and why you will

1302

01:18:26.248 --> 01:18:30.148

have received, um, information, um, about it.

1303

01:18:30.168 --> 01:18:34.048

Similarly, that applies in relation to the National Grid land.

1304

01:18:34.148 --> 01:18:34.328

Um,

1305

01:18:35.148 --> 01:18:38.668

uh, the applicant has discussions with National Grid, both in terms of the sort of

1306

01:18:39.188 --> 01:18:42.098

connection agreement, which is why you have that grade, uh...

1307

01:18:42.108 --> 01:18:45.208

Oh, you're not on the land plan. In the- on the land plan, there was a grayed out

1308

01:18:45.308 --> 01:18:49.148

area for the substation. Um, no compulsory acquisition powers are being sought

1309

01:18:49.208 --> 01:18:53.028

there because it's covered by the connection offer, um, that the applicant

1310

01:18:53.068 --> 01:18:56.328

o- has. Um, but the area surrounding the

1311

01:18:56.368 --> 01:19:00.308

substation, which is not part of the kind of operational substation

that's

1312

01:19:00.348 --> 01:19:03.968

owned by National Grid, um, the applicant is seeking compulsory acquisition

1313

01:19:04.048 --> 01:19:07.668

powers over that land in the absence of a voluntary agreement

1314

01:19:07.708 --> 01:19:11.378

being, um, uh, agreed for the easements

1315

01:19:11.468 --> 01:19:15.088

rights. And again, um, in order to seek those compulsory acquisition

1316

01:19:15.148 --> 01:19:19.048

powers, it's necessary to include the details of everybody

1317

01:19:19.108 --> 01:19:22.288

else who has an interest in that land.

1318

01:19:22.348 --> 01:19:25.702

Um, the DCO itself obviously...

1319

01:19:25.852 --> 01:19:27.882

includes powers to,

1320

01:19:27.992 --> 01:19:31.522

um, uh, either restrict or,

1321

01:19:31.632 --> 01:19:35.402

um, temporarily suspend, um, any private rights

1322

01:19:35.572 --> 01:19:38.992

way to the extent that that's required in order to

1323

01:19:39.052 --> 01:19:42.972

construct, um, the scheme. So if,

1324

01:19:43.012 --> 01:19:44.362

if for example, um,

1325

01:19:45.372 --> 01:19:49.112

the, the cabling as it goes into the national grid substation, um,

1326

01:19:49.292 --> 01:19:51.992

the exact bay that the, um,

1327

01:19:52.892 --> 01:19:55.992

applicant will be given to connect into isn't yet

1328

01:19:56.072 --> 01:19:59.842

known, um, so that's why the applicant has included,

1329

01:19:59.932 --> 01:20:03.852

um, rights all around, um, the substation so that there's the ability

1330

01:20:03.872 --> 01:20:07.772

to bring cabling from the project substation into any of the given

1331

01:20:07.852 --> 01:20:11.642

bays in Grendon substation. If that cabling, um,

1332

01:20:11.832 --> 01:20:15.752

were to, um, need to, um, cross the public

1333

01:20:15.772 --> 01:20:19.762

right of way, um, that, um,

1334

01:20:19.762 --> 01:20:23.372

Ms. Howell was being... uh, was referring to, then the DCO

1335

01:20:23.452 --> 01:20:27.292

would, um, allow for that... the use of that private

1336

01:20:27.332 --> 01:20:31.292

right of way to be temporarily, um, suspended whilst those construction

1337

01:20:31.332 --> 01:20:34.912

works were taking place, is, is a, is a power that is

1338

01:20:34.952 --> 01:20:35.552
included,

1339

01:20:36.352 --> 01:20:39.392
um, in the DCO. Um, but in, in... to the extent

1340

01:20:39.552 --> 01:20:40.772
that, um,

1341

01:20:42.672 --> 01:20:46.472
any more permanent interference, um, would be required without

1342

01:20:46.482 --> 01:20:49.172
public right of way, that would only be insofar as it was

1343

01:20:49.212 --> 01:20:52.922
inconsistent, um, with the rights being sought, which, um,

1344

01:20:53.312 --> 01:20:56.412
is unlikely to apply here, 'cause obviously once the cable's been
constructed then

1345

01:20:56.992 --> 01:21:00.942
use of the public right of... uh, use of the private right of way,
um,

1346

01:21:01.052 --> 01:21:04.672
can continue. And as it's been said, the, um, plots

1347

01:21:04.752 --> 01:21:07.702
13, 169 and plots 13,

1348

01:21:08.372 --> 01:21:12.252
170 are, um, intended for habitat mitigation

1349

01:21:12.332 --> 01:21:16.072
areas. Um, so hopefully that

1350

01:21:16.092 --> 01:21:18.102
provides an explanation as to why

1351

01:21:18.952 --> 01:21:22.162

the private right of way has been included, um, and why you've been

1352

01:21:23.252 --> 01:21:26.472

notified, um, of the, the DCO

1353

01:21:26.512 --> 01:21:27.572

process.

1354

01:21:29.632 --> 01:21:32.792

Thank you, Ms. Brodrick. Uh, Mrs. Howell, have you got things to come back on?

1355

01:21:32.992 --> 01:21:36.732

Yes, just one point please. Um, if I, um, if I take that as

1356

01:21:36.772 --> 01:21:40.552

read, then y- what you're saying is that the, let's call it the worst case

1357

01:21:40.612 --> 01:21:44.351

scenario, will be a temporary suspension of a private right of way.

1358

01:21:44.852 --> 01:21:45.132

Um,

1359

01:21:46.752 --> 01:21:50.412

that doesn't show as a temporary suspension on the plans, and it doesn't say a

1360

01:21:50.472 --> 01:21:53.612

temporary suspension in the Book of Reference.

1361

01:21:53.652 --> 01:21:57.472

In the Book of Reference, it, uh, doesn't

1362

01:21:57.512 --> 01:22:00.112

mention anything about temporary, I don't believe.

1363

01:22:00.172 --> 01:22:00.732

If it does, I

1364

01:22:00.752 --> 01:22:04.552
apologize.

1365

01:22:10.232 --> 01:22:11.532
Claire Brodrick for the applicant.

1366

01:22:11.612 --> 01:22:15.502
Um, the...

1367

01:22:15.552 --> 01:22:19.432
in the Book of Reference, it states, um, the powers

1368

01:22:19.452 --> 01:22:21.372
being sought as against the landowner.

1369

01:22:21.412 --> 01:22:25.312
So it will say acquisition of rights or say acquisition of freehold
or all

1370

01:22:25.332 --> 01:22:28.932
interests in. Um, the, um, provisions

1371

01:22:28.992 --> 01:22:32.752
relating to interference with private rights are contained in
Article

1372

01:22:32.972 --> 01:22:36.852
25 of the draft DC0, and that states

1373

01:22:36.912 --> 01:22:38.092
that, um,

1374

01:22:39.932 --> 01:22:43.472
th- the powers there provide that it's only in

1375

01:22:43.752 --> 01:22:47.692
the... it's only so far as the exercise of

1376

01:22:47.712 --> 01:22:51.532

the private right of way would be inconsistent, um, with the

1377

01:22:51.572 --> 01:22:55.102

powers required under the s- under the scheme. So i- i- it's...

1378

01:22:55.102 --> 01:22:58.672

it sets out both the freehold scenario, um, where you've

1379

01:22:58.712 --> 01:23:02.562

got, um, two overlapping rights and where you're

1380

01:23:02.612 --> 01:23:06.592

using temporary possession power, uh, temporary construction,

1381

01:23:06.652 --> 01:23:10.552

uh, works. So it's Article 25 that sets that out

1382

01:23:10.632 --> 01:23:11.992

but it doesn't,

1383

01:23:12.072 --> 01:23:16.062

um... the DCO doesn't...

1384

01:23:16.062 --> 01:23:17.881

there's nowhere in the application documents...

1385

01:23:17.912 --> 01:23:21.592

it's correct, it doesn't go through each particular right and specify what the

1386

01:23:21.632 --> 01:23:25.572

intention is for them. That, that level of detail isn't provided for in the Book

1387

01:23:25.592 --> 01:23:28.062

of Reference, no.

1388

01:23:28.112 --> 01:23:30.262

Thank you for clarifying. Mrs. Howell, anything

1389

01:23:30.332 --> 01:23:32.142

further?

1390

01:23:32.212 --> 01:23:35.332

I don't feel very reassured. Um, I have,

1391

01:23:35.472 --> 01:23:38.812

uh, an understanding of what the intention

1392

01:23:38.872 --> 01:23:42.552

is. I think the letter of what's contained within the

1393

01:23:42.571 --> 01:23:44.612

DCO and within the Book of Reference

1394

01:23:45.592 --> 01:23:49.072

should be more specific. It causes a lot of angst to a lot of

1395

01:23:49.112 --> 01:23:52.972

people when they see that any kind of compulsory powers,

1396

01:23:53.352 --> 01:23:57.152

restrictions or acquisitions are formulated upon them

1397

01:23:57.372 --> 01:23:59.032

or their properties.

1398

01:24:00.332 --> 01:24:02.412

And I would strongly suggest

1399

01:24:03.252 --> 01:24:07.072

that it's actually handled in a much more sensitive way, and that it's actually

1400

01:24:07.092 --> 01:24:10.412

thought through. And if it's temporary powers we're talking about, let's put the

1401

01:24:10.452 --> 01:24:14.052

word temporary in there. If it's not, let's have an argument about whether it's

1402

01:24:14.092 --> 01:24:17.712
temporary or permanent. That's it.

1403
01:24:19.052 --> 01:24:21.772
Thank you very much, Mrs. Howell.

1404
01:24:24.352 --> 01:24:27.682
(whispering) Grab your microphone. Yes, it's got...

1405
01:24:27.712 --> 01:24:31.632
Yeah. Can you... Um, next on my list then,

1406
01:24:31.672 --> 01:24:35.252
I've got Mr. Hope. I understand you would like the microphone brought to you, is

1407
01:24:35.292 --> 01:24:36.292
that correct?

1408
01:24:58.032 --> 01:25:10.882
Good

1409
01:25:10.932 --> 01:25:11.332
afternoon.

1410
01:25:11.342 --> 01:25:15.012
(sneezes) Thank you for this opportunity to h- may I raise a few points.

1411
01:25:15.072 --> 01:25:18.832
Uh, Sheena is a neighbor of mine and I rent, uh, some land off

1412
01:25:18.852 --> 01:25:22.792
her. Um, firstly, I'd like to say I vehemently object

1413
01:25:22.852 --> 01:25:23.612
to the whole scheme

1414
01:25:24.912 --> 01:25:28.692
and for what it's worth, and I think Comp & Estate should be

1415

01:25:28.752 --> 01:25:32.084
held to account, uh... for allowing this scheme to go ahead.

1416
01:25:32.184 --> 01:25:36.064
I think it's a blight on a ... It's a very pretty part of the

1417
01:25:36.164 --> 01:25:39.914
county, and I think it's upset so many people. It's ...

1418
01:25:39.924 --> 01:25:43.124
Anyhow, uh, I think we're fighting a losing

1419
01:25:43.224 --> 01:25:45.644
battle. Uh, but anyway, I

1420
01:25:46.764 --> 01:25:50.704
... My, uh, involvement is quite small com- compared

1421
01:25:50.724 --> 01:25:53.404
to the whole scheme. It's a ten-acre field

1422
01:25:54.344 --> 01:25:56.784
on the outskirts of the proposed battery

1423
01:25:57.804 --> 01:26:01.724
scheme. Um, nevertheless,

1424
01:26:02.403 --> 01:26:04.784
it's a, it's a grass field which we

1425
01:26:05.664 --> 01:26:09.444
graze with cattle, sheep and horses kept together obviously, but at

1426
01:26:09.464 --> 01:26:12.644
different times of the year. Uh, it will have a huge

1427
01:26:13.044 --> 01:26:13.544
impact

1428
01:26:14.484 --> 01:26:18.124
in terms of not being able to use this land for a considerable

amount of

1429

01:26:18.204 --> 01:26:20.044

time. And

1430

01:26:22.224 --> 01:26:25.724

so, I'd like to have some clarification on that.

1431

01:26:25.864 --> 01:26:26.904

Uh, it would also

1432

01:26:27.764 --> 01:26:31.654

impact, i- impact us on, uh, the fact that we would

1433

01:26:31.724 --> 01:26:35.554

lose access to, to that field for the ex-

1434

01:26:35.764 --> 01:26:38.814

extent of time it takes to lay these cables.

1435

01:26:39.744 --> 01:26:40.064

Um

1436

01:26:45.784 --> 01:26:49.514

... Furthermore, we've got a ... We have a farm, a farm in the, in the

1437

01:26:49.604 --> 01:26:53.464

village, and also a farm on the eastern

1438

01:26:53.484 --> 01:26:55.764

road which overlooks the Eastern Mordant,

1439

01:26:56.844 --> 01:27:00.464

so we have a lot of farm traffic going backwards and forwards obviously, and it

1440

01:27:00.484 --> 01:27:03.884

would be very disruptive having, having, uh,

1441

01:27:03.944 --> 01:27:07.704

interruptions to traffic flow, um,

1442

01:27:08.744 --> 01:27:11.964
over a long period of time. Uh,

1443

01:27:13.544 --> 01:27:17.524
so I'd really l- like some ... I gather the inspectors are coming to

1444

01:27:17.764 --> 01:27:20.894
pay a visit tomorrow, so they can see, see for

1445

01:27:20.904 --> 01:27:24.884
themselves, um, you know, the problem

1446

01:27:24.904 --> 01:27:25.664
we've got. But

1447

01:27:26.644 --> 01:27:28.944
in my opinion,

1448

01:27:29.084 --> 01:27:32.924
um, because Compton Estates are gonna be the

1449

01:27:32.944 --> 01:27:36.804
beneficiary of this scheme, that the approach

1450

01:27:36.844 --> 01:27:40.224
to the batteries should be on their land

1451

01:27:40.884 --> 01:27:41.944
rather than mine.

1452

01:27:42.904 --> 01:27:46.784
Uh, and I can't ... It would involve another road crossing, but
apart from

1453

01:27:46.824 --> 01:27:48.204
that, I can't see what the problem would

1454

01:27:48.264 --> 01:27:52.084
be. Any other

1455

01:27:52.124 --> 01:27:54.164
points here?

1456

01:27:54.244 --> 01:27:57.604
Um, just how long are the temporary, how long is the temporary

1457

01:27:57.844 --> 01:27:59.653
suspension? He wants to know.

1458

01:27:59.664 --> 01:28:00.334
How long is what?

1459

01:28:00.344 --> 01:28:03.314
How long is the temporary suspension?

1460

01:28:03.344 --> 01:28:04.184
Well, I already said that.

1461

01:28:04.244 --> 01:28:04.704
Yeah, okay.

1462

01:28:04.724 --> 01:28:05.653
Yeah. Um,

1463

01:28:07.624 --> 01:28:10.314
so really they were the points I wanted to raise. I don't want to
sort of ...

1464

01:28:10.424 --> 01:28:12.933
I don't want to sort of extend beyond that but, um,

1465

01:28:13.844 --> 01:28:16.544
these are important points. But I have to say

1466

01:28:17.924 --> 01:28:20.984
that Green Hill have been very polite and courteous in my

1467

01:28:21.784 --> 01:28:24.794
short involvement with them, and I ...

1468

01:28:24.844 --> 01:28:28.634

So I appreciate that. And I also appreciate the fact that they've got a job to do,

1469

01:28:28.724 --> 01:28:31.864

but, but, um, it does impact a lot of people.

1470

01:28:31.904 --> 01:28:35.554

It's g- it's gonna be a blight on the countryside, not just in our area, but

1471

01:28:35.804 --> 01:28:39.414

on other, on the other parts of the, other parts of the county as

1472

01:28:39.464 --> 01:28:43.424

well. And I think it should be s- strongly reconsidered whether this is

1473

01:28:43.464 --> 01:28:46.664

the right thing to be doing. Thank

1474

01:28:46.704 --> 01:28:48.124

you.

1475

01:28:48.184 --> 01:28:51.824

Thank you, Mr. Hope. Ms. Prodig, did you want to come back on any points,

1476

01:28:52.184 --> 01:28:54.784

or any of your colleagues?

1477

01:28:54.884 --> 01:28:56.344

Uh, Claire Prodigy for the applicant.

1478

01:28:56.424 --> 01:29:00.364

Um, I'll just deal with the sort of compulsory acquisition

1479

01:29:00.964 --> 01:29:03.114

related points rather than, um ...

1480

01:29:03.114 --> 01:29:06.324

Al- albeit that the, the more general comments about the scheme as a

1481

01:29:06.404 --> 01:29:09.464

whole, um, are, are definitely noted.

1482

01:29:09.544 --> 01:29:09.754

Um-

1483

01:29:10.624 --> 01:29:12.984

Sorry, Ms. Prodig. Sorry. Uh, John's having trouble hearing.

1484

01:29:12.994 --> 01:29:15.174

Sorry. I stepped as opposed to ... (laughs)

1485

01:29:15.174 --> 01:29:18.724

(laughs) Uh, Claire Prodigy for the applicant. I'll try and look in your direction.

1486

01:29:18.744 --> 01:29:19.244

Is that-

1487

01:29:19.284 --> 01:29:19.564

Okay.

1488

01:29:19.574 --> 01:29:23.284

... better whilst I speak? Um, I was just saying

1489

01:29:23.304 --> 01:29:24.034

that, um,

1490

01:29:24.844 --> 01:29:28.584

because this is a compulsory acquisition hearing and I, and I do appreciate the

1491

01:29:28.624 --> 01:29:32.544

confusion between the various different types of hearings, I'll just deal

1492

01:29:32.564 --> 01:29:35.684

with the points that relate to compulsory acquisition.

1493

01:29:35.704 --> 01:29:39.304

But your more general points about the scheme, um, have

1494

01:29:39.344 --> 01:29:43.324

been noted and I wonder if, if you're not proposing to

1495

01:29:43.384 --> 01:29:47.253

come to the open floor hearing, um, on

1496

01:29:47.264 --> 01:29:50.904

Friday, then we can kind of respond to those elements, those

1497

01:29:50.974 --> 01:29:54.804

points that you've made in today's hearings as if they'd been sort of made at

1498

01:29:54.884 --> 01:29:58.424

an, an open floor hearing, if, if that makes sense, um, in terms of

1499

01:29:58.464 --> 01:30:02.304

general, um, concerns about the scheme and traffic impacts and things like

1500

01:30:02.364 --> 01:30:05.904

that. So, we will respond to those, but we'll do it in, in that

1501

01:30:05.964 --> 01:30:06.934

context rather than

1502

01:30:07.764 --> 01:30:10.144

for compulsory acquisition purposes.

1503

01:30:10.844 --> 01:30:14.744

Um, in terms of the, um,

1504

01:30:14.764 --> 01:30:17.484

construction methodology and disruption during

1505

01:30:17.584 --> 01:30:19.284

construction, um,

1506

01:30:20.104 --> 01:30:23.724
the outlying, um, construction environmental management

1507
01:30:23.824 --> 01:30:27.724
plan sets out how construction of the cable route

1508
01:30:27.864 --> 01:30:31.804
will be undertaken, and sets out the, uh,

1509
01:30:31.844 --> 01:30:34.264
various measures in terms of, uh,

1510
01:30:35.164 --> 01:30:38.204
mitigation measures that will be undertaken during that timeframe.

1511
01:30:38.224 --> 01:30:42.024
There is also, um, an outline soil management plan

1512
01:30:42.524 --> 01:30:46.024
which sets out, um, the measures that will be put in place to

1513
01:30:46.124 --> 01:30:50.084
protect soils during construction, and then as part

1514
01:30:50.164 --> 01:30:54.124
of the restoration process. So, um, there

1515
01:30:54.164 --> 01:30:57.704
are various, um, commitments by the applicant

1516
01:30:58.144 --> 01:31:02.104
in terms of the actual construction, um, of the cable route

1517
01:31:02.184 --> 01:31:05.824
corridor that, um, uh, I'm sure, um,

1518
01:31:06.284 --> 01:31:10.084
we can provide you more detail with, or point you in the direction
of

1519
01:31:10.144 --> 01:31:12.764

those various commitments. Um,

1520

01:31:13.944 --> 01:31:17.174

in terms of, um, sort of financial, um,

1521

01:31:17.244 --> 01:31:20.844

disruption during the construction period, then,

1522

01:31:20.964 --> 01:31:24.820

um-... as has been mentioned, we've been trying to negotiate a voluntary

1523

01:31:24.840 --> 01:31:28.600

agreement which sets out, um, the terms both in

1524

01:31:28.640 --> 01:31:32.120

terms of, um, easement payments, but also how, um,

1525

01:31:32.280 --> 01:31:35.920

any, um, losses during construction would be dealt with.

1526

01:31:36.000 --> 01:31:39.940

In the event, um, that you decided not to sign a

1527

01:31:39.980 --> 01:31:43.640

voluntary agreement, then the compulsory acquisition powers

1528

01:31:44.120 --> 01:31:48.000

provide for compensation, um, as a result of,

1529

01:31:48.080 --> 01:31:51.680

um, the rights and the disturbance during that process.

1530

01:31:51.720 --> 01:31:55.570

So, there is a mechanism within the regime to

1531

01:31:55.620 --> 01:31:59.480

compensate anybody who is, uh, affected by,

1532

01:31:59.560 --> 01:32:02.270

um, the compulsory acquisition, uh,

1533

01:32:02.520 --> 01:32:06.170
powers. You mentioned, um,

1534

01:32:06.840 --> 01:32:10.460
an alternative route that you, um, thought should have

1535

01:32:10.500 --> 01:32:12.760
been considered. I wondered if you might

1536

01:32:14.060 --> 01:32:17.720
just confirm where, where that might be, again, for

1537

01:32:17.780 --> 01:32:21.700
our, for our benefit and then we can respond, um, in

1538

01:32:21.760 --> 01:32:25.340
our written submission as to why, um, we've selected this

1539

01:32:25.360 --> 01:32:29.020
particular route, um, as opposed to, um, an

1540

01:32:29.060 --> 01:32:31.840
alternative that you think may be preferable.

1541

01:32:31.860 --> 01:32:33.440
Thank you.

1542

01:32:36.360 --> 01:32:40.180
Thank you, Ms. Brodrick. Uh, Mr. Hope, did you want to come back on
any of those

1543

01:32:40.220 --> 01:32:43.420
points, um, at this stage?

1544

01:32:43.520 --> 01:32:47.160
Uh, well, well, the, what, the route that I think would be

1545

01:32:47.360 --> 01:32:50.180
preferable w- w- is, is basically other side of the

1546

01:32:50.240 --> 01:32:54.160

road. Uh, it would involve two road, two

1547

01:32:54.180 --> 01:32:57.800

road crossings rather than one. That's the point.

1548

01:32:59.000 --> 01:33:02.960

They call it... I have raised it with somebody, they call it designated parkland so

1549

01:33:03.020 --> 01:33:06.880

they can't go in there, but, but uh, I think that's a bit of a nonsense really.

1550

01:33:06.900 --> 01:33:10.890

And if you can, if you can override everybody else's objections, then I

1551

01:33:10.920 --> 01:33:13.940

can't see why that, that's, uh, could present a

1552

01:33:13.980 --> 01:33:16.460

problem.

1553

01:33:18.180 --> 01:33:20.900

This thing working? All right.

1554

01:33:22.520 --> 01:33:26.020

But as regards, as regards, um,

1555

01:33:26.080 --> 01:33:29.600

compensation, I think it's quite wrong which an agent acting on your

1556

01:33:29.620 --> 01:33:33.580

behalf has offered compensation before planning has even

1557

01:33:33.620 --> 01:33:34.809

been approved,

1558

01:33:35.680 --> 01:33:39.589

uh, and also made the comment that the compensation would

1559

01:33:39.640 --> 01:33:43.200

be paid regardless of whether the permission was given or not, so I think it's

1560

01:33:43.260 --> 01:33:45.180

absolute nonsense.

1561

01:33:47.280 --> 01:33:50.640

I think if, if you're not aware of that, they should be held to account on that

1562

01:33:50.660 --> 01:33:51.660

one.

1563

01:33:51.720 --> 01:33:55.680

Thank you, Mr. Hope. Thank you. Um, is that something then I can leave with you to

1564

01:33:55.700 --> 01:33:59.320

signpost, uh, Mr. Hope, to the various documents and sort of have further

1565

01:33:59.380 --> 01:34:02.260

discussions or is there anything further you'd like to come back on

1566

01:34:02.320 --> 01:34:03.630

now?

1567

01:34:03.740 --> 01:34:05.020

Uh, Claire Brodrick for the applicant.

1568

01:34:05.080 --> 01:34:07.230

Um, I've just checked with my colleagues and they, um,

1569

01:34:08.280 --> 01:34:11.420

they understand the route that you were suggesting, so we've got that

1570

01:34:11.620 --> 01:34:15.160

information. Um, in terms of the voluntary

1571
01:34:15.200 --> 01:34:19.180
agreements, it is, um, these are options and that's the standard

1572
01:34:19.200 --> 01:34:23.170
approach, um, for, um, nationally significant infrastructure projects

1573
01:34:23.170 --> 01:34:26.900
where you would try and enter into a voluntary agreement, um,

1574
01:34:26.980 --> 01:34:30.280
at the, uh, pre-consent stage. In fact,

1575
01:34:30.340 --> 01:34:34.120
the guidance does require applicants to try to negotiate

1576
01:34:34.260 --> 01:34:36.880
voluntary agreements, um, with everyone.

1577
01:34:36.980 --> 01:34:40.440
Um, I think what you're referring to is there are, you know, there is a

1578
01:34:40.540 --> 01:34:44.140
payment, um, payable for signing that option

1579
01:34:44.500 --> 01:34:48.040
agreement and again that is, um, standard across, um,

1580
01:34:48.460 --> 01:34:52.440
the DCO process as, um, uh, an incentive

1581
01:34:52.560 --> 01:34:56.320
to, um, encourage, uh, land owners to engage at this

1582
01:34:56.400 --> 01:34:58.280
stage of the process rather than waiting.

1583
01:34:58.320 --> 01:34:59.920
But as I said, um,

1584

01:35:01.040 --> 01:35:04.980

the applicant's obligation to reach voluntary negotiations,

1585

01:35:05.080 --> 01:35:08.980

um, does continue, um, and even if you were

1586

01:35:09.040 --> 01:35:12.790

not minded to sign a voluntary agreement now, um,

1587

01:35:12.840 --> 01:35:16.680

then, uh, discussions could take place once the DCO's been granted
as

1588

01:35:16.720 --> 01:35:19.240

well. Thank you.

1589

01:35:20.200 --> 01:35:23.040

Thank you very much. Thank you, Mr. Hope. Oh, Ms. Howell.

1590

01:35:23.050 --> 01:35:25.600

Oh, just, just like to stress one more point that, uh, Mr.

1591

01:35:25.620 --> 01:35:28.520

Hope did make in that because of the, um,

1592

01:35:28.820 --> 01:35:32.560

geography of the, uh, cable laying, it's all along the road, if you

1593

01:35:32.620 --> 01:35:35.649

notice it's a strip along the road because you cross over from what
we call the

1594

01:35:35.720 --> 01:35:39.110

sledging field, uh, and then turning into Castle Ashby, and then
it's the

1595

01:35:39.360 --> 01:35:42.569

strip leading up to, um, I think it's

1596

01:35:42.569 --> 01:35:46.420

171B I think it is. Um, and effectively

1597

01:35:46.460 --> 01:35:49.340

what that does is it actually limits all of Mr.

1598

01:35:49.360 --> 01:35:52.680

Hope's access points into those fields.

1599

01:35:53.000 --> 01:35:56.380

So that is, that, that's a problem that we have and we, and we really ought to

1600

01:35:56.420 --> 01:35:59.490

recognize and you guys need to come up with a plan for how to get around that

1601

01:35:59.500 --> 01:36:03.420

because otherwise you have a farmer with no access to several of his fields

1602

01:36:03.520 --> 01:36:07.280

which I think is probably not very commonsensical.

1603

01:36:07.300 --> 01:36:09.660

And I'm sure you can find a solution.

1604

01:36:09.720 --> 01:36:13.360

Thank you, Mrs. Howell. Um, Ms. Brodrick, can I leave you to look into those

1605

01:36:13.480 --> 01:36:16.270

points then? Thank you very much. Thank you for your time. Thank you.

1606

01:36:16.300 --> 01:36:16.900

Thank you.

1607

01:36:16.920 --> 01:36:20.320

(whispers) Just one last...

1608

01:36:20.360 --> 01:36:23.500

Okay. Um, and now I've got Mrs. Elderkin, um,

1609

01:36:23.540 --> 01:36:25.540
online.

1610

01:36:26.620 --> 01:36:30.480
Hello. Yes, I'm Helen Elderkin. Um, I've

1611

01:36:30.540 --> 01:36:33.600
been written to recently about the subsoil rights

1612

01:36:33.680 --> 01:36:37.510
outside of our house. Um, just

1613

01:36:37.560 --> 01:36:40.960
wondering why you need that part of the road

1614

01:36:42.440 --> 01:36:45.460
a- and what that actually means for me.

1615

01:36:45.560 --> 01:36:46.000
Um,

1616

01:36:48.080 --> 01:36:51.660
and also I've been contacted about the right of way across the

1617

01:36:51.720 --> 01:36:53.430
substation title

1618

01:36:53.440 --> 01:36:57.270
deeds. So it's just to ask more about

1619

01:36:57.300 --> 01:36:59.440
that really.

1620

01:37:01.140 --> 01:37:04.700
Thank you, Mrs. Elderkin. Uh, Ms. Brodrick,

1621

01:37:05.820 --> 01:37:08.400
do you want to come back on those points?

1622

01:37:09.640 --> 01:37:11.120

Uh, Claire Brodrick for the applicant.

1623

01:37:11.180 --> 01:37:13.200

I think if we go to plot

1624

01:37:13.320 --> 01:37:16.940

13-117B, I believe that's the

1625

01:37:17.820 --> 01:37:20.720

plot that's being, um, referred to, so just further

1626

01:37:20.760 --> 01:37:38.330

south. We'll

1627

01:37:38.389 --> 01:37:41.870

just find it on the plan. Hang on a second.

1628

01:37:43.510 --> 01:37:44.889

It's on, um, sheet

1629

01:37:44.929 --> 01:37:49.610

13.

1630

01:37:52.010 --> 01:37:55.990

(pauses) So it's sp- it's split over two sheets, so it's a bit,

1631

01:37:56.090 --> 01:37:57.410

uh, there, yeah.

1632

01:37:57.650 --> 01:37:58.670

Okay.

1633

01:37:58.690 --> 01:38:00.150

Okay.

1634

01:38:01.610 --> 01:38:05.570

Um, so I don't, um, (smacks lips) know if Ms.

1635

01:38:05.730 --> 01:38:09.170

Elderton was listening earlier, but this is a similar, uh,

1636

01:38:09.179 --> 01:38:12.530

scenario to, um, the plot we were talking out, about

1637

01:38:12.570 --> 01:38:14.070

before, um,

1638

01:38:15.090 --> 01:38:18.360

in relation to, um,

1639

01:38:19.550 --> 01:38:23.440

the access to the cable route corridor and the need to include,

1640

01:38:23.530 --> 01:38:27.210

um, areas for, um, visibility splays and potential traffic

1641

01:38:27.269 --> 01:38:31.250

regulation measures. Um, so this is, um,

1642

01:38:31.309 --> 01:38:34.809

public highway where we may require, um, the

1643

01:38:34.830 --> 01:38:37.429

ability to put in place those sorts of measures.

1644

01:38:38.010 --> 01:38:41.990

Um, those, any measures or any works to the, um,

1645

01:38:42.429 --> 01:38:46.190

highway would need to be approved by the highway authority, uh, under the

1646

01:38:46.269 --> 01:38:50.050

requirements and the, um, uh, construction traffic

1647

01:38:50.150 --> 01:38:54.050

management plan. Um, as I was explaining before,

1648

01:38:54.130 --> 01:38:57.870

if we're including the land within the order limits, then we have

1649

01:38:57.950 --> 01:39:01.530
to include anyone that we may think has an interest

1650
01:39:02.250 --> 01:39:06.110
in the land, including the subsoil to that land,

1651
01:39:06.190 --> 01:39:09.010
even though we're not proposing any works to the subsoil.

1652
01:39:09.070 --> 01:39:12.750
It's just a requirement of the process to identify anyone who's got
an

1653
01:39:12.790 --> 01:39:16.429
interest in the land. Um, what we

1654
01:39:16.470 --> 01:39:19.540
believe here is that the, um,

1655
01:39:20.570 --> 01:39:24.110
persons who own properties either side of the road, um,

1656
01:39:24.410 --> 01:39:27.929
have, under a legal presumption, um, an interest in the

1657
01:39:27.970 --> 01:39:31.910
subsoil up to the midpoint, um, where, where the road is not

1658
01:39:31.990 --> 01:39:35.550
registered to the, um, uh, local highway

1659
01:39:35.570 --> 01:39:39.030
authority or forming part of another registered title.

1660
01:39:39.070 --> 01:39:42.920
So that's, um, why, um, uh, Ms.

1661
01:39:42.929 --> 01:39:45.910
Elderton has been included in the book of reference.

1662
01:39:46.010 --> 01:39:49.650

Um, we're not seeking to do any, uh, have any interference with her

1663

01:39:50.030 --> 01:39:53.650

potential subsoil right. It's just a requirement of the

1664

01:39:53.690 --> 01:39:57.150

process that we need to include her in the book of reference.

1665

01:39:57.190 --> 01:40:01.050

And as a result of that, she's received, um, various notices

1666

01:40:01.130 --> 01:40:04.889

as a result. Um, but yes, as I said, any works

1667

01:40:04.910 --> 01:40:08.750

to that highway for visibility and to ensure safe access to the

1668

01:40:08.790 --> 01:40:12.300

cable route would be approved by the highway authority.

1669

01:40:12.300 --> 01:40:14.330

Thank you.

1670

01:40:14.410 --> 01:40:18.130

Thank you, Ms. Brodrick. Uh, Mrs. Elderton, does that help,

1671

01:40:18.230 --> 01:40:18.920

um, your understanding-

1672

01:40:18.920 --> 01:40:22.330

Well, it does answer the question because I was gonna, gonna raise, um, how

1673

01:40:22.450 --> 01:40:25.929

congested that road gets at busy times of the day

1674

01:40:26.090 --> 01:40:29.710

anyway. And I understand you're gonna cross that road further up

1675

01:40:29.769 --> 01:40:31.380

towards the stream anyway,

1676

01:40:32.210 --> 01:40:34.410

um, which is gonna cause congestion.

1677

01:40:34.420 --> 01:40:38.090

And I'm just wondering how you're going to, uh, mitigate

1678

01:40:38.170 --> 01:40:40.849

that, that congestion in the, uh, busy

1679

01:40:40.910 --> 01:40:43.670

periods.

1680

01:40:51.870 --> 01:40:54.790

Ms. Brodrick, I appreciate you haven't got highways engineers here.

1681

01:40:54.830 --> 01:40:57.690

So if that's something you need to perhaps signpost or come back

1682

01:40:57.750 --> 01:40:59.809

on, by all means.

1683

01:41:00.990 --> 01:41:04.710

Okay. So if, okay, if we, um, disregard that part

1684

01:41:04.750 --> 01:41:06.460

then, what about the, um-

1685

01:41:07.309 --> 01:41:09.230

Ms. Brodrick, Ms. Brodrick might wish to answer it. I don't know.

1686

01:41:09.250 --> 01:41:11.150

I was just giving her the opportunity.

1687

01:41:11.250 --> 01:41:12.790

Uh, Claire Brodrick for the app- applicant.

1688

01:41:12.809 --> 01:41:16.769

Yeah, I don't have the spec- the details of the specific traffic measures for this

1689

01:41:16.790 --> 01:41:20.630

particular, um, uh, road crossing,

1690

01:41:20.730 --> 01:41:24.710

um, available at the moment. We can have a look and provide it in

1691

01:41:24.790 --> 01:41:28.660

the written, um, summary. But, um, there will

1692

01:41:28.750 --> 01:41:31.849

be a, a suite of measures put in place, um, to

1693

01:41:31.910 --> 01:41:34.830

manage, uh, traffic flows in this location.

1694

01:41:34.849 --> 01:41:36.400

Thank you.

1695

01:41:36.429 --> 01:41:38.290

Thank you. Mrs. Elderton.

1696

01:41:39.510 --> 01:41:43.450

Um, just about the right of access to the rear of the property,

1697

01:41:43.590 --> 01:41:47.570

um, and how that will affect... I've got somebody looking into it for me,

1698

01:41:47.610 --> 01:41:51.070

but, um, I haven't heard back yet.

1699

01:41:51.830 --> 01:41:53.250

Thank you.

1700

01:41:54.050 --> 01:41:57.269

Ms. Brodrick. I'm sorry.

1701

01:41:58.969 --> 01:42:00.230

Uh, Claire Brodrick for the applicant.

1702

01:42:00.290 --> 01:42:03.700

Um, yes, uh, m- my understanding is that, um, a

1703

01:42:03.710 --> 01:42:06.930

potential, uh, private right of way was, was

1704

01:42:07.030 --> 01:42:10.930

mentioned, um, by, uh, Ms. Elderton to, uh, the

1705

01:42:10.969 --> 01:42:14.950

applicant's land agent, um, but it wasn't clear

1706

01:42:15.090 --> 01:42:18.919

whether this, um, right of way was

1707

01:42:18.990 --> 01:42:20.900

actually within the order limits or not.

1708

01:42:20.910 --> 01:42:22.139

And I believe that's what,

1709

01:42:23.389 --> 01:42:26.260

um, uh, Ms. Elderton has, has gone away to have a look at, to see whether it is,

1710

01:42:26.290 --> 01:42:28.730

does in fact interact with the order limits or not.

1711

01:42:28.750 --> 01:42:31.950

So once we have that information, we can obviously provide some more

1712

01:42:31.990 --> 01:42:33.030

detail.

1713

01:42:33.710 --> 01:42:37.170

Thank you. Um, so if I can leave that point sort of to discuss between you.

1714

01:42:37.190 --> 01:42:39.150

Is that, is that okay?

1715

01:42:39.210 --> 01:42:39.969
Yeah.

1716
01:42:40.010 --> 01:42:41.070
Thank you.

1717
01:42:41.080 --> 01:42:41.080

1718
01:42:41.090 --> 01:42:43.070
Thank you. Uh, if, uh, anything else, Mrs.

1719
01:42:43.130 --> 01:42:46.010
Elderton, then, at this stage?

1720
01:42:46.150 --> 01:42:49.930
Uh, no. No, not really. Um, I, I have got concerns about the, uh,

1721
01:42:49.950 --> 01:42:53.889
noise from the BESS factories and the vibration because we're

1722
01:42:53.930 --> 01:42:57.870
very close to the substation and I do worry that,

1723
01:42:57.990 --> 01:43:01.849
uh, that will be quite intrusive, especially at night when there's

1724
01:43:01.889 --> 01:43:05.650
low level noise. And, um, I'm just wondering whether

1725
01:43:05.849 --> 01:43:08.670
consideration has been given to that.

1726
01:43:10.090 --> 01:43:13.880
Thank you, Mrs. Elderton. Um, I mean, those points are, um, outside
of the

1727
01:43:13.930 --> 01:43:16.570
compulsory acquisition considerations, but I'm sure Ms.

1728
01:43:16.610 --> 01:43:19.830
Brodrick or her team will sort of point you in the right direction

of where you can

1729

01:43:19.870 --> 01:43:23.389

find the information on those points, um, to have a look at, if that's

1730

01:43:23.430 --> 01:43:24.570

helpful.

1731

01:43:24.590 --> 01:43:25.210

Okay.

1732

01:43:26.710 --> 01:43:27.830

Thank you.

1733

01:43:29.090 --> 01:43:33.000

Uh, Claire Brodrick for the applicant. Um, yes, I believe there was...

1734

01:43:33.000 --> 01:43:36.880

Um, we can provide some cross-references, but I think it's rep one, oh, gone,

1735

01:43:37.469 --> 01:43:41.210

rep 1-168 and, um,

1736

01:43:41.370 --> 01:43:45.330

APP-051, which provide details

1737

01:43:45.410 --> 01:43:49.150

of the noise modeling that has been undertaken,

1738

01:43:49.250 --> 01:43:52.750

um, and specifically considers, um, residential

1739

01:43:52.769 --> 01:43:56.460

receptors in proximity to, um, the BESS and the proposed

1740

01:43:56.590 --> 01:44:00.200

substation. Um, we can provide some sign-pointing to that

1741

01:44:00.230 --> 01:44:04.050

document. We may well take the same approach and, and put it down as a sort

1742

01:44:04.090 --> 01:44:07.880

of, um, a more general comment in our sort of response to

1743

01:44:07.950 --> 01:44:10.930

open, uh, the op- sort of the open floor hearing remarks.

1744

01:44:10.969 --> 01:44:14.950

So that, 'cause I imagine noise might be something that's raised by others, um, in

1745

01:44:15.010 --> 01:44:18.290

that hearing. So we'll make sure it's in there and we

1746

01:44:18.389 --> 01:44:22.330

will, um, uh, 'cause we have Ms. Elderton's details,

1747

01:44:22.370 --> 01:44:26.010

we, we will, we can let her know where she can find the answers.

1748

01:44:26.030 --> 01:44:27.410

Thank you.

1749

01:44:27.469 --> 01:44:27.719

Thank you.

1750

01:44:27.719 --> 01:44:27.719

1751

01:44:27.719 --> 01:44:28.870

Thank you. Thank you very much. Thank you.

1752

01:44:28.889 --> 01:44:31.090

Thanks, Mrs. Elderton. Thank you.

1753

01:44:31.170 --> 01:44:34.930

Um, that's everyone that I've got listed now, so I propose that we probably take a

1754

01:44:34.969 --> 01:44:38.110

short break before we move on to the next, um, item on the

1755

01:44:38.150 --> 01:44:40.469

agenda. If everyone's content with that.

1756

01:44:40.550 --> 01:44:43.790

Um, I don't know whether 15 minutes would be suitable and we come back at four

1757

01:44:43.830 --> 01:44:45.210

o'clock?

1758

01:44:45.269 --> 01:44:45.690

Yep.

1759

01:44:45.750 --> 01:44:49.070

Okay. In which case, um, the hearing is adjourned until four o'clock.

1760

01:44:49.110 --> 01:44:49.610

Thank you very

1761

01:44:49.670 --> 01:45:21.630

much.