

[REDACTED] (Energy Development)

From: [REDACTED]
Sent: 16 November 2012 12:15
To: [REDACTED] (Energy Development)
Subject: RE: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989

[REDACTED]

I think you have covered everything there - happy for your response to be sent.

Cheers

[REDACTED]

Swyddog Arweiniol Gweithdrefn a Chefnogi Busnes
The Planning Inspectorate/Yr Arolygiaeth Gynllunio
Crown Buildings/Adeiladau'r Goron
Cathays Park/Parc Cathays
Cardiff/Caerdydd
CF10 3NQ
Phone/Ffon: [REDACTED]
Fax/Ffacs: [REDACTED]

****APPEAL ONLINE****

<http://www.planningportal.gov.uk/planning/appeals/online/makeanappeal>

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 16 November 2012 11:27
To: [REDACTED]
Subject: FW: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989
Importance: High

[REDACTED]

This is my intended response to Powys CC. Are PINS content?

[REDACTED]

reserved week commencing 3 June 2013 to week commencing 23 June 2014 for the Inquiry. However, the final arrangements for the pre-inquiry meeting and inquiry will be confirmed following the exploratory/introductory meeting. It is also hoped that a Programme Officer for the Inquiry will be in place in advance of the meeting on 28 November 2012.

Given the importance of the exploratory/introductory meeting on 28 November 2012, I trust all parties will clear their diaries and make every effort to attend. I should stress, however, that no evidence will be heard at the meeting and PINS have requested that attendance by representatives from main parties be kept to a minimum in order to facilitate the smooth running of the meeting.

Please note this e-mail message does not constitute the "relevant notice" under Rule 4(1) of The Electricity Generating and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007.

Yours sincerely,

[REDACTED]
[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]

E-mail: [REDACTED]

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Cyngor Sir Powys County Council

www.powys.gov.uk

Mae'r e bost hwn ac unrhyw atodiad iddo yn gyfrinachol ac fe'i bwriedir ar gyfer y sawl a enwir arno yn unig. Gall gynnwys gwybodaeth freintiedig. Os yw wedi eich cyrraedd trwy gamgymeriad ni ellwch ei gopio, ei ddosbarthu na'i ddangos i unrhyw un arall a dylech gysylltu gyda Cyngor Sir Powys ar unwaith.

Mae unrhyw gynnwys nad yw'n ymwneud gyda busnes swyddogol Cyngor Sir Powys yn bersonol i'r awdur ac nid yw'n awdurdodedig gan y Cyngor.

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www.clearswift.com

[REDACTED] (Energy Development)

From: [REDACTED] <[REDACTED]@pins.gsi.gov.uk>
Sent: 15 November 2012 13:06

To: [REDACTED] (Energy Development)
Subject: RE: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989

I've also forwarded this e-mail to the Inspector for comments.

I'll get back to you once I've received his response.

Cheers

[REDACTED]
[REDACTED]
[REDACTED]
Swyddog Arweiniol Gweithdrefn a Chefnogi Busnes
The Planning Inspectorate/Yr Arolygiaeth Gynllunio
Crown Buildings/Adeiladau'r Goron
Cathays Park/Parc Cathays
Cardiff/Caerdydd
CF10 3NQ
Phone/Ffon: [REDACTED]
Fax/Ffacs: 02920 825150
[REDACTED]@pins.gsi.gov.uk

**** APPEAL ONLINE ****

<http://www.planningportal.gov.uk/planning/appeals/online/makeanappeal>

From: [REDACTED] (Energy Development) [mailto:[REDACTED]@decc.gsi.gov.uk]
Sent: 15 November 2012 13:03
To: [REDACTED]
Cc: [REDACTED]@gmail.com, [REDACTED] (Energy Development), [REDACTED] (Energy Development);
Subject: FW: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989
Importance: High

[REDACTED]
Further to my earlier e-mail, I should be grateful if you would also consider the e-mail below with the Inspector as soon as possible. Obviously any further clarification PINS are able to provide on

the purpose of the meeting and what is to be discussed etc would be very helpful. That said, given that no evidence is to be heard, we can't see that it should be necessary for Counsel to attend on behalf of the Council (or indeed other parties, although we think that is a matter for individual parties). We would obviously also be opposed to moving the date of the meeting (i.e. because there can be no guarantee that this would not cause problems for other parties).

Kind regards,

[REDACTED]
[REDACTED]
[REDACTED]
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. 0300 068 5682

E-mail: [REDACTED]@decc.gsi.gov.uk

From: [REDACTED] (CSP - Policy & Regeneration) [mailto:[REDACTED]@powys.gov.uk]
Sent: 15 November 2012 12:33
To: [REDACTED] (Energy Development)
Cc: [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED]@rwe.com; [REDACTED]@rwe.com; [REDACTED]@wales.gsi.gov.uk; [REDACTED]@walesoffice.gsi.gov.uk; [REDACTED]@eversheds.com; [REDACTED]@arondpartners.com; [REDACTED]@uiresanders.com; [REDACTED]@attenfall.com; [REDACTED]@scottishpower.com; [REDACTED]@gmail.com; [REDACTED]@cupowys.org; [REDACTED]@powys.gov.uk; [REDACTED]@powys.gov.uk; [REDACTED]@powys.gov.uk; [REDACTED]@messaging.powys.gov.uk; [REDACTED]@messaging.powys.gov.uk; [REDACTED]@powys.gov.uk; [REDACTED]@powys.gov.uk; [REDACTED]@powys.gov.uk;
Subject: RE: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989

Dear [REDACTED]

Thank you for your email.

Powys County Council (PCC) has been advised throughout this process by leading and junior counsel. The type and purpose of the meeting planned for 28 November 2012 is not entirely clear. Because of this, at this stage, PCC would not be inclined to attend the meeting without legal representation.

In the event, neither counsel engaged in this matter acting on behalf of PCC is available to attend the meeting scheduled for 28 November due to other commitments.

If, therefore, the meeting is of a type whereby we feel that legal representation is required, or, indeed, if other parties plan to be so represented, then we would require an alternative date to be arranged. We say this in the knowledge that only short notice of the meeting has been given.

Alternatively, if there is to be no legal representation at the meeting, perhaps you could explain what issues are likely to be discussed so that we can take a further view on matters.

I look forward to hearing from you.

Regards

[REDACTED]
[REDACTED]
[REDACTED]
Uwch Reolwr - Rheoli Datblygu
Cyngor Sir Powys County Council
e: [REDACTED]@powys.gov.uk
t: [REDACTED]
m: [REDACTED]

From: P. [REDACTED] (Energy Development) [mailto:[REDACTED]@decc.gsi.gov.uk]
Sent: 12 November 2012 11:34
To: [REDACTED]@aaronandpartners.com; [REDACTED]@squiresanders.com; [REDACTED]@eversheds.com;
[REDACTED] (CSP - Policy & Regeneration); [REDACTED]@ScottishPower.com; [REDACTED]@vattenfall.com;
[REDACTED]@cupowys.org; [REDACTED] (CSP - Policy & Regeneration); [REDACTED]@gmail.com; [REDACTED]@gmail.com;
Cc: [REDACTED]; [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED]@rwe.com; [REDACTED]@rwe.com; [REDACTED]@walesoffice.gsi.gov.uk;
[REDACTED]@wales.gsi.gov.uk
Subject: JOINT PUBLIC INQUIRY INTO FIVE PROPOSED WIND FARMS APPLICATIONS AND AN OVERHEAD LINE APPLICATION IN POWYS MADE UNDER SECTIONS 36 & 37 OF THE ELECTRICITY ACT 1989
Importance: High

Dear All,

Further to DECC's Press Release issued last month, we have now had confirmation from Planning Inspectorate Wales of its provisional view on arrangements for a conjoined public inquiry into the 5 wind farm applications in Mid-Wales (i.e. the Llaithddu, Carnedd Wen, Llanbrynmair, Llanbadarn Fynydd & Llandinam wind farm applications made under section 36 of the Electricity Act 1989). Government has also decided that SP Manweb's application under section 37 of the 1989 Act to install and keep installed a proposed overhead electric line between Llandinam Wind Farm and Welshpool Substation should be considered at the conjoined Inquiry.

I am writing to confirm that, given the complexity of the conjoined Inquiry, PINS has indicated that Andrew Poulter BA, BArch, RIBA has been appointed to hold an exploratory/introductory meeting with the main parties only (i.e. the Applicants, the Council, Countryside Council for Wales and local action groups) commencing at 10 a.m. on Wednesday 28 November 2012 at The Pavilion Conference Centre (Main Hall), Spa Road, Llandrindod Wells, Powys, LD1 5EY to discuss what is before the Inspector, how the applications and inquiry should proceed and to help finalise arrangements for the pre-inquiry meeting (to be held during week commencing 18 or 25 February 2013). PINS has reserved week commencing 3 June 2013 to week commencing 23 June 2014 for the Inquiry. However, the final arrangements for the pre-inquiry meeting and inquiry will be confirmed following the exploratory/introductory meeting. It is also hoped that a Programme Officer for the Inquiry will be in place in advance of the meeting on 28 November 2012.

Given the importance of the exploratory/introductory meeting on 28 November 2012, I trust all parties will clear their diaries and make every effort to attend. I should stress, however, that no evidence will be heard at the meeting and PINS have requested that attendance by representatives from main parties be kept to a minimum in order to facilitate the smooth running of the meeting.

Please note this e-mail message does not constitute the "relevant notice" under Rule 4(1) of The Electricity Generating and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007.

Yours sincerely,

[REDACTED]
[REDACTED]
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]

E-mail: [REDACTED]

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Mae unrhyw gynnwys nad yw'n ymwneud gyda busnes swyddogol Cyngor Sir Powys yn bersonol i'r awdur ac nid yw'n awdurdodedig gan y Cyngor.

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[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 15 November 2012 12:31
To: [REDACTED]; [REDACTED]
Cc: [REDACTED] (Energy Development); [REDACTED] (Energy Development)
Subject: MID-WALES CONJOINED INQUIRY
Attachments: Registration form Mid-Wales inquiry.doc; Notification Mid-Wales Conjoined Inquiry.doc

Dear [REDACTED]

attach a draft notice and registration form in respect of the above. You will see that the notice includes the Statement of Matters for the wind farms and overhead line, which in the Secretary of State's view, are matters to be considered at the Inquiry.

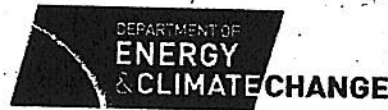
Although our Minister has now agreed with the Statement of Matters, you will appreciate that we are not yet in a position to issue to interested parties until we can include more details of the pre-inquiry meeting and inquiry (i.e. times, dates and venues). However, given that some parties have complained that there is insufficient time between to pre-inquiry meeting and inquiry to prepare evidence, I will leave it to the Inspector to decide whether he considers it would be helpful/beneficial to make the matters known to the main parties attending the introductory meeting or if there is precedent for doing this. Albeit this would obviously need to be set out in a different format, it could, for example, be presented by the Inspector along the lines of *"Although the Secretary of State is not yet in a position to issue formal notice of the pre-inquiry meeting and inquiry, including the Statement of Matters, the initial indication I have received from DECC is that the following are likely to be relevant to his consideration of the proposed wind farms and overhead line developments"*.

I should be grateful if you would confirm if the Inspector does wish to notify parties in advance of DECC issuing formal notice (i.e. in case I get any queries from parties). I am also happy to provide in a revised format if that would be helpful.

Kind regards,

[REDACTED]
[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: [REDACTED]



CONJOINED PUBLIC INQUIRY REGISTRATION FORM

**ELECTRICITY ACT 1989 (SECTIONS 36, 37, 62(3) AND SCHEDULE 8)
TOWN AND COUNTRY PLANNING ACT 1990 (SECTION 90)**

Application by Celtpower Limited for consent to construct and operate a 126MW Wind Turbine Generating Station in Powys, Mid-Wales ("Llandinam")

Application by Fferm Wynt Llaithddu Cyd for consent to construct and operate a 66.7MW Wind Turbine Generating Station in Powys, Mid-Wales ("Llaithddu")

Application by RES UK & Ireland Limited for consent to construct and operate a 100 MW Wind Turbine Generating Station in Powys, Mid-Wales ("Llanbrymair")

Application by RWE Npower Renewables Limited for consent to construct and operate a 130-250MW Wind Turbine Generating Station in Powys, Mid-Wales ("Carnedd Wen")

Application by Vattenfall for consent to construct and operate a 59.5MW Wind Turbine Generating Station in Powys, Mid-Wales ("Llanbadarn Fynydd")

Application by SP Manweb plc to install and keep installed a 132kV overhead electric line connection from Llandinam Wind Farm to Welshpool Substation in Powys, Mid-Wales

The Electricity Generating Stations and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007 (the Rules) apply to inquiries into applications under sections 36, 37 and 62(3) of the Electricity Act 1989.

This registration form is for completion by anyone who wishes to participate in the conjoined inquiry into the above applications made under section 36 and section 37 of the Electricity Act 1989. The information provided will assist arrangements for programming the inquiry. Your entitlement or ability to participate in certain stages of the inquiry process may, in some circumstances, depend upon having

returned this form. You are therefore advised to return it by the date specified below. Please refer to Appendix 1 to the Guidance for Participants for further detail (in particular paragraphs 15 – 16 and 53 – 55). Please note that **entitlement to appear at the Inquiry is determined by the Rules (Rule 15) and returning this form may not automatically guarantee the right to appear.**

Please complete this form using typescript, or BLOCK CAPITALS and black ink and return it to the [redacted]

[redacted] [email: [redacted]]

by no later than ** ***** [redacted]

[redacted]

CONTACT DETAILS

| | |
|---|-------|
| Name | |
| If an organisation or company, name of contact person | |
| Address | |
| | ----- |
| | ----- |
| Telephone/mobile number(s) (at which you may be reached between 8.30am and 8.30pm) | |

ELECTRONIC COMMUNICATIONS

Please note that by providing an e-mail address(es) you are agreeing to receive inquiry documents and notices by e-mail. If you subsequently no longer wish to receive documents and notices in this manner, you should notify the Programme Officer of this in writing.

| | |
|---------------|--|
| Email address | |
| [Fax Number] | |

The Rules require written notification of certain inquiry matters (namely notice of the date, time and place for the holding of an inquiry and of any re-opening of the inquiry and notice of the decision on the application and reasons for it) to be given to certain persons. If you are to be notified of these matters, do you agree that instead of written notification, you may be notified of the details of the website upon which the notice in question has been published?

Yes/No

INTEREST IN LAND

Do you have an interest in any land which will be affected by the proposal(s)?

Yes/No

If so, please specify the nature of the interest in the land (e.g. freehold, leasehold, tenancy etc)?

.....

.....

PARTICIPATION AT THE INQUIRY

Are you/your organisation likely to want to be formally represented and to play a major part in the inquiry (e.g. by calling witnesses and/or, if the Inspector allows it, cross-examining other parties and their witnesses)?

Yes/No

If not, will you/your organisation wish to give oral evidence at the inquiry?

Yes/No

If yes, how long do you anticipate your evidence will take?

If neither of the above, will you/your organisation wish only to submit representations in writing?

Yes/No

Do you wish to attend the Pre-Inquiry Meeting

Yes/No

If you wish to be represented at the inquiry, please complete the details of your representative or any agent acting on your behalf below:

| | | | |
|--------------------------------|--|--------|--|
| Name of representative / agent | | | |
| Address | | | |
| | | ----- | |
| | | ----- | |
| Tel No | | Fax No | |
| Email address | | | |
| Name of Counsel (if any) | | | |

OUTLINE STATEMENT (two copies to be attached)

When you return this form, you should include two copies of your outline statement. This is a written statement of the principal submissions which a person proposes to put forward at an inquiry. It will be sent to some of the other inquiry participants. See Appendix 1, paragraphs 17 – 20 to the Guidance for Participants for further information about outline statements.

SIGNATURE

The information provided in this form will be used to compile a register of participants. This register will be sent to certain participants and copies of it will be made available for public inspection on request. By completing and returning this form, you are agreeing to the use of the information in this manner.

The Department of Energy and Climate Change and Inspector will process your data in accordance with the Data Protection Act 1998.

Signed Date

Please now return this form, including two copies of your outline statement.

FURTHER INFORMATION

Guidance for Participants on these Rules can be found at -
<http://www.decc.gov.uk/assets/decc/what%20we%20do/uk%20energy%20supply%20development%20consents%20and%20planning%20reform/guidance/file38845.pdf>

The 2007 Inquiry Rules are available at -
<http://www.opsi.gov.uk/si/si2007/20070841.htm>

If you require a large print version of this form, please phone
[REDACTED] National Infrastructure Consents Team,
Department of Energy and Climate Change - [REDACTED]

ELECTRICITY ACT 1989 (SECTIONS 36, 37, 62(3) & SCHEDULE 8):
TOWN AND COUNTRY PLANNING ACT 1990 (SECTION 90):

APPLICATION BY CELTPower LIMITED FOR CONSENT TO
CONSTRUCT AND OPERATE A 126MW WIND TURBINE GENERATING
STATION IN POWYS, MID-WALES ("LLANDINAM")

APPLICATION BY FFERM WYNT LLAITHDDU CYF FOR CONSENT TO
CONSTRUCT AND OPERATE A 66.7MW WIND TURBINE GENERATING
STATION IN POWYS, MID-WALES ("LLAITHDDU")

APPLICATION BY RES UK & IRELAND LIMITED FOR CONSENT TO
CONSTRUCT AND OPERATE A 100 MW WIND TURBINE GENERATING
STATION IN POWYS, MID-WALES ("LLANBRYNMAIR")

APPLICATION BY RWE NPOWER RENEWABLES LIMITED FOR
CONSENT TO CONSTRUCT AND OPERATE A 130-250MW WIND
TURBINE GENERATING STATION IN POWYS, MID-WALES ("CARNEDD
WEN")

APPLICATION BY VATTENFALL FOR CONSENT TO CONSTRUCT AND
OPERATE A 59.5MW WIND TURBINE GENERATING STATION IN
POWYS, MID-WALES ("LLANBADARN FYNYDD")

APPLICATION BY SP MANWEB PLC FOR CONSENT TO INSTALL AND
KEEP INSTALLED A 132KV OVERHEAD ELECTRIC LINE CONNECTION
FROM THE PROPOSED LLANDINAM WIND FARM TO WELSHPOOL
SUBSTATION

Notice that a joint public inquiry is to be held

THE SECRETARY OF STATE FOR ENERGY AND CLIMATE CHANGE
hereby gives notice that a joint public inquiry ("the inquiry") under section
62(3) and Schedule 8 of the Electricity Act 1989 ("the 1989 Act") will be held
into the above-mentioned applications made under sections 36 and 37 of the
1989 Act ("the applications") and the applications for directions under section
90 for directions that planning permission be deemed to be granted for each
of the above-mentioned proposed developments.

The applications were made to the Secretary of State by the above-mentioned
Companies between 2007 and 2009. They consist of proposals to construct
and operate onshore wind generating stations with installed capacities

ranging between 59.5MW and 130-250MW on land located in with Strategic Search Areas B and C (as identified in Technical Advice Note 8: Planning for Renewable Energy (2005)) in the County of Powys in Mid-Wales and to install and keep installed a 132kV overhead electric line connection between the proposed Llandinam Wind Farm and Welshpool Substation in the County of Powys in Mid-Wales.

The Secretary of State has appointed Mr Andrew Poulter BA, BArch, RIBA an Inspector in Planning Inspectorate Wales, to hold the inquiry on his behalf.

The procedure to be followed at the inquiry into the applications is governed by the Electricity Generating Stations and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007 ("the Inquiry Rules").¹

This notice is given under rules 4(1), and 14(3) of the Inquiry Rules. It also includes information about registering to participate in the inquiry, given under rule 6(1).

Notice that there will be a pre-inquiry meeting

It is intended that a pre-inquiry meeting be held. The final details of the pre-inquiry have yet to finalised and will be notified under rule 9 of the Inquiry Rules in due ~~course~~.

Subject to any duly notified variation of the date, time or place fixed for holding the inquiry under rule 14(4) or (5) of the Inquiry Rules, the inquiry itself will start at [**:**] on [**] [****] 2013 at [*****].
Rule 14(1)(a) of the Inquiry Rules requires the inquiry to start no later than ten weeks after the conclusion of the pre-inquiry meeting unless the Secretary of State considers such a date impracticable.

Statement of matters to be considered at the inquiry

Rule 4(1)(c) of the Inquiry Rules requires the Secretary of State, in giving notice that an inquiry is to be held, to provide a statement of the matters which, in his view, are the matters to be considered at the inquiry.

In the view of the Secretary of State, on the information so far available to him, the following matters, which appear to him likely to be relevant to his consideration of the proposed wind farm developments, are the matters to be considered at the inquiry:

1. *the extent to which the proposed developments are consistent with the objectives of the Government Policy on the energy mix and maintaining a secure and reliable supply of electricity as the UK makes the*

¹ Available at http://www.legislation.gov.uk/uksi/2007/841/pdfs/uksi_20070841_en.pdf or <http://www.legislation.gov.uk/uksi/2007/841/made>.

transition to a low carbon economy, and achieving climate change goals;*

2. *the extent to which the proposed developments are consistent with the policies relating to generation of renewable energy contained within the relevant National Policy Statements for Energy Infrastructure: Overarching National Policy Statement for Energy (EN-1) July 2011 and National Policy Statement for Renewable Energy Infrastructure (EN-3) July 2011;*
3. *the extent to which the proposed developments are consistent with Welsh Government and local policies: including Planning Policy Wales, Edition 4 (2011); Technical Advice Note 8: Planning for Renewable Energy (2005); and Energy Wales: A Low Carbon Transition (2012); and Powys Unitary Development Plan (adopted March 2010);*
4. *the individual and combined landscape and visual impact of the proposed developments taking into account the proximity to Snowdonia National Park (Strategic Search Area B); and cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
5. *the individual and combined impact of construction traffic on the surrounding locality, including transportation access routes and traffic management, taking into account the cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
6. *the individual and combined impact of noise generated during construction and from the operation of the proposed developments taking into account the cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
7. *the individual and cumulative impact of the proposed developments on biodiversity, including the ecological functioning of European Protected Sites (e.g. the River Wye Special Area for Conservation (SAC), Berwyn Special Protection Area (SPA) and South Clwyd Mountains SAC); impacts on European Protected Species under the Conservation of Habitats and Species Regulations 2010 (as amended) ("the Habitats Regulations"); and the likely effectiveness of proposed mitigation measures;*
8. *the individual and combined social and economic impact of the proposed developments, including on tourism;*
9. *the potential impact of the proposed developments on human health;*

10. *the impact of the proposed developments on cultural heritage;*
11. *the individual and combined impact of the proposed developments on aviation;*
12. *the impact of the proposed developments on hydrology and hydrogeology, to include impacts on sensitive water features (streams, ponds, wetlands); impacts on private water supplies; fisheries and watercourses; and impacts on groundwater, and the likely effectiveness of proposed mitigation measures;*
13. *the impact of the proposed developments on peat;*
14. *the potential for the proposed developments to be connected to the electricity grid network (DECC document 'The consenting process for onshore generating stations above 50MW in England and Wales: a guidance note on Section 36 of the Electricity Act 1989 refers')²; and*
15. *any other matter the Inspector considers relevant.*

In the view of the Secretary of State, on the information so far available to him, the following matters, which appear to him likely to be relevant to his consideration of the proposed overhead electric line development, are the matters to be considered at the inquiry:

1. *The extent to which SP Manweb's proposal including any alternatives considered are consistent with Welsh Government and local policies: including Planning Policy Wales, Edition 4 (2011); Technical Advice Note 8: Planning for Renewable Energy (2005); and Energy Wales: A Low Carbon Transition (2012); and Powys Unitary Development Plan (adopted March 2010);*
2. *The extent to which the proposed development is consistent with the objectives of the Government's policy on the energy mix and maintaining a secure and reliable supply of electricity as the UK makes the transition to a low carbon economy, and achieving climate change goals;³*
3. *The extent to which the proposed development is consistent with the policies relating to electricity networks infrastructure and also the generation of renewable energy contained within the relevant National Policy Statements for Energy Infrastructure, Overarching National Policy*

² http://www.decc.gov.uk/en/content/oms/mecting_cnrgy/consents_planning/guidance/guidance.aspx

³ *For a description of these objectives and their significance in connection with the development of new energy infrastructure, reference should be made during the inquiry to the most recent Annual Energy Statement issued by the Department of Energy and Climate Change and to any relevant National Policy Statement ("NPS") on energy infrastructure designated under the Planning Act 2008.

Statement for Energy (EN-1) July 2011, National Policy Statement for Electricity Networks Infrastructure (EN-5) July 2011 and National Policy Statement for Renewable Energy Infrastructure (EN-3) July 2011;

4. The relative merits of the proposed development and any alternatives considered, including consideration of undergrounding, in addressing the requirement to maintain security of supply (the Need);
5. The potential impact of the proposed development on human health;
6. The social and economic impact of the proposed development, including on tourism;
7. The relative merits of the proposed development, any alternatives considered and likely effectiveness of mitigation measures to address:
 - a) the landscape and visual impact of the proposed development, both individually and cumulatively with existing energy infrastructure and any energy infrastructure which has already been granted planning permission or where planning permission has been applied for, including impact on the Vale of Montgomery Landscape of Outstanding Historic Interest in Wales, Areas of Special Landscape Character and Kerry Ridgeway Regional Path, Severn Way Regional Path and the National Cycle Route near Welshpool Substation;
 - b) the impact of the proposed development during construction and operation on biodiversity, including trees and hedgerows and the ecological functioning of protected sites (e.g. River Wye Special Area of Conservation and Leighton Bats Site of Special Scientific Interest); impacts on European Protected Species under the Conservation of Habitats and Species Regulations 2010 (as amended) (the Habitats Regulations);
 - c) the impact of the proposed development on the use and enjoyment of land in the vicinity, including farming activities and on users of Rights of Way, including the Kerry Ridgeway Regional Path, Severn Way Regional Path and the National Cycle Path near Welshpool; and
 - d) the impact of the proposed development on cultural heritage;
8. Any other matters that the Inspectors consider relevant.

Registration

Anyone who wishes to participate in the inquiry should complete the registration form attached and return it along with two copies of their outline statement (a written statement of the principal submissions they wish to make) to the [REDACTED]

[REDACTED] (e-mail: bankssolutionsuk@gmail.com) by no later than [**] [*****] 2012

[REDACTED]

[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 14 November 2012 10:34
To: [REDACTED]
Subject: PROGRAMME OFFICER FOR MID-WALES INQUIRY

Dear [REDACTED]

I am writing to confirm that DECC has now appointed a Programme Officer for the Mid-Wales wind farms/overhead line inquiry proceedings. The appointed person is [REDACTED] assisted by his [REDACTED] of [REDACTED]. Although [REDACTED] is unable to attend the Introductory Meeting on 28 November because of prior holiday arrangements, [REDACTED] (who is also a qualified Programme Officer) will be attending.

Contact details are as follows:

[REDACTED]
[REDACTED]
21 Glendale Close
Horsham
West Sussex
RH12 4GR

E-Mail: [REDACTED]
Tel. [REDACTED]
Mob. [REDACTED]

[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 12 November 2012 11:34
To: [REDACTED]
Subject: FORM BS/COMMITTEE REPORTS FOR MID WALES OVERHEAD LINE APPLICATION
Attachments: Llandinam 132kv Overhead Line; CCW Response to S37 application for Llandinam 132kV line

Dear [REDACTED]

As requested, I attach the Form Bs/Council Committee Reports for the above overhead line application. I also attach CCW's response on the overhead line. I will send the documents for the wind farm proposals separately.

Please let me know if there anything else you require.

Kind Regards,

[REDACTED]
[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: [REDACTED]

I am writing to confirm that, given the complexity of the conjoined Inquiry, PINS has indicated that Andrew Poulter BA, BArch, RIBA has been appointed to hold an exploratory/introductory meeting with the main parties only (i.e. the Applicants, the Council, Countryside Council for Wales and local action groups) commencing at 10 a.m. on Wednesday 28 November 2012 at The Pavilion Conference Centre (Main Hall), Spa Road, Llandrindod Wells, Powys, LD1 5EY to discuss what is before the Inspector, how the applications and inquiry should proceed and to help finalise arrangements for the pre-inquiry meeting (to be held during week commencing 18 or 25 February 2013). PINS has reserved week commencing 3 June 2013 to week commencing 23 June 2014 for the inquiry. However, the final arrangements for the pre-inquiry meeting and inquiry will be confirmed following the exploratory/introductory meeting. It is also hoped that a Programme Officer for the Inquiry will be in place in advance of the meeting on 28 November 2012.

Given the importance of the exploratory/introductory meeting on 28 November 2012, I trust all parties will clear their diaries and make every effort to attend. I should stress, however, that no evidence will be heard at the meeting and PINS have requested that attendance by representatives from main parties be kept to a minimum in order to facilitate the smooth running of the meeting.

Please note this e-mail message does not constitute the "relevant notice" under Rule 4(1) of The Electricity Generating and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007.

Yours sincerely,

[REDACTED]
[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: [REDACTED]

[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 09 November 2012 10:54
To: [REDACTED]
Subject: Mid-Wales Inquiry Update
Importance: High

[REDACTED]

Just to keep you up-to-date, we are still waiting for our Minister's decision on conjoining the overhead line application with the 5 wind farms applications at the Inquiry. While we are hopeful he will get to consider this over the weekend, it means that I have not yet been able to write to the main parties regarding the introductory meeting on 28 November. However, as soon as we get the Minister's decision, I will obviously be doing that straight away.

Regards,

[REDACTED]

[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: [REDACTED]

[REDACTED] (Energy Development)

From: [REDACTED]
Sent: 02 November 2012 09:57
To: [REDACTED] (Energy Development)
Cc: [REDACTED]
Subject: RE: URGENT Powys Wind Farm Inquiry [REDACTED]
Importance: High

[REDACTED]

Thanks and noted. I have been trying to phone you, but can't seem to get through on your number.

I have e-mailed 3 potential Programme Officers this morning and asked them to let me know by next Friday if they are interested. I will now try to get a venue. Is the intention that the meeting on 29 November will be a round table event or is the Inspector expecting the venue to be set up with an inquiry layout (i.e. multiple tables, microphones etc)? Also, given it is only a meeting with the main parties, I am assuming a venue that can take up to 40-50 people max should be adequate. Do you agree?

Regards,
[REDACTED]

From: [REDACTED] [mailto:[REDACTED]]
Sent: 02 November 2012 09:40
To: [REDACTED] (Energy Development)
Cc: [REDACTED] (Energy Development); [REDACTED]
Subject: RE: URGENT Powys Wind Farm Inquiry

'Morning [REDACTED]

I can confirm that the meeting will start at 10AM. It's difficult at this stage to estimate how long it will last; therefore it would be helpful if you were able to book the venue all day.

Kind regards
[REDACTED]

[REDACTED]
[REDACTED]
[REDACTED]
wyddog Arweiniol Gweithdrefn a Chefnogi Busnes
he Planning Inspectorate/Yr Arolygiaeth Gynllunio
rown Buildings/Adeiladau'r Goron
athays Park/Parc Cathays
irdiff/Caerdydd
:10 3NQ
one/Ffon: [REDACTED]

Fax/Ffacs: [REDACTED]
[REDACTED]

****APPEAL ONLINE****

<http://www.planningportal.gov.uk/planning/appeals/online/makeanappeal>

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 01 November 2012 16:24
To: [REDACTED]
Cc: [REDACTED] (Energy Development)
Subject: RE: URGENT Powys Wind Farm Inquiry
Importance: High

[REDACTED]

I am looking to get a submission up to Ministers on Monday (with colleagues for comments now) with a view to getting their views on the inclusion of the overhead line by next Thursday (I am out of the office from pm Monday 5-7 November inclusive). I will look at possible venues tomorrow. Please can you confirm what time the Inspector wishes the meeting on 29 November to commence? Presumably, I should also book the venue for the whole day? I will also look to get a Programme Officer in place for the meeting if possible.

Regards,

[REDACTED]

[REDACTED] National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel: [REDACTED]
E-mail: [REDACTED]

From: [REDACTED] [mailto:[REDACTED]]
Sent: 01 November 2012 15:10
To: [REDACTED] (Energy Development); [REDACTED]
Cc: [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED]
Subject: RE: URGENT Powys Wind Farm Inquiry

Dear [REDACTED]

Thanks for your e-mail.

[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 01 November 2012 16:24
To: [REDACTED]
Cc: [REDACTED] (Energy Development)
Subject: RE: URGENT Powys Wind Farm Inquiry
Importance: High

[REDACTED]

I am looking to get a submission up to Ministers on Monday (with colleagues for comments now) with a view to getting their views on the inclusion of the overhead line by next Thursday (I am out of the office from pm Monday 5-7 November inclusive). I will look at possible venues tomorrow. Please can you confirm what time the Inspector wishes the meeting on 29 November to commence? Presumably, I should also book the venue for the whole day? I will also look to get a Programme Officer in place for the meeting if possible.

Regards,

[REDACTED]
[REDACTED], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail. [REDACTED]

From: [REDACTED] [mailto:[REDACTED]]
Sent: 01 November 2012 15:10
To: [REDACTED] (Energy Development); [REDACTED]
Cc: [REDACTED], [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development)
Subject: RE: URGENT Powys Wind Farm Inquiry

Dear [REDACTED]

Thanks for your e-mail.

- It would be helpful if you were able to invite the following to the Exploratory/Introduction Meeting:
-) All 5 applicants;
 -) Powys CC;
 -) CCW;
 -) Any actions groups or people representing third parties.

As you have said, the timescales are quite tight and it doesn't appear practical to invite individual third parties at this stage. However, they will of course be invited to the Pre-Inquiry Meeting.

Finally, I can confirm that parties should be notified of the date; it is not negotiable. I hope this clarifies matters.

Kind regards

[REDACTED]
[REDACTED]
[REDACTED]
Swyddog Arweiniol Gweithdrefn a Chefnogi Busnes
The Planning Inspectorate/Yr Arolygiaeth Gynllunio
Crown Buildings/Adeiladau'r Goron
Cathays Park/Parc Cathays
Cardiff/Caerdydd
CF10 3NQ

Phone/Ffon: [REDACTED]

Fax/Ffacs: [REDACTED]

****APPEAL ONLINE****

<http://www.planningportal.gov.uk/planning/appeals/online/makeanappeal>

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 01 November 2012 15:03
To: [REDACTED]
Cc: [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED] (Energy Development); [REDACTED]
Subject: RE: URGENT Powys Wind Farm Inquiry
Importance: High

Dear [REDACTED],

Thanks for your letter and other attachments, the contents of which noted.

Please can you confirm who PINS wants invited to the explanatory/introductory meeting on 29 November 2012. Is the intention the meeting will just be for main parties (i.e. the 5 wind farm developers, the overhead line developer (subject to agreement to include it at the inquiry by our Minister), Powys County Council and CCW (and presumably any local action group?) or are all objectors/supporters also to be invited? If the latter, it will be very tight. I am also assuming that the meeting date is not open to negotiation and we will just notify parties and expect them to fall in with that date?

Please confirm as soon as possible.

Kind regards,

[REDACTED]
[REDACTED], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: [REDACTED]

From: [REDACTED] [mailto:[REDACTED]] On Behalf Of [REDACTED]
Sent: 01 November 2012 14:07
To: [REDACTED] (Energy Development)
Cc: [REDACTED]
Subject: Powys Wind Farm Inquiry

<<To DECC; Initial Meeting.pdf>> <<venue_and_facilities_for_public_inquiries_and_hearings_engwel.pdf>>
<<Programme Officer List.doc>>

Dear [REDACTED]

Please see attached.

Kind regards

[REDACTED]

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**The Planning Inspectorate
Yr Arolygiaeth Gynllunio**

Adeilad y Goron
Parc Cathays
Caerdydd
CF10 3NQ

Crown Buildings
Cathays Park
Cardiff
CF10 3NQ

Ffôn/tel: 029 2082 3082
e-bost/e-mail: wales@pins.gsi.gov.uk

Mr [REDACTED]
[REDACTED], Onshore Power Consents
Department of Energy & Climate Change

Your Ref / Eich Cyf:

Our Ref / Ein Cyf:

Date / Dyddiad: 1 November 2012

Dear [REDACTED]

Powys Wind Farm Applications

I refer to previous correspondence in relation to the above matter.

I have now discussed the matters raised in your e-mail of 19 October 2012, in Eversheds' letter of 16 October 2012 and Vattenfall's letter of 29 October 2012, with the Inspector likely to be appointed to these cases and the Director for Wales. We would offer the following observations:

Receipt of Documents

In order to gain a better understanding of the issues involved, we require the documents for each application as soon as possible. It would be particularly helpful if you were able to provide copies of Powys CC committee reports and minutes by no later than 14 November 2012.

Programme Officer

Clearly a Programme Officer is essential to assist in the smooth running of the inquiry. The Officer will have a key role managing the significant amount of evidence presented by all parties. Therefore one needs to be appointed as soon as possible. A list of programme officers is attached as requested.

Exploratory/Introductory Meeting

It is considered that an exploratory/introductory meeting should be held as soon as possible to initially discuss what is before the Inspector, how the applications and inquiry should proceed and to help finalise arrangements for the Pre-Inquiry Meeting. I must stress that the purpose of the meeting is not to set the programme for the inquiry; it is merely an introduction. The meeting will be held on **Wednesday 29 November 2012**. Therefore I would be grateful if you could arrange a suitable venue in line with the Inspectorate's facilities note (Copy attached) as soon as possible and notify all parties accordingly.

Rydym yn Croesawu Gohebiaeth yn Gymraeg a Saesneg

We Welcome Communications in Welsh and English

<http://www.planning-inspectorate.gov.uk>



The Inspector appointed to chair the exploratory/introductory meeting in November is Mr Andrew Poulter BA, BArch, RIBA.

Pre-Inquiry Meeting

Having taken suggestions onboard, we have decided that the PIM should take place earlier than suggested previously. We now propose to hold the meeting either during the week commencing 18 February 2013 or week commencing 25 February 2013. The final arrangements for the PIM will be discussed at the November meeting and confirmed afterwards. It should also be noted that additional pre-inquiry meetings may become necessary, but a clearer idea of such a need will follow the November meeting.

Inquiry Arrangements

As you are aware, we have reserved the Inspector from week commencing 3 June 2013 until 27 June 2014. The final arrangements will be confirmed following the Exploratory/Introduction Meeting.

Inspector's Report

It is currently anticipated that the Inspector's report will be submitted in Late Summer/Early Autumn 2014.

Assistant Inspector

The Inspectorate is likely to appoint an Assistant Inspector in due course, the need for which will be explored at the November meeting.

Completeness of Environmental Statements

I would be grateful if you could confirm whether the Environmental Statements for all 5 applications have been checked to assess whether they meet the minimum requirements of the Town and Country Planning (Environmental Impact Assessment) (England and Wales) Regulations 1999.

I look forward to hearing from you.

Yours sincerely

[Redacted signature]

Mr [Redacted name]

[Redacted address]

[REDACTED] (Energy Development)

[REDACTED] (Energy Development)

31 October 2012 12:23

[REDACTED]
MID-WALES PUBLIC INQUIRY -PROGRAMME OFFICER

Dear [REDACTED]

As you are aware, I will need to contact potential Programme Officers for the proposed Mid-Wales wind farm inquiry in due course. I previously obtained a contact list from PINS of Programme Officers previously used for inquiries and would be grateful if you could provide me with the latest list you have.

Many thanks.

[REDACTED]
[REDACTED], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]
E-mail: Robert.Pridham@decc.gsi.gov.uk

[REDACTED]

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Mr [REDACTED]
[REDACTED] National Infrastructure
Consents Team,
Department of Energy and Climate
Change,
Area A, 3rd Floor,
3 Whitehall Place
London
SW1A 2AW

Vattenfall Wind Power Ltd
Abbey Warehouse, Abbey Slip
Penzance, Cornwall
UK
TR18 4AR

Date:
29 October 2012

Contact:
Email: [REDACTED]

Phone: [REDACTED]

Subject: Joint Inquiry into five section 36 wind farm applications in Powys

Dear Rob

I am writing in relation to your email of 23 October concerning the proposed public inquiry into the five section 36 onshore wind farm proposals in SSAs B and C, and our subsequent telephone conversation. I understand that you will be providing any information you have to the Welsh Planning Inspectorate prior to your meeting with them on 31 October to discuss the public inquiry, including any representations made by Vattenfall.

Clearly this inquiry should deliver the best result for the local community, the people of Wales and the delivery of the UK renewable energy targets whilst not placing major burden on communities, PINS and the developers participating. To that end this note looks to outline those concerns but importantly, and I hope helpfully, offers practical solutions to the design of the inquiry process to deliver those objectives.

In summary Vattenfall's concerns are these:

- (a) These inquiries, unless properly managed, are at risk of generating unnecessary delay and cost to all parties, developers, the local planning authority, consultees and Rule 6 parties and the public.
- (b) The risk of unnecessary delay and cost arises principally through parties having no option but to attend sessions that are of no direct relevance to them in order to have the opportunity to properly present their case.
- (c) Additional risks arise of procedural challenges that may affect only one case but will inevitably cause delay to all of the projects that have been conjoined with it.
- (d) All these risks create additional concern that they would delay the delivery of projects that are accepted to be in the public interest and for which there is an urgent need.

The background to Vattenfall's concerns

As you are aware, Vattenfall has serious concerns about the proposed inquiry, based on its experience at the conjoined Northumberland inquiry (into the Ray, Steadings and Green Rigg proposals). For a number of reasons some of which were related to the way the inquiry was structured and because of the number of parties involved, that inquiry actually ran over 12 months. With five schemes instead of three being heard together, the proposed inquiry for Areas B and C

will be significantly larger and take longer to complete. The issue-based approach that was followed at that inquiry resulted in all parties being required to attend all sessions, regardless of whether they were giving evidence or examining that of another party. It was highlighted internally within Vattenfall at the time that the format of the Northumberland inquiry inflated costs for all parties that would not have been experienced had a scheme by scheme approach been followed with separate sessions for any globally conjoined issues.

With five section 36 schemes potentially being heard together, this inquiry will be unprecedented in England and Wales. Whilst conjoined Electricity Act inquiries have been held in England and Scotland previously, Vattenfall is not aware of any such inquiries being held in Wales. It will be important to draw on the experience and good practice from previous inquiries of this type and scale to ensure that the inquiry runs in the most efficient way for all parties involved.

Vattenfall's concerns have been compounded by the information disclosed by DECC under its Freedom of Information Act request. It is clear from the disclosed correspondence that DECC's initial preferred approach was for there to be a single inquiry for each SSA but that this was not supported by the Welsh Planning Inspectorate. However, from the information disclosed Vattenfall is concerned that PINS's view appears to have been taken without any real appreciation of the size, scale or location of the projects or their likely duration. Currently the industry experience is that single planning appeals into onshore wind farms take between 2-3 inquiry weeks, and section 36 schemes around 3-4 weeks. The reality is that, in terms of timings, conjoining does not reduce but instead increases the duration of the inquiry because of the complexity of managing the needs of different cases within one inquiry process.

We would expect a fully conjoined five scheme section 36 inquiry to need to be listed for an initial four month period (with the likelihood that this period will prove inadequate thus requiring an adjournment and for the inquiry to be resumed an indeterminate date in the future, convenient to all parties) and to require attendance by all parties at all times.

Any inquiry of this length places a heavy financial and time burden on not only the developers involved, but also any members of the public that may have concerns about a particular scheme. To require all parties to make themselves available for in excess of four months, unless entirely unavoidable, would be unreasonable and could result in parties being prejudiced as a result of being unable to present their case to the inquiry. This is clearly something that should be avoided. Vattenfall believes it is unnecessary to manage these five inquiries in this way and that these adverse consequences are avoidable.

In order to inform this representation, Vattenfall has carefully considered the scope and extent of any potential cumulative issues across SSAs B and C, and within SSA C. We believe that it is only with an understanding of such issues that a decision can be made on the extent of any conjoining. In the absence of such an understanding we are concerned that DECC and PINS would be failing to properly exercise its discretion to determine the appropriate inquiry process and procedure.

Approach to Areas B and C

Vattenfall believes that for the purposes of the inquiry Areas B and C should be separated. Given that they are over 30km apart, and there are no common features such as protected landscapes, there are no genuine cumulative issues between the two areas. In relation to transport, the Strategic Transport Management plan is relevant to some, but not all schemes, and crucially it is a single solution being promoted and supported by Renewables UK and a number of developers, alongside the Welsh Government. As this is a single solution being promoted by all parties and the industry, we do not envisage there being any difference in evidence or approach from each of the parties that will be relying on the STMP, a matter that can be checked against the representations that you are receiving now on conjoined inquiry procedure from the five developers. Individual site-specific transport issues should and would be considered separately. In the (we believe, unlikely) event that any party to either inquiry believed that it was important that it made representations on

any issue in the other inquiry, it would be open to it to do so, in writing, or if necessary by applying to the Inspector to be heard in person.

This view is strengthened by the recent representation from Richard Glover on behalf of RES to DECC dated 29 October 2012 requesting that the inquiry is postponed until late 2013. Whilst this date may be appropriate for the RES scheme, it is unreasonable to expect Llanbadarn Fynydd, the determination of which has already been substantially delayed and has for some months been anticipating an inquiry in June next year, to be further delayed by other projects.

If Areas B and C were separated in this way, the inquiries could either be run concurrently with different Inspectors or one after the other with the same Inspector. This approach would also allow the inquiries to be held in venues most appropriate to each SSA. Vattenfall has already advised you of its view that schemes in Area C should be heard in Llandrindod Wells in order to assist any objectors local to the scheme. Llandrindod has the advantage of several potentially acceptable inquiry venues such as the Pavilion. The town is also the base for the local planning authority, and if selected as a venue should help to make the Powys' participation, and the inquiry itself, significantly more efficient. Finally and most importantly, the town has the support infrastructure in terms of hotel accommodation and eating places that is essential to support an inquiry of this potential size and duration. In all these aspects, Carno is woefully inadequate and in Vattenfall's view should not be given any further consideration.

Area C Inquiry

Within Area C itself, Vattenfall also believes that consecutive inquiries into each scheme, heard by the same Inspector, would be the most appropriate way to consider the evidence for each scheme. Again, given that these projects are separated by over 6km, no cumulative impacts will be created by the Llanbadarn Fynydd scheme in conjunction with Llaithddu or Llandinam repower, save potentially in relation to landscape and visual matters. As a result, there is no basis on which to justify a fully conjoined Area C inquiry. In the event that it was considered necessary for the Inspector to hear from all parties together on cumulative landscape and visual, a single joint session could be convened. We understand that this approach has been taken for inquiries into Scottish wind farms and would ensure that the particular issues for each scheme can be properly considered and an appropriate amount of inquiry time spent on any genuine cumulative issues.

As with the comment made in relation to separating out the Area B and C inquiries, in the (again unlikely) event that any party to either inquiry believed that it was important that it made representations on any issue in the other inquiry outside of any cumulative sessions arranged by the Inspector, it would be open to it to do so, in writing, or if necessary by applying to the Inspector to be heard in person. This approach was used successfully in the Tallentire and Warwick Hall Farm (West Newton) inquiries in Allerdale Borough Council's area in December 2010.

Other procedural matters

There are also a number of other matters on which further information and clarification should be provided as soon as possible.

An indication as to the overall structure and approach of the inquiry/ inquiries, as well as a start date and the likely duration, and a date for an initial Pre-Inquiry Meeting, or Meetings should be provided to all parties. We would suggest that the meeting should be no later than January 2013. This initial meeting would consider the overall approach, DECC's Statements of Matters, and whether the Inspector wishes any joint material or evidence to be provided. Following the meeting, confirmation as to the overall approach for the inquiry, the scope of any joint material or evidence and the timing of its production would be provided to the Applicants.

A further Pre-Inquiry meeting or meetings should also be held in March 2013 as already suggested by DECC. As for stand-alone inquiries, this would deal with the scope of the evidence to be

considered, representation for each of the parties and timings of production and exchange of evidence. From Vattenfall's perspective, given the length of time the Llanbadarn Fynydd scheme has already been in the consenting process and the ramifications to its development work, it is imperative that the proposed dates do not slip. We acknowledge that other schemes may not be ready for an inquiry by June 2013, however it is our view that this strengthens the case for the SSAs being heard separately, on the basis of scheme by scheme consecutive inquiries.

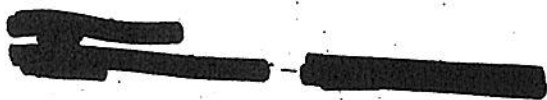
Given the likely timetabling complexities, Vattenfall also believes it is important that a Programme Officer or Officers is appointed to manage this part of the process and support the Inspectorate. We would suggest that it would be beneficial for this appointment to be made in advance of any Pre-Inquiry Meeting that is held.

In conclusion and for the reasons outlined above, Vattenfall requests that:

- The public inquiries (PIs) for SSAs B and C should be separated;
- The separated PIs for SSA B and C should either be run concurrently with two Inspectors or one after the other with a single Inspector;
- Within SSA C, consecutive inquiries for each scheme should be heard by a single Inspector, starting in June 2013;
- If necessary, a single joint session on cumulative landscape and visual could be convened;
- The date for the Pre-Inquiry Meeting in March 2013 should be fixed as soon as possible;
- A further Pre-Inquiry Meeting should be held in the New Year to determine the process for the inquiry;
- Prior to such a further Pre-Inquiry Meeting, DECC should issue its Statement of Matters and PINS a draft timetable that outlines the approach to be taken and whether any joint evidence or material is required; and
- Programme Officer(s) should be appointed to manage the process and support the Inspectorate.

I hope that this is of assistance to you – if you have any questions or would like to discuss please do not hesitate to contact me.

Yours,



Vattenfall Wind Power Ltd

Phone: 
Mobile: 

Importance: High

Dear All,

My e-mail message of 3 August 2012 below (not sent to all recipients of this message) refers.

Powys County Council, the relevant planning authority for the proposed developments has now also maintained objections to the following three applications for section 36 consent listed below and a public inquiry is therefore mandatory under Schedule 8 to the Electricity Act 1989 :

1. CeltPower Limited's application for the proposed 126MW Llandinam Wind Farm submitted on 9 May 2008;
2. Fferm Wynt Llaithddu Cyf's application for the proposed 66.7MW Llaithddu Wind Farm submitted on 7 May 2008; and
3. RES UK & Ireland Limited's application for the proposed 100MW Llanbrynmair Wind Farm submitted on 27 March 2009.

The Department has today issued a Press Notice

(http://www.decc.gov.uk/en/content/cms/news/pn12_131/pn12_131.aspx) confirming that the three applications will also be conjoined with the proposed inquiry into the proposed Llanbadarn Fynydd and Carnedd Wen Wind Farm projects (As you will be aware, Independent Power Systems Ltd's application for the proposed 51MW Esgair Cwmowen Carno ECOCAS Wind Farm (referred to in the e-mail message below) has since been withdrawn).

While the e-mail message below confirmed that the Planning Inspectorate (PINS) has reserved an Inspector for 4 weeks from 4 March 2013 to accommodate a Pre-Inquiry Meeting for the Llanbadarn Fynydd Wind Farm and Carnedd Wen Wind Farm applications and from w/c 3 June 2013 to w/c 23 June 2014 to accommodate the inquiry (which is in line with what was quoted in the previous Departmental Press Notice issued on 27 June 2012 (see link below), now the position is also clear on the three wind farm applications mentioned above, I have asked PINS to confirm dates within those periods for both the pre-inquiry meeting and inquiry.

I will obviously be writing to you all again to confirm dates for both the pre-inquiry meeting and the inquiry as soon as I have had received confirmation from PINS. However, you will appreciate I will also need to check and confirm venue availability (Carno Community Centre has been suggested as a possible venue, but I also welcome suggestions of any other potential venues) and appoint a Programme Officer for the inquiry proceedings. You will appreciate that the costs of the venue, Programme Officer and Inspector will fall to the applicants. It is normal practice for developers to pay the cost of the venue direct and for the costs of the Programme Officer and Inspector to be paid in the first instance by the Department, who will then seek reimbursement from developers in due course.

A Statement of Matters for the five Wind Farm proposals under rule 4(1)(c) of The Electricity Generating Stations and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007 ("the 2007 Rules") will also be issued by the Secretary of State as soon as possible. The National Infrastructure Consents Team will also be providing copies of the relevant application documents to the Planning Inspectorate in due course. We will obviously also let you know if there is any specific information/handling issues the Inspector wishes to pass on to parties in advance of the pre-inquiry meeting.

As previously indicated in the e-mail message below, the Secretary of State is also currently considering an application by SP Manweb plc under section 37 of the Electricity Act 1989 to install and keep installed an overhead line between Llandinam Wind Farm and Welshpool Substation. Powys County Council is due to respond to the Department by the end of October to confirm whether it is maintaining an objection to the application and similar consideration may therefore also need to be given by the Secretary of State to inquiry arrangements.

Please note that this e-mail message does not constitute the "relevant notice" under Rule 4(1) of the 2007 Rules.

Yours sincerely,

[Redacted]
[Redacted], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [Redacted]
E-mail: [Redacted]

From: [Redacted] (Energy Development)
Sent: 03 August 2012 08:37
To: [Redacted]
Cc: [Redacted] (Energy Development); [Redacted] (Energy Development); [Redacted]
Subject: PUBLIC INQUIRY INTO THE PROPOSED CARNEDD WEN & LLANBADARN FYNYDD WIND FARMS IN POWYS
Importance: High

Dear All,

As you are aware, applications have been made to the Secretary of State for Energy and Climate Change for consent under section 36 of the Electricity Act 1989 to construct and operate the following wind farms and for a direction under section 90(2) of the Town and Country Planning Act 1990 that planning permission be deemed to be granted for the following proposals:

1. Vattenfall's (formerly Nuon UK Limited) application for the proposed 59.5MW Llanbadarn Fyndd Wind Farm, Powys, Mid Wales submitted to the Secretary of State on 28 November 2007; and
2. Npower Renewables Ltd's application for the proposed 130-250MW Carnedd Wen Wind Farm and Habitat Restoration Project in Montgomeryshire, Powys, Mid Wales, submitted to the Secretary of State on 10 December 2008.

Powys County Council, the relevant planning authority for the proposed developments, has maintained objections to the two applications a public inquiry is mandatory under Schedule 8 to the Electricity Act 1989. Charles Hendry, Minister of State for Energy, announced on 27 June

2012 his intention to hold a public inquiry (see the following link http://www.decc.gov.uk/en/content/cms/news/pn12_077/pn12_077.aspx).

You will also be aware and note from the Press Release that the Secretary of State is considering the following further section 36 wind farm applications in Powys, which Powys County Council is due to respond to the Department on by the end of September 2012:

1. CeltPower Limited's application for the proposed 126MW Llandinam Wind Farm submitted on 9 May 2008;
2. Fferm Wynt Llaithddu Cyf's application for the proposed 66.7MW Llaithddu Wind Farm submitted on 7 May 2008;
3. RES UK & Ireland Limited's application for the proposed 100MW Llanbrynmair Wind Farm submitted on 27 March 2009; and
4. Independent Power Systems Ltd's application for the proposed 51MW Esgair Cwmowen Carno ECOCAS Wind Farm.

As indicated in the Press Release, the Secretary of State will give consideration to the arrangements for any additional public inquiries, including whether to conjoin them with the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm inquiry, after receipt of Powys County Council's responses on the remaining applications.

The Secretary of State is also currently considering an application by SP Manweb plc under section 37 of the Electricity Act 1989 to install and keep installed an overhead line between Llandinam Wind Farm and Welshpool Substation. Powys County Council is also due to respond to the Department by the end of September on the overhead line application and similar consideration may therefore also need to be given by the Secretary of State to inquiry arrangements.

Arrangements for the inquiry are obviously still at an early stage. A Statement of Matters for the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm applications under rule 4(1)(c) of The Electricity Generating Stations and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007 ("the 2007 Rules") will be issued by the Secretary of State in due course.

With regard to possible dates, and subject to finding a suitable venue in the locality, the Planning Inspectorate (PINS) has reserved an Inspector for 4 weeks from 4 March 2013 to accommodate a Pre-Inquiry Meeting for the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm applications and from w/c 3 June 2013 to w/c 23 June 2014 to accommodate the inquiry. It would be helpful to know **by close of play on Friday 10 August 2012 at the latest** if the periods reserved by PINS present you with any particular difficulties. It would also be helpful to know by that date if you are aware of potential venues in the locality that might be suitable for the public inquiry (see PINS guidance:

http://www.planningportal.gov.uk/uploads/pins/venue_and_facilities_for_public_inquiries_and_hearings.pdf).

Please note that this e-mail message does not constitute the "relevant notice" under Rule 4(1) of the 2007 Rules.

Finally, I am on annual leave next week, but you can contact my colleague [REDACTED] (e-mail. [REDACTED] tel. [REDACTED]) if you have any queries in my absence.

Kind Regards,

[REDACTED]
[REDACTED], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

Tel. [REDACTED]

E-mail: [REDACTED]

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- the extent to which the proposed developments are consistent with the objectives of the Government Policy on the energy mix and maintaining a secure and reliable supply of electricity as the UK makes the transition to a low carbon economy, and achieving climate change goals*;
- the extent to which the proposed developments are consistent with the policies relating to generation of renewable energy contained within the relevant National Policy Statements for Energy Infrastructure: Overarching National Policy Statement for Energy (EN-1) July 2011 and National Policy Statement for Renewable Energy Infrastructure (EN-3) July 2011;
- the extent to which the proposed developments are consistent with Welsh Government and local policies: including Planning Policy Wales, Edition 4 (2011); Technical Advice Note 8: Planning for Renewable Energy (2005); and Energy Wales: A Low Carbon Transition (2012); and Powys Unitary Development Plan (adopted March 2010);
- the individual and combined landscape and visual impact of the proposed developments taking into account the proximity to Snowdonia National Park (Strategic Search Area B); cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;
- the individual and combined impact of construction traffic on the surrounding locality, including transportation access routes and traffic management, taking into account the cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;
- the individual and combined impact of noise generated during construction and from the operation of the proposed developments taking into account the cumulative impact with other wind farms in the Powys area which have already been granted planning permission or where planning permission has been applied for;
- the individual and cumulative impact of the proposed developments on biodiversity, including the ecological functioning of European Protected Sites (e.g. the River Wye Special Area for Conservation (SAC); Berwyn Special Protection Area (SPA) and South Clwyd Mountains SAC); impacts on European Protected Species under the Conservation of Habitats and Species Regulations 2010 (as amended) "(the Habitats Regulations)"; and the likely effectiveness of proposed mitigation measures;
- the individual and combined social economic impact of the proposed developments, including on tourism;
- the alleged impact of the proposed developments on human health;
- the impact of the proposed developments on cultural heritage;
- the individual and combined impact of the proposed developments on aviation;

- the impact of the proposed developments on hydrology and hydrogeology, to include impacts on sensitive water features (streams, ponds, wetlands); impacts on private water supplies; fisheries and watercourses; and impacts on groundwater, and the likely effectiveness of proposed mitigation measures;
- the impact of the proposed developments on peat,
- the potential for the proposed developments to be connected to the electricity grid network; and
- any other matter the Inspector considers relevant.

**For a description of these objectives and their significance in connection with the development of new energy infrastructure, reference should be made during the inquiry to the most recent Annual Energy Statement issued by the Department of Energy and Climate Change and to any relevant National Policy Statement ("NPS") on energy infrastructure designated under the Planning Act 2008.*

Finally, you will probably have seen the attached letter from Eversheds setting out their views on the handling of proposed wind farm inquiry. Any comments from PINS would be welcome as soon as possible. We intend writing to the Council, Eversheds and other developers after the Press Notice has been issued next week.

I look forward to hearing from you shortly. Please let me know if you need anything further from me at this stage.

Regards,

██████████
 ██████████ Onshore Power Consents

National Infrastructure Consents Team
 Department of Energy & Climate Change
 Area A, 3rd Floor
 3 Whitehall Place
 London
 SW1A 2AW

Tel. ██████████
 E-mail: ██████████

[REDACTED] (Energy Development)

From: [REDACTED] (Energy Development)
Sent: 03 August 2012 08:37
To: [REDACTED]
Cc: [REDACTED] (Energy Development); [REDACTED] (Energy Development);
Subject: PUBLIC INQUIRY INTO THE PROPOSED CARNEDD WEN & LLANBADARN FYNYDD WIND FARMS IN POWYS
Importance: High

Dear All,

As you are aware, applications have been made to the Secretary of State for Energy and Climate Change for consent under section 36 of the Electricity Act 1989 to construct and operate the following wind farms and for a direction under section 90(2) of the Town and Country Planning Act 1990 that planning permission be deemed to be granted for the following proposals:

1. Vattenfall's (formerly Nuon UK Limited) application for the proposed 59.5MW Llanbadarn Fyndd Wind Farm, Powys, Mid Wales submitted to the Secretary of State on 28 November 2007; and
2. Npower Renewables Ltd's application for the proposed 130-250MW Carnedd Wen Wind Farm and Habitat Restoration Project in Montgomeryshire, Powys, Mid Wales, submitted to the Secretary of State on 10 December 2008.

As Powys County Council, the relevant planning authority for the proposed developments, has maintained objections to the two applications a public inquiry is mandatory under Schedule 8 to the Electricity Act 1989. Charles Hendry, Minister of State for Energy, announced on 27 June 2012 his intention to hold a public inquiry (see the following link http://www.decc.gov.uk/en/content/cms/news/pn12_077/pn12_077.aspx).

You will also be aware and note from the Press Release that the Secretary of State is considering the following further section 36 wind farm applications in Powys, which Powys County Council is due to respond to the Department on by the end of September 2012:

1. CeltPower Limited's application for the proposed 126MW Llandinam Wind Farm submitted on 9 May 2008;
2. Fferm Wynt Llaithddu Cyf's application for the proposed 66.7MW Llaithddu Wind Farm submitted on 7 May 2008;
3. RES UK & Ireland Limited's application for the proposed 100MW Llanbrynmair Wind Farm submitted on 27 March 2009; and
4. Independent Power Systems Ltd's application for the proposed 51MW Esgair Cwmowen Carno ECOCAS Wind Farm.

As indicated in the Press Release, the Secretary of State will give consideration to the arrangements for any additional public inquiries, including whether to conjoin them with the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm inquiry, after receipt of Powys County Council's responses on the remaining applications.

The Secretary of State is also currently considering an application by SP Manweb plc under section 37 of the Electricity Act 1989 to install and keep installed an overhead line between Llandinam Wind Farm and Welshpool Substation. Powys County Council is also due to respond to the Department by the end of September on the overhead line application and similar consideration may therefore also need to be given by the Secretary of State to inquiry arrangements.

Arrangements for the inquiry are obviously still at an early stage. A Statement of Matters for the Llanbadam Fyndd Wind Farm and Carnedd Wen Wind Farm applications under rule 4(1)(c) of The Electricity Generating Stations and Overhead Lines (Inquiries Procedure) (England and Wales) Rules 2007 ("the 2007 Rules") will be issued by the Secretary of State in due course.

With regard to possible dates, and subject to finding a suitable venue in the locality, the Planning Inspectorate (PINS) has reserved an Inspector for 4 weeks from 4 March 2013 to accommodate a Pre-Inquiry Meeting for the Llanbadam Fyndd Wind Farm and Carnedd Wen Wind Farm applications and from w/c 3 June 2013 to w/c 23 June 2014 to accommodate the inquiry. It would be helpful to know **by close of play on Friday 10 August 2012 at the latest** if the periods reserved by PINS present you with any particular difficulties. It would also be helpful to know by that date if you are aware of potential venues in the locality that might be suitable for the public inquiry (see PINS guidance: [http://www.planningportal.gov.uk/uploads/pins/venue and facilities for public inquiries and hearings.pdf](http://www.planningportal.gov.uk/uploads/pins/venue_and_facilities_for_public_inquiries_and_hearings.pdf)).

Please note that this e-mail message does not constitute the "relevant notice" under Rule 4(1) of the 2007 Rules.

Finally, I am on annual leave next week, but you can contact my colleague [redacted] (e-mail: [redacted]) tel: [redacted] if you have any queries in my absence.

Kind Regards,

[redacted]
[redacted], National Infrastructure Consents Team
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

el. [redacted]
-mail: [redacted]

4. Independent Power Systems Ltd's application for the proposed 51MW Esgair Cwmowen Carno ECOCAS Wind Farm.

As indicated in the Press Release, the Secretary of State will give consideration to the arrangements for any additional public inquiries, including whether to conjoin them with the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm.

The Secretary of State is also currently considering an application by SP Manweb plc under section 37 of the Electricity Act 1989 to install and keep installed an overhead line between Llandinam Wind Farm and Welshpool Substation. Powys County Council are also due to respond to the Department by the end of September on the overhead line application and similar consideration will therefore also need to be given by the Secretary of State to inquiry arrangements.

Terms of reference for the Llanbadarn Fyndd Wind Farm and Carnedd Wen Wind Farm are likely to include the following (although may change following more detailed consideration of the representations received):

- *the extent to which the proposed developments are consistent with the objectives of the Government Policy on the energy mix and maintaining a secure and reliable supply of electricity as the UK makes the transition to a low carbon economy, and achieving climate change goals*;*
- *the extent to which the proposed developments are consistent with the policies relating to generation of renewable energy contained within the relevant National Policy Statements for Energy Infrastructure: Overarching National Policy Statement for Energy (EN-1) July 2011 and National Policy Statement for Renewable Energy Infrastructure (EN-3) July 2011;*
- *the extent to which the proposed development are consistent with Welsh Government and local policies: Planning Policy Wales (February 2011) and Powys Unitary Development Plan (adopted March 2010);*
- *the individual and combined visual impact of the proposed developments taking into account the cumulative impact with other windfarms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
- *the individual and combined impact of construction traffic on the surrounding locality, including transportation access routes and traffic management, taking into account the cumulative impact with other windfarms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
- *the individual and combined impact of noise generated during construction and from the operation of the proposed developments taking into account the cumulative impact with other windfarms in the Powys area which have already been granted planning permission or where planning permission has been applied for;*
- *the individual and combined social economic impact of the proposed developments;*
- *the individual and cumulative impact of the proposed developments on biodiversity; and the ecological functioning of European Protected Sites (e.g. the River Wye Special Area for Conservation (SAC), Berwyn Special Protection Area (SPA) and South Clwyd Mountains SAC); impacts on European Protected Species under the Conservation of*

Habitats and Species Regulations 2010 (as amended) ("the Habitats Regulations") and other species of conservation concern; and the likely effectiveness of proposed mitigation measures;

- the impact of the proposed developments on archaeology;
- the individual and combined impact of the proposed developments on aviation; and
- the impact of the proposed developments on hydrology and hydrogeology, to include impacts on sensitive water features (streams, ponds, wetlands, peat bogs and groundwater); impacts on private water supplies and fisheries; and the likely effectiveness of proposed mitigation measures..

**For a description of these objectives and their significance in connection with the development of new energy infrastructure, reference should be made during the inquiry to the most recent Annual Energy Statement issued by the Department of Energy and Climate Change and to any relevant National Policy Statement ("NPS") on energy infrastructure designated under the Planning Act 2008.*

We will send copies of the applications, Environmental Impact Assessment Statements and other documents relevant to the applications in due course.

As also indicated in the Press Release, and as discussed with my manager, Tony Keegan, we envisage that a Pre- Inquiry Meeting will be held in Spring 2013 with the Public Inquiry commencing later that year (i.e. Summer/Early Autumn 2013 and expected to run for up to 9 months with the Inspector's report to follow in Summer/Early Autumn 2014). I have yet to book a venue but would expect it to be in the local area. I would be grateful for an indication of the availability of an Inspector to take on this Inquiry during these periods and if he or she would also want DECC to appoint a Programme Officer.

Kind Regards,

[REDACTED]
[REDACTED] Onshore Power Consents
Department of Energy & Climate Change
Area A, 3rd Floor
3 Whitehall Place
London
SW1A 2AW

el. [REDACTED]
-mail: [REDACTED]

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[REDACTED] (Energy Development)

From: [REDACTED]
Sent: 11 November 2011 10:47
To: [REDACTED] (Energy Development)
Subject: RE: Possible Public Inquiry in respect of mid-Wales wind farm applications
Attachments: Reply to DECC - [REDACTED]_11.11.2011_.pdf
Importance: High

[REDACTED]

Please find attached written confirmation of the Inspectorate's position on this matter.

A hard copy of the letter will follow in the post.

Thanks,
[REDACTED]

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 10 November 2011 08:54
To: [REDACTED]
Subject: RE: Possible Public Inquiry in respect of mid-Wales wind farm applications

[REDACTED]

I know we've discussed this matter on the phone but I'd be grateful if you could let me have written confirmation of your position on this please.

Thanks
[REDACTED]

[REDACTED]
Department of Energy and Climate Change
3 Whitehall Place, London SW1A 2AW
[REDACTED]

From: [REDACTED] [mailto:[REDACTED]]
Sent: 07 November 2011 08:18
To: [REDACTED] (Energy Development)
Cc: [REDACTED] (Miss SA)
Subject: RE: Possible Public Inquiry in respect of mid-Wales wind farm applications

[REDACTED]

Thank you for your reply; please treat this e-mail as acknowledgement of receipt of your query.

The Planning Inspectorate Wales is considering your request and looking into our resources and availability based on the information supplied to us. As soon as we are in a position to do so, we will send you a response.

Regards,
[REDACTED]

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 04 November 2011 11:01
To: [REDACTED]
Cc: [REDACTED]
Subject: RE: Possible Public Inquiry in respect of mid-Wales wind farm applications

[REDACTED]

We can't talk in terms of expectations at this stage as decisions still need to be made by both Powys CC and our Minister which will confirm whether there is going to be an inquiry and, if so, what shape it might take.

However, we need to consider a situation where all 6 applications have to go Inquiry - although it may of course be fewer than 6 applications or none at all which have to go to Inquiry. (It's also possible that some sub-50MW wind farm applications might be wrapped up in the Inquiry but we can probably ignore that possibility for now). As to the duration of the inquiry, I know that a previous Inquiry in Northumberland which involved 3 wind farms sat for 19 weeks over the course of one year.

We could get the applications to you very shortly after the 31 March. We'd want to be a position where the Inquiry could open as soon as possible (we appreciate that the parties to the Inquiry may also have some input into the timing). I know that's not very helpful but we'd appreciate your views on quickly it might be possible to arrange any Inquiry to help us scope out possible starting dates.

Happy to discuss this further.

Regards

[REDACTED]

[REDACTED]
Department of Energy and Climate Change
3 Whitehall Place, London SW1A 2AW

[REDACTED]

From: [REDACTED] [mailto:[REDACTED]]
Sent: 03 November 2011 11:18
To: [REDACTED] (Energy Development)
Cc: [REDACTED]
Subject: RE: Possible Public Inquiry in respect of mid-Wales wind farm applications
Importance: High

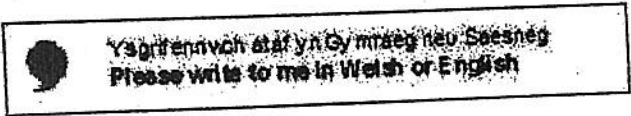
[REDACTED]

Thank you for your e-mail; in order for us to look into the issue I'd be grateful if you could confirm your expectations as to the projected duration of the inquiry and the timing of it. In short, how long after 31 March 2012 do you envisage that you could get the applications to us and when do you anticipate an inquiry opening?

Many thanks,

[REDACTED]

[REDACTED]



Please do not print unless necessary / Peidiwch ag argraffu hwn os nad yw'n angerrheidiol

From: [REDACTED] (Energy Development) [mailto:[REDACTED]]
Sent: 02 November 2011 16:02
To: [REDACTED]
Cc: [REDACTED]
Subject: Possible Public Inquiry in respect of mid-Wales wind farm applications

[REDACTED]

We spoke briefly about the possible public inquiry which may be necessary in respect of some or all of the applications for consent under S36 of the Electricity Act 1989 for wind farms in mid-Wales. There are currently six such applications (Llanbadarn Fynydd, Llaithddu, Llandinam, Llanbrynmair, Carnedd Wen and ECOCAS) awaiting confirmation from Powys County Council as to whether they wish to object to the applications or not. As you know, if Powys do object to any of the applications and sustain that objection, it will be necessary to hold a public inquiry into that application. Even if Powys don't object, the SoS has the power to call a discretionary inquiry into any of the applications.

Our Minister has set Powys a deadline of 31 March 2012 to respond to the applications. Therefore we may be in a position shortly after that date when we would want to confirm arrangements for a public inquiry with you. As I mentioned previously, we want to ensure that, if necessary, we get the Inquiry process moving as quickly as possible. It's possible that the Inquiry might have to be joint-inquiry covering several applications so we would be looking for an experienced Inspector.

Grateful if, after you've had a chance to consider this, we could discuss the best way forwards.

Thanks and regards

[REDACTED]

[REDACTED]
Department of Energy and Climate Change
3 Whitehall Place, London SW1A 2AW
[REDACTED]

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Ffôn/tel: [REDACTED]
Ffacs/fax: [REDACTED]
e-bost/e-mail: wales@pins.gsi.gov.uk

Mr [REDACTED]
Department of Energy and Climate Change
3 Whitehall Place
London
SW1A 2AW

Dyddiad / Date: 11 November 2011

Dear [REDACTED]

Possible Public Local Inquiry in respect of mid-Wales Wind Farm Applications

I refer to the above.

I understand that you spoke to my [REDACTED], on Monday regarding the matter.

[REDACTED] explained that an inquiry would probably take at least 4 months to arrange (making it July at the earliest), from the time that the applications were submitted to us. He also explained that due to the pressures of local development plan work in Wales we are experiencing resourcing difficulties. Should the need for an inquiry drop back until September / October, it would be easier for us to accommodate.

You agreed to keep us informed on any further information you may have on timing and scale as and when it arises.

Our position remains the same; we are able to provide an Inspector to conduct the inquiry if needs be but the earliest we would be able to accommodate and inquiry would be July 2012.

Yours Sincierly,

[REDACTED]

[REDACTED]

The Planning Inspectorate Wales

Rydym yn Croesawu Gohebiaeth yn Gymraeg a Saesneg

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