
NORTH LONDON WASTE AUTHORITY
NORTH LONDON HEAT AND
POWER PROJECT
EN10071

STATEMENT OF COMMON GROUND:
NATURAL ENGLAND

The Planning Act 2008 The Infrastructure
Planning (Applications: Prescribed
Forms and Procedure) Regulations 2009
Regulation 5 (2) (q)

AD03 . 04

Revision 0 |

April 2016

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1 Introduction

1.1 Purpose of this document

- 1.1.1 This Statement of Common Ground (SoCG) has been prepared jointly by the North London Waste Authority (the Applicant) and Natural England (NE) in relation to the application for a Development Consent Order (DCO) (the Application) for the North London Heat and Power Project (the Project). This SoCG has been prepared in accordance with guidance published by the Department for Communities and Local Government entitled 'Planning Act 2008: Guidance for the examination of applications for development consent' (March 2015) and the Rule 6 Letter from The Planning Inspectorate dated 27 January 2016.
- 1.1.2 The Project comprises the construction, operation and maintenance of an Energy Recovery Facility (ERF) capable of an electrical output of around 70 megawatts (MW_e) at the Edmonton EcoPark in north London with associated development, including a Resource Recovery Facility (RRF). The proposed ERF will replace the existing Energy from Waste (EfW) facility at the Edmonton EcoPark.
- 1.1.3 The Rule 6 Letter states that the aim of a SoCG is to agree factual information and to inform the Examining Authority and all other parties by identifying where there is agreement and where the differences lie at an early stage in the examination process. The Rule 6 Letter also states that the SoCG should provide a focus and save time by identifying matters which are not in dispute and need not be the subject of further evidence or should state where and why there is disagreement about the interpretation and relevance of the information. This SoCG sets out the matters on which the parties agree and any areas where agreement has not yet been reached in order to ensure that evidence at the examination of the Application focuses on the material differences between the Applicant and NE regarding the Application for development consent.
- 1.1.4 This SoCG has been agreed and signed by both the Applicant and NE. It represents the position on matters, which are all agreed, as of 01/04/16.

1.2 Parties to the SoCG

- 1.2.1 This SoCG has been prepared jointly by the North London Waste Authority, as the Applicant, and NE.
- 1.2.2 Established in 1986, the Applicant is a statutory authority whose principal statutory responsibility is the disposal of waste collected by the seven north London boroughs of Barnet, Camden, Enfield, Hackney, Haringey, Islington and Waltham Forest (the Constituent Boroughs). Since 1994 the Applicant has managed its waste arisings predominantly through its waste management contract with LondonWaste Limited (LWL) and the use of the EfW facility at the existing Edmonton EcoPark and landfill outside of London. The Applicant is seeking permission for the Project to replace the existing EfW.

1.2.3 Natural England is the government's advisor for the natural environment in England, including advice on the protection of England's nature and landscapes. Natural England is a statutory consultee in respect of Proposals concerning natural environment issues.

1.3 Structure of the SoCG

1.3.1 This SoCG has been structured to reflect matters and topics of interest to NE in relation to the Project. The remainder of the SoCG is structured as follows:

- Section 2: provides an overview of consultation to date between the Applicant and NE;
- Section 3: provides a summary of areas that have been agreed;
- Section 4: provides a record of areas still under discussion; and
- Section 5: contains signatures to this SoCG.

2 Overview of Engagement Undertaken

2.1 Pre-Submission Engagement

2.1.1 There has been engagement with NE in the pre-application period. The engagement has taken the form of meetings and correspondence which has been used to inform the ecological site surveys and approach to Environmental Impact Assessment and Habitats Regulations Assessment. The table below summarises the pre-application engagement.

Table 2.1: Summary of correspondence to date

Date	Form of contact or correspondence	Summary of key outcomes and points of discussion
16 June 2014	Meeting	Initial meeting with NE.
28 November 2014	Correspondence	The approach to EIA and other issues raised by the Project.
3 February 2015	Correspondence	NE's response to Habitats Regulations Assessment Position Paper.
16 June 2015	Correspondence	NE's advice relating to the Habitats Regulations Assessment.

2.2 Public Consultation and Publicity

2.2.1 The Applicant consulted NE, as a prescribed consultee in accordance with section 42 of the Planning Act 2008 (as amended), about the Project as part of the formal pre-application consultation and publicity process. This process afforded NE the opportunity to provide formal responses to the information presented at the following specific stages of the pre-application process:

- Phase One Consultation;
- Phase Two Consultation and Section 48 publicity.

2.2.2 NE responded to the Applicant's Phase 1 consultation on 26 January 2015. NE responded to the Applicant's Phase 2 consultation on 30 June 2015.

2.3 Other Consultation

2.3.1 NE were also consulted, as a consultation body under the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009, by the Planning Inspectorate on the Environmental Impact Assessment Scoping Report submitted by the Applicant in October 2014.

3 Matters Agreed

The following matters have been agreed between the Applicant and NE at the time of submission of this SoCG.

3.1 Identification of Sites

- 3.1.1 NE is satisfied that the Applicant has identified relevant and appropriate designated sites adjacent to the Application Site. The designated European sites are the Lee Valley Special Protection Area (SPA) and, Ramsar site and the Epping Forest Special Area of Conservation (SAC).

3.2 Surveys

- 3.2.1 It is agreed that the ecological surveys that have been carried out and data used for the Project are appropriate.

3.3 Replacement and Enhanced Habitat Creation

- 3.3.1 NE welcomes the approach to considering and including replacement and advanced habitat creation as part of the Project. Identified measures include green/brown roofs, increased use of native species, and provision of bird and bat boxes.

3.4 Environmental Statement

- 3.4.1 NE supports the inclusion of the Ecology topic in the Environmental Statement (AD06.02) and the data collection methods and assessment methodology used.
- 3.4.2 It is agreed that there will need to be ongoing consideration for ecological effects and that the measures set out in the Code of Construction Practice (AD05.12) provide a mechanism for managing this.

3.5 Habitats Regulations Assessment (HRA)

- 3.5.1 NE has agreed the HRA methodology used and is content with the finding in the No Significant Effects Report (AD05.07) which concludes that there is No Likely Significant Effect on designated sites, including in combination with other development projects.

3.6 Protected Species

NE is satisfied that there will not be any impacts on protected species, specifically bats as a result of the Project.

4 Matters Still to be Agreed

4.1.1 There are no matters still to be agreed.

5 Agreement of this SoCG

5.1.1 This Statement of Common Ground has been jointly prepared and agreed by:

Name: Ursula Taylor.....



Signature:

Position: Head of Legal and Governance.....

On behalf of: North London Waste Authority.....

Date: 6 April 2016.....

Name: Marc Turner

Signature:



Position: Senior Adviser, Thames Valley Team.....

On behalf of: Natural England.....

Date: 01/03/16.....



Series 03 Draft Development
Consent Order

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