

RESIDENTS AGAINST THE CF3 INCINERATOR – DNS APPLICATION 3236340  
HEARING STATEMENT SESSION 4  
CONDITIONS, PLANNING OBLIGATIONS, REGULATORY MECHANISMS

**INTRODUCTION**

This document is the Residents against the CF3 Incinerator’s Hearing Statement for Session 4 – Conditions, Planning Obligations and Regulatory Mechanisms.

The likely impacts on the residents in the communities that are in close proximity to the development site will be:

- Air Quality
- Traffic volumes
- HGV Emissions
- Biodiversity
- Noise
- Odours
- Dust

We would expect these likely impacts to be addressed and eliminated or mitigated against either via Conditions, Planning obligations or Regulatory mechanisms.

With respect to this hearing, we would like to provide the following in response to the Inspector’s Initial questions/Discussion points for this session.

**1. Existence and scope of other Regulatory Controls**

**Question 1**

No comment as the question is directed to NRW.

**2. Recommended conditions.**

**Question 1**

We request the following conditions be considered:

1. We understand the applicant states their feedstock will be sourced from within a 30-mile catchment area. We would ask that this is enforced, i.e., the “proximity principle” by condition, which must also ban the import of waste, as a feedstock for the proposed ERF, by any means of transport (ship, air, rail or road).
2. With respect to the element of local ownership of energy generation, and retention of GVA within the local area, we would ask for a condition that enforces this and provides a financial contribution for the benefit of local community projects.

**3. Construction and Environmental Management Plan (CEMP)**

**Question 1**

We note the CEMP references Local Community Liaison. However, our observation is the description given is that of a passive interaction rather than proactive.

We request this is addressed and amended so that regular communication events are held before, during and after the construction phase to build a more effective communication process and relationship with those impacted by the development.

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We note site working and delivery hours in the CEMP are stated as follows:

- Monday to Friday 07:00 a.m. to 18:00 p.m.
- 07:00 a.m. to 13:00 p.m. on Saturday
- During plant construction work may take place 24/7.

This is non-compliant with the EIA Scoping Direction instructions.

We request the site working hours are amended to be compliant as follows:

- Monday to Friday 08:00 a.m. to 18:00 p.m.
- 08:00 a.m. to 13:00 p.m. on Saturday.
- Plant construction working hours to be the same as site working hours.

#### **4. Landscape and Ecology Management Plan (LEMP)**

##### **Question 1**

We note Mor Hafren Bio Power Ltd. will be responsible for the appointment of suitably qualified personnel to carry out the work for landscape and maintenance for biodiversity.

We request an amendment, which specifies the timing of the appointment of the suitably qualified personnel, the duration of their appointment and the management processes that will be put in place to ensure this contracted work is delivered to the level of performance required.

We would also like to understand who will take this responsibility in the event that Mor Hafren Bio Power Ltd is no longer involved in the development.

#### **5. Planning Obligations**

We note the suggested planning obligations are in accordance with our views.

#### **CONCLUSION**

We understand that conditions, planning obligations and regulatory mechanisms are all very well on paper but we have serious concerns with respect to how they are monitored or enforced.

We can try and think of all situations and the mitigations that can be applied but they are blunt instruments if there is no regular review or strict enforcement/penalties for non-compliance.