



## Statement of Common Ground

# Representations Relating to the Submitted Planning Conditions

DNS/3213662 - Upper Ogmore Wind Farm

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Ref 02959-2828948

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### Revision History

Issue	Date	Name	Latest changes
01	26/08/2021	Chris Jackson	
02	08/09/2021	Chris Jackson	NPTCBC, BCBC, NRW and RES comments added
03	09/09/2021	Chris Jackson	BCBC, NRW and RES comments finalised

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# 1 Introduction

1.1 This document has been prepared in response to the Planning Inspectorate letter dated 16 August 2021, which requested the following information be submitted by Friday 10 September 2021:

- A signed and completed planning obligation / Unilateral Undertaking;
- A Statement of Common Ground outlining those matters of agreement and any matters of dispute in respect of the Planning Obligation / Unilateral Undertaking; and
- Any representations relating to the submitted 'Schedule of Planning Conditions' (version received by the Planning Inspectorate on 28 July 2021).

1.2 This document sets out the representations received from Neath Port Talbot County Borough Council (NPTCBC), Bridgend County Borough Council (BCBC) and Natural Resources Wales (NRW) since the Draft Planning Conditions were submitted to the Planning Inspectorate on 28 July 2021 and where necessary comment by RES either agreeing the comments or presenting its reasons for not being able to agree.

## 2 Conditions

### NPTCBC

2.1 After submission of the Draft Planning Conditions to the Planning Inspectorate on 28 July 2021, representations were received from NPTCBC. Those representations are shown in the table of conditions below and relate to:

- Adding references to NPTCBC adopted Local Development Plan policies
- Amendment to condition 10(i);
- Amendments to condition 19 (CEMP); and
- Amendments to condition 24 (EMP)

### BCBC

2.2 The Draft Planning Conditions submitted to the Planning Inspectorate on 28 July 2021 were agreed between RES and Bridgend County Borough Council (BCBC), except for conditions 29 and 37 and the noise tables, as explained in the version submitted on 28 July 2021. BCBC requests that consideration be given to the comments offered in respect of conditions 29 and 37 set out in the table of conditions below.

### NRW

2.3 NRW has provided comments on planning conditions 2, 19 and 24 in its letter of 7 September 2021 to the Planning Inspectorate and the proposed amendments to those conditions have been incorporated within the table of conditions below.

### RES

2.4 In NRW's letter of 7 September 2021 to the Planning Inspectorate, they advise that confirmation is required that the applicant has the appropriate contractual arrangements in place with the Common Land owner. RES confirms that evidence of the necessary control of the land has been provided to BCBC's solicitor in the process of agreeing the Unilateral Undertaking and BCBC have confirmed in the Statement of Common Ground on the Unilateral Undertaking that the Council has adequate control over the scope of the works and their subsequent enforcement.

2.5 The following table sets out representations which have been received from NPTCBC, BCBC and NRW since submission of the conditions to the Planning inspectorate on 28 July 2021. RES' comments to those representations are entered in the right hand column.

Table of Representations on the Draft Planning Conditions submitted on 28 July 2021		
Condition	Original Text in grey. NPTCBC representations in red. RES tracked changes in dark red and blue and purple. BCBC representations highlighted in green.	RES comments

	<b>NRW representations highlighted in blue.</b>	
2	<p>The development shall be carried out in accordance with the following list of approved plans and in accordance with the recommendations and measures contained within the approved supporting documents.</p> <p>Figure 1.2 Planning Application Boundary Drawing No: 02959D2405-03</p> <p>Figure 2.2 Turbine Layout Drawing No: 02959D2227-04</p> <p>Figure 3.1 Infrastructure Layout Drawing No: 02959D1001-03</p> <p>Figure 3.2 Wind Turbine Elevation Drawing No: 02959D2903-01</p> <p>Figure 3.3 Wind Turbine Foundation Drawing No: 02959D2303-01</p> <p>Figure 3.4 Crane Hardstanding General Arrangement Drawing No: 02959D2302-01</p> <p>Figure 3.5 Access Track Typical Details Drawing No: 02959D2301-01</p> <p>Figure 3.6 Substation Building and Compound Drawing No: 02959D2230-01</p> <p>Figure 3.7 Energy Storage Layout Plan Drawing No: 02959D2217-02</p> <p>Figure 3.8 Energy Storage Elevations Drawing No: 02959D2218-02</p> <p>Figure 3.9 Site Entrance Drawing No: 02959D2407-01</p> <p>Figure 3.10 Temporary Construction Compound Layout Plan Drawing No: 02959D2237-02</p> <p>Figure 3.11 Indicative Borrow Pit Details</p>	

	<p>Drawing No: 02959D2235-01</p> <p>Figure 3.12 Cable Trench Details Drawing No: 02959D2241-01</p> <p>Figure 9.3 Forestry Track Widening Details 1-12 Drawing No: 02959D2404-04</p> <p>Figure 9.4 Typical Forestry Track Widening Detail Drawing No: 02959D2304-01</p> <p>Figure 12.2b Common Land Swap Plan Drawing No: 02959D2223 – Revision 6</p> <p><b>Biodiversity Enhancement Drawing No. 02959-RES-IMP-DR-EN-001 Revision 5</b></p> <p>Reason: For the avoidance of doubt and in the interests of visual amenity and landscape protection and to ensure the development complies with Policies SP2, SP4, ENV3 and ENV18 of the Bridgend Local Development Plan (2013).</p>	<p>Agreed. The final drawing would be submitted during discharge of condition 24.</p>
10(i)	<p>(i) Variations to the indicated position of any turbine(s) shall be permitted by up to 50 metres in any direction, <b>providing it avoids areas of deep peat and ecologically sensitive habitats</b></p>	<p>Agreed</p>
10 Reason	<p>Reason: In the interests of visual amenity and landscape protection and to ensure the development complies with Policies SP2, SP4, ENV3 and ENV18 of the Bridgend Local Development Plan (2013), <b>and polices EN6 and EN7 of the adopted Neath Port Talbot Local Development Plan</b></p>	<p>Agreed</p>
19	<p>No development <b>including any vegetation clearance/tree felling</b> shall take place until a Construction Environment Management Plan (CEMP) has been submitted to and approved in writing by the Local Planning Authority. The construction of the development shall only be carried out in accordance with the approved CEMP. The CEMP shall be implemented and maintained for the duration of the construction works and shall address the following matters:</p> <p>i. All activities associated with the construction of the development in accordance with British Standard 5228, 2009:</p>	<p>Agreed</p>

	<p>Code of Practice for Noise and Vibration Control on Construction and Open Sites - Part 1 - Noise, Part 2 - Vibration.</p> <p>ii. A full drainage scheme for the management of surface water and foul water. This shall detail both the temporary and permanent drainage strategy and include details of the hydrological and hydraulic calculations to control flow rates and detail the measures to be implemented.</p> <p>iii. A scheme for the protection and conservation of soil at the site in order to prevent pollution of the water environment. The scheme shall include the pollution prevention techniques to be deployed during the construction and restoration phases.</p> <p>iv. Details of the timing of works and methods of working for cable trenches and foundation works.</p> <p>v. Borrow Pit Management.</p> <p>vi. Dust management.</p> <p>vii. Disposal of surplus materials.</p> <p>viii. A construction noise management plan (including identification of access routes, locations of materials laydown areas, details of equipment to be employed, operations to be carried out, mitigation measures and a scheme for the monitoring of noise).</p> <p>ix. Any temporary site illumination <b>including measures to reduce lightspill onto sensitive ecological receptors.</b></p> <p>x. The construction of the access from the access track onto the A4107 which shall include the maintenance of the existing asphalt surface for the first 20 metres measured back from nearest edge of metalled carriageway and the creation and maintenance of the visibility splays and to include temporary speed reduction measures in the vicinity of the track exit.</p> <p>xi. Wheel cleaning facilities.</p> <p>xii. Arrangements for keeping the site access onto the A4107 and adjacent public highway clean.</p> <p>xiii. Forestry track widening layout plans and details.</p> <p>xiv. Arrangements for the protection <u>of and mitigation of any impacts on</u> breeding birds, reptiles, water vole, and clubmoss populations (on both the site and access track). <del>These to include pre-construction survey as required / These measures to be</del> agreed with <del>nature conservation stakeholders</del> the relevant Local Planning Authority and <u>(where applicable)</u></p>	<p>ix Agreed</p> <p>xiv Not agreed. Protection measures will form the basis of mitigation.</p>
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	<p>Natural Resources Wales, <u>and to include a pre construction survey and mechanism to take remedial action and monitor outcomes, if as required. Approach to and duration of monitoring to be agreed with stakeholders.</u></p> <p>xv. Measures to avoid <b>and minimise</b> impacts on areas of wet modified bog <b>and deep peat (over 50cm in depth)</b> (on both the site and access track).</p> <p>xvi. <b>Details of the re-use of extracted peat with priority given to support existing peat resources and peat/bog habitat.</b></p> <p>xvii. Methods and timescales for habitat reinstatement in any areas needed temporarily during the construction process, but outside the footprint of the final development</p> <p>xviii. A prescription and timeline for the removal of Japanese knotweed from the vicinity of the access track</p> <p>Reason: In the interest of safety, to maintain the appearance of the area and to promote nature conservation and to ensure the development complies with Policies SP2 and SP3 of the Bridgend Local Development Plan (2013)- <b>and polices EN6 and EN7, EN8 and TR2 of the adopted Neath Port Talbot Local Development Plan.</b></p>	<p>xv Agreed</p> <p>xvi Agreed</p> <p>Addition of NPTCBC polices agreed</p>
24	<p>No development shall commence, <b>including any vegetation clearance,</b> until an Ecological Management Plan (EMP) has been submitted to and agreed in writing by the Local Planning Authority. <b>This EMP will set out the management and monitoring arrangements for all relevant ecological features and the detailed mitigation/enhancement measures of the development proposed, and will implemented for at least for 25 years (unless the wind farm ceases to operate earlier).</b> The EMP will include but is not limited to:-</p> <p>a) <b>Description and evaluation of features <del>to be managed</del> present or to be created on site, and to be managed;</b></p> <p>b) <del>Ecological trends and constraints on site that might influence management</del><b>Details of the desired condition of features (present and to be created) at the site, using attributes with measurable targets to define favourable condition and be used for monitoring;-</b></p> <p>c) <b>Aims and objectives of management;</b></p>	<p><u>'including any vegetation clearance'</u> agreed.</p> <p>Minor tracked changes proposed.</p> <p>Agree to NPTCBC moving this text here from further down the condition.</p> <p>Agree to NRW amendments.</p>

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d) Ecological trends and constraints on site that might influence management and achieving favourable condition of the retained and new features to be created on site;

e) Identification of Appropriate management options for achieving aims and objectives, including management prescriptions;

f) Details of the monitoring of habitats, species and conservation enhancement measures. Where the results from monitoring show that conservation aims and objectives of the EMP are not being met, the EMP shall set out how contingencies and/or remedial action will be identified, agreed and implemented so that the development still delivers the fully functioning biodiversity objectives of the originally agreed scheme;

g) Details of the body or organisation responsible for implementation of the plan, including management and maintenance responsibilities of the EMP and ensure compliance with all relevant regulatory and other requirements, method statements and plans, and to report to the principal contractor and statutory consultees;

h) Preparation of a work schedule detailing the timescale for delivery of the initiatives identified in the EMP, including all species and habitat management and monitoring, and habitat aftercare. The work schedule to cover a five year rolling programme and include specified timescales for each element;

i) Details of the periodic review of the effectiveness of the EMP, with a written report provided to the LPA every 5 years and any revisions to the plan to be agreed in writing with the LPA prior to implementation.

d) Details of the appointed ecologist who will monitor the project and ensure compliance with all relevant regulatory and other requirements, method statements and plans, and to report to the principal contractor and statutory consultees;

e) Appropriate management options for achieving aims and objectives.

f) Prescriptions for management actions.

g) Preparation of a work schedule detailing all methods for all species and habitat protection including aftercare and including timescales for each element; (including an annual work plan capable of being rolled forward over a twenty five-year period);

h) Provision for monitoring, review and revisions to the EMP where monitoring identifies that the objectives of the EMP are not being achieved.

i) Details of the body or organisation responsible for implementation of the plan.

j) Detailed prescriptions for the timescale for the delivery of the initiatives identified in the EMP;

k) On-going monitoring and remedial measures. The EMP shall also set out where the results from monitoring show that conservation aims and objectives of the EMP are not being met, how contingencies and/or remedial action will be identified, agreed and implemented so that the development still delivers the fully functioning biodiversity objectives of the originally agreed scheme. The site shall be developed in accordance with the agreed details.

The above shall be provided for the following specific initiatives:

i. Upper Garw Valley - Natural Sediment Management initiative and wider habitat creation works

- Initial feasibility work and optioneering study completed by NRW.
- Sediment Management Initiative is a partnership initiative involving BCBC, the Upper Garw Valley Community Council and NRW.
- Objective to implement Natural Sediment Management (NSM) schemes in Upper Garw to reduce the quantity of excess fine sediment entering the river system and improve water quality.
- Requires slowing down waterflow into the catchment, a process that will result in biodiversity benefits.
- Delivery of the initiative requires implementation of measures on Duchy of Lancaster land, and specifically works at the head of the Garw Valley (the northern end of Cwm Garw) and along the western side of Mynydd Llangeinwyr.
- Measures will include installation of gully blocks, channel stuffing and leaky barriers
- Outcome will be to reduce scour and siltation of watercourse and pools further down the catchment.
- Biodiversity benefits will result from improvement of water quality, but also re-wetting and reducing erosion of marshy grassland and bog habitats, improvement of habitat for water

vole, breeding passerines (such as grasshopper warbler), reptiles and wetland invertebrates.

- In addition to this, NRW are clear that similar measures elsewhere within the land ownership (along Mynydd Llangeinwyr), which extends over 5.5 km to the south of the wind farm, can be delivered. These will not have sediment management as a particular driver (albeit will slow sediment transfer) and will focus on biodiversity gain (wetland habitat creation with its associated benefits to species such as water vole and kestrel).

As the areas considered will all be in excess of 1 km from the wind farm, and most more than 2 km distant, the more extensive areas of habitat offer excellent opportunity for the erection of kestrel boxes, so that the species can make use of the habitat created / enhanced.

The locations of the respective initiatives are shown on Drawing No. 02959-RES-IMP-DR-EN-001 (subject to final approval during condition discharge)

ii. Water Vole Conservation Works

- Objective is to increase the extent of optimal habitat for water vole within the application site, in particular land in the eastern part of the application area, increasing the size and resilience of the population.
- The feasibility of proposed water vole conservation measures shall be carefully considered and assessed. Measures to include ~~fencing off areas around watercourses and~~ localised water management measures (a collective term for measures such as gully blocks, channel stuffing and leaky barriers), preventing access to the water by sheep, creating better vegetation structure, and slowing down water transfer into the Ogmere Valley, and stock management measures (eg. Fencing off areas around watercourses, grazing management).
  - Conservation measures, including a final version of Drawing No. 02959-RES-IMP-DR-EN-001, to be agreed with the LPA prior to their implementation.

The locations of the respective initiatives are shown on Drawing No. 02959-RES-IMP-DR-EN-001.

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<p>iii. <b>CEMP Mitigation</b> Ongoing monitoring and mechanisms for remedial action in relation to the mitigation measures set out within the CEMP for breeding birds, reptiles water voles, club mosses, wet modified bog, deep peat and reinstated habitats.</p> <p>iv. <b>Wild Bird Habitat</b> The provision of replacement wild bird habitat as mitigation for losses and displacement due to the development and as required under Article 10 (Part 3) of the Conservation of Habitats and Species Regulations (2017). This will include :</p> <ul style="list-style-type: none"> <li>• Methods and timing of the creation and management</li> <li>• Details and scheduling of monitoring to assess success of the mitigation measure</li> <li>• Methods and details of additional enhancement of habitats</li> <li>• Quantitative assessment demonstrating replacement in extent of habitat.</li> </ul> <p>v. <b>Peat Conservation Scheme</b> A scheme for the conservation and restoration of peat resources including the maintenance of the natural hydrological regime of peat bodies, their carbon storage and sequestration potential ; this will include :</p> <ul style="list-style-type: none"> <li>• Details of the methods for the ongoing management and monitoring of peat bog/deep peat hydrology.</li> <li>• Details of a mechanism to undertake remedial action where necessary and in response to monitoring results</li> <li>• Details of methods for restoration of any peat bog / deep peat.</li> </ul> <p>vi. <b>Operation mitigation to reduce bird and bat strike</b> Between dusk and dawn between 1 April and 31 October in each year all turbine blades shall be ‘feathered’ when wind speeds are below the ‘cut-in speed’ of the operational turbines. This shall involve pitching the blades to 90 degrees and /or rotating the blades parallel to the wind direction to reduce the blade rotation speeds below two revolutions per minute while idling.</p>	<p>iii Not agreed. This is already included in the condition 19: CEMP and is not required here.</p> <p>iv Not agreed. Replacement land is already provided in the Common Land Swap application. The habitat creation provided in the EMP and the Unilateral Undertaking will more than compensate for any habitat loss along the access track.</p> <p>v Not agreed. The commitment in condition 19 to avoid and minimise impacts on peat is sufficient and a peat conservation scheme is not proportionate, given the small amount of peat and the limited work which will take place where peat is present.</p> <p>vi Agree to moving this text here from further down the condition.</p>
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<p><del>The EMP shall address the following with regard to the initiatives identified above:</del></p> <ul style="list-style-type: none"> <li><del>a) Description and evaluation of features to be managed.</del></li> <li><del>b) Ecological trends and constraints on site that might influence management.</del></li> <li><del>c) Aims and objectives of management.</del></li> <li><del>d) Details of the appointed ecologist who will monitor the project and ensure compliance with all relevant regulatory and other requirements, method statements and plans, and to report to the principal contractor and statutory consultees;</del></li> <li><del>e) Appropriate management options for achieving aims and objectives.</del></li> <li><del>f) Prescriptions for management actions.</del></li> <li><del>g) Preparation of a work schedule detailing all methods for all species and habitat protection including aftercare and including timescales for each element; (including an annual work plan capable of being rolled forward over a five-year period).</del></li> </ul> <p><del>The EMP will also include the following commitments:</del></p> <ul style="list-style-type: none"> <li><del>h) The upkeep, management and provision of Wild Bird Habitat as required under Article 10 (Part 3) of the Conservation of Habitats and Species Regulations (2017).</del></li> <li><del>i) Between dusk and dawn between 1 April and 31 October in each year all turbine blades shall be 'feathered' when wind speeds are below the 'cut in speed' of the operational turbines. This shall involve pitching the blades to 90 degrees and /or rotating the blades parallel to the wind direction to reduce the blade rotation speeds below two revolutions per minute while idling.</del></li> <li><del>j) The restoration and maintenance of the natural hydrological regime of peat bodies, their carbon storage and sequestration potential;</del></li> <li><del>k) Provision for monitoring, review and revisions to the EMP where monitoring identifies that the objectives of the EMP are not being achieved.</del></li> <li><del>l) Details of the body or organisation responsible for implementation of the plan.</del></li> <li><del>m) Detailed prescriptions for the timescale for the delivery of the initiatives identified in the EMP;</del></li> </ul>	<p>Agree to moving this text further up the condition.</p>
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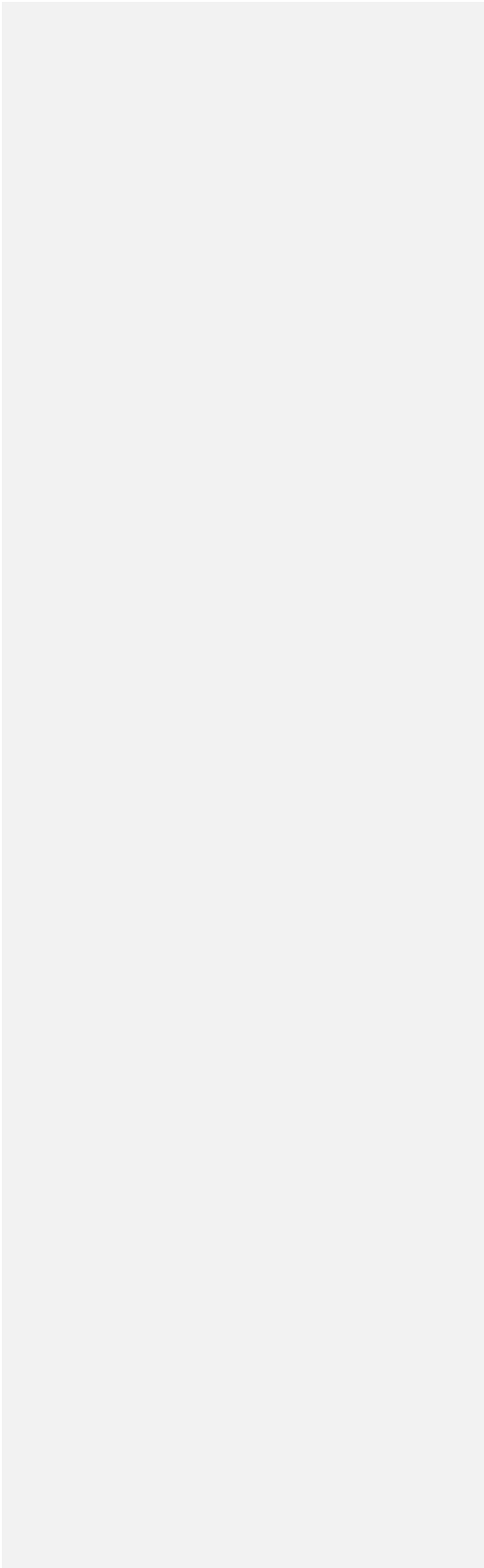
	<p><del>n) On-going monitoring and remedial measures. The EMP shall also set out where the results from monitoring show that conservation aims and objectives of the EMP are not being met, how contingencies and/or remedial action will be identified, agreed and implemented so that the development still delivers the fully functioning biodiversity objectives of the originally agreed scheme. The site shall be developed in accordance with the agreed details.</del></p> <p>Means of Securing Works: All of the EMP works are proposed on land under the control of the Applicant via the land agreements in place with the landowners.</p> <p>Reason: To maintain and improve the appearance of the area in the interests of visual and residential amenity and to promote nature conservation and to ensure the development complies with Policies SP2, ENV5, ENV6 and ENV18 of the Bridgend Local Development Plan (2013) and polices EN6 and EN7 of the adopted Neath Port Talbot Local Development Plan.</p>	<p>Addition of NPTCBC policies agreed</p>
26 Reason	<p>Reason: To mitigate the impact of the works on the Designated Historic Assets on site and to ensure the development complies with Policies SP2, SP5, and ENV18 of the Bridgend Local Development Plan (2013) and Policy SP21 of the Neath Port Talbot Local Development Plan.</p>	<p>Agreed</p>
28 Reason	<p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</p>	<p>Agreed</p>
29	<p>The rating level of noise immissions from the combined effects of the wind turbines hereby permitted (the wind farm) (including the application of any tonal penalty) when determined in accordance with the attached Guidance Notes, shall not exceed the values for the relevant integer wind speeds set out in the attached Tables A1 to A6 or Tables B1 to B6 (as appropriate). Noise limits for dwellings which lawfully exist or have planning permission for construction at the date of this consent but are not listed in the Tables attached shall be those of the physically closest location listed in the Tables unless otherwise agreed with the relevant Local Planning Authority. The coordinate locations to be used in determining the location of each of the</p>	<p>The content of Tables A1 to A6 and B1 to B6 are not agreed. Two sets of Tables are therefore included for consideration: the 'RES Version' and the 'BCBC Version'.</p> <p><del>BCBC Version</del> <del>RES Version</del></p>

	<p>dwellings listed in Tables A1 to A6 and Tables B1 to B6 shall be those listed in Table C.</p> <p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), <b>and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</b></p>	<p>It is necessary that the headroom should be at least 2.0m above the highest finished ground level and should not be less than 2.0m. The proposed wind turbine can legally operate at 2.0m above ground level during winter.</p> <p>RES response to BCBC response:</p> <p>For the reasons set out in their Hearing Statement and during the Hearings, RES considers that BCBC's proposed headroom would unnecessarily limit renewable energy generation.</p> <p>Addition of NPTCBC policies agreed.</p>
30 Reason	<p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), <b>and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</b></p>	Agreed
31 Reason	<p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), <b>and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</b></p>	Agreed
32 Reason	<p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), <b>and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</b></p>	Agreed

33 Reason	Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan	Agreed
34 Reason	Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan	Agreed
35 Reason	Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan	Agreed
36 Reason	Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan	Agreed
37	<p>In the event that the sound power levels of the proposed turbine model for installation are higher or the turbine model is more tonal than the candidate turbine used in the acoustic assessment in Chapter 10 of the Upper Ogmore Wind Farm &amp; Energy Storage Facility - Environmental Statement (as specified in section 10.82 of the Acoustic Assessment)', a revised noise assessment report shall be submitted prior to erection of the turbines, demonstrating that the predicted noise levels still indicate compliance with the limits stated in Tables A1 to A6 and B1 to B6. Should the revised assessment show that the limits stated in Tables A1 to A6 and B1 to B6 will be exceeded, a scheme of mitigation shall be submitted to the relevant Local Planning Authority demonstrating how compliance with the limits state in Tables A1 to A6 and B1 to B6 will be achieved and shall be implemented in full prior to the turbines being brought into beneficial use.</p>	<p>Not Agreed.</p> <p>RES does not accept this condition as Condition 36 requires measurements to be carried out to demonstrate compliance with the limits.</p> <p>RES responds: The noise levels based on candidate turbine are known, have been measured in relevant locations and mitigation will be undertaken to ensure the number of noise events where the limits will be exceeded, if it</p>



		<p>They should record results of each single test and compliance requirements. It states the limits of the range of wind speed at each of the different wind directions at the various receptor locations and that compliance with the requirements will be achieved with a total of 100 turbines. It describes the noise model with noise band power levels and is further noise assessment. It indicates that in making them the team will be that which they have to achieve compliance noise levels for a very prolonged period while MS undertake these compliance requirements of other completing the requirements. The team will not be responsible for what is done with months spent before a suitable receptor scheme is proposed and implemented. Furthermore, the obligation would not change the number of turbines or the noise level levels made by the installed turbines in the 100-turbine MS.</p>
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	<p>Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013), and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</p>	<p>RES response to BCBC response:</p> <p>For the reasons set out in their Hearing Statement and during the Hearings, RES considers that this condition is unnecessary, as sufficient monitoring is required under condition 36.</p> <p>Addition of NPTCBC policies agreed.</p>
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38 Reason	Reason: In the interests of the amenities of the area and to ensure the development complies with Policies SP2, ENV7 and ENV18 of the Bridgend Local Development Plan (2013). <b>and Policies BE1 and EN8 of the Neath Port Talbot Local Development Plan</b>	Agreed
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