

From: SCornwell@winchester.gov.uk
To: [Southampton to London Pipeline Project](#)
Subject: Winchester City Council Deadline 2 Responses Southampton to London Pipeline
Date: 14 November 2019 12:21:30
Attachments: [Esso response to Ex Panel questions Nov19.pdf](#)
[Esso planning history update 14Nov19.pdf](#)

Your reference EN070005

Dear Sir,

Please find attached the response to the matters covered by deadline 2.
This is the response to the questions set by the Examination Panel on 16 October 2019.

For clarity we are not intending to submit any written representation but content to leave the LIR to reflect the councils position.

Regards

Steve Cornwell
Winchester City Council

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The Planning Inspectorate
National Infrastructure Planning
Temple Quay House
2 The Square
Bristol
BS1 6PN

Your Ref: EN070005
Our ref:
Contact: Mr S Cornwell
Direct Line:
Email:
scornwell@Winchester.gov.uk

By Email only
One attachment

14 November 2019

,
Dear Sir

**Subject: Southampton to London Pipeline Project
Deadline 2 Response:
Questions raised by Examination Panel**

I refer to the above project that is currently under consideration by you as a Nationally Significant Infrastructure Project and which is now in the examination stage.

Please find below the councils response to the questions raised on 16 October 2019.

GQ.1.4 Update on Development

Question: Provide an update of any planning applications that have been submitted, or consents that have been granted, since the Application was submitted that could either affect the proposed route or would be affected by the Proposed Development.

Response: The planning history from 1 May 2019 is included as a separate attachment with this letter.

BIO.1.2 Landscape and Ecological Management Plan

Question: Comment on the absence of an Outline LEMP in the Examination and whether it is agreed that such a document could be submitted as part of the discharge of Requirement 12 of the draft DCO [AS-059].
N.B – There is overlap between this question and LV.1.2 you may therefore wish to provide a combined response to both questions.

Julie Pinnock Head of Development Management



Response: *Requirement 12 is seeking to set broad parameters that would apply to any stage along the entire length of the pipeline. However, in seeking to remain general, it is not providing any headings that need to be considered and is leaving scope for interpretation that could lead to disagreement on the extent of the issues to be addressed. On balance, in the context of the section of the pipeline that lies within the WCC area, this is not considered to be a fundamental problem. Mindful of the range of areas a single condition is expected to address, a set of topics headings which may or may not apply depending on local circumstances could be a way forward. The addition of some statement of the intention that the requirement is intended to achieve (replacement/enhancement of the landscape and ecological value) would also be beneficial.*

DCO.1.15 Part 3 Article 14 – Access to works

Question: Comment on the provision contained within Part 3 Article 14 of the draft DCO [AS-059].

Response: *This article does appear to be seeking a broad right to form an access or undertake works to improve an existing access at any chosen location within the red lined site. The Working plans identify locations where the route crosses a highway and the ability to use this break as an access is identified. It is not clear if the article 17 rights go beyond the access points shown on the working plan. Presumably it does? The rights are confined to the “Order limits” The applicants have offered to reduce the loss of hedgerow down to 10m at a hedgerow boundary. Does this offer apply to the formation of any unspecified access point formed under article 14 rights? The locations, the impacts of forming the access and how movements of traffic will be managed and how roads kept clean of debris are details which need to be agreed with the LPA and highway authority.*

DCO.1.1.16 Discharge of Water

Question: Comment on the provision contained within Part 4 Article 17 of the draft DCO [AS-059].

Response: *The ability to discharge into any drain needs to include a consideration of the impact of whether that water is polluted or in a condition (carrying material in suspension) that might adversely impact on the ecology of the drain.*

DCO.1.30 Schedule 2 Requirement 3 – Stages of the authorised development

Question: The ExA is concerned by this Requirement as it considers there is a lack of clarity in how it is worded and how it would operate in practice.
To the Applicant:

- i) Explain how this Requirement would function when dealing with multiple authorities.
- ii) Explain whether it is the intention for all stages or Work Nos to be approved before development commences, or just individual stages and Work Nos with individual host authorities.
- iii) If the former, explain when and how these stages will be identified.
- iv) if the latter, explain whether this approach differs with the definition of “commence” in Part 1 Article 1 of the draft DCO [AS-059] or that all stages and all relevant Requirements must be approved by all host authorities prior to commencement (except in the circumstances outlined).

To the Host Local Authorities and National Park Authority:

- i) Comment on the effectiveness of this Requirement.

Response: *It was envisaged that the applicant would submit what effectively a phasing plan is showing the various work sites. A timetable would be a useful addition to this requirement that states the sequence in the establishment of the support facilities and the sequence of actions on the pipeline route.*

DCO.1.33 Schedule 2 Requirement 6(2) – Construction environmental management plan

Question: Requirement 6 of the draft DCO [AS-059] states that the Construction Environmental Management Plan (CEMP) must be substantially in accordance with the Outline CEMP. However, the Outline CEMP [APP-129] contains scant and in some cases no details regarding the plans and measures set out in Requirement 6(2)(d). The ExA is concerned that in discharging the Requirement, relevant planning authorities would be determining information and evidence which is not before the Secretary of State, and subsequently the CEMP will be a substantial departure from the Outline CEMP.

To the Applicant:

- i) Respond and justify the current approach.

To All Relevant Planning Authorities:

- ii) Comment on the above.

Response: *The issues to be addressed are all related to the proposed development. There would be a benefit in setting out a series of topics that would act as a guide and could be adopted or not depending on local circumstances. As far as WCC is concerned we are content to work within this requirement and agree a specific CEMP tailored to the circumstances that relate to our section of the pipeline.*

DCO.1.34 Schedule 2 Requirement 6(2) – Construction environmental management plan

Question: Requirement 6(2)(d)(vi) makes provision for a Community Engagement Plan to form part of the CEMP. The ExA places considerable importance on the need for such a plan to ensure effective engagement with the local community prior to and during construction. However, the ExA considers that a Community Engagement Plan or Local Liaison Officer should form a separate Requirement in draft DCO.

Response: *WCC is content to operate in either scenario. There would be benefit in setting out some indicators of the level of community engagement that is expected (general public or parish councils, elected members, mailing by post or electronic, public notices, public meetings, details of a contact name).*

DCO.1.35 Schedule 2 Requirement 8(3) – Hedgerows and trees

Question: Requirement 8(3) of the draft DCO [AS-059] states that any hedgerow or tree planting which is removed, uprooted, destroyed, dies or becomes seriously damaged or defective within a three-year period must be replaced. Comment on the adequacy of the Requirement and on the time period allowed for reinstatement and management.

Response: *At a recent meeting with Esso on 24 September 2019 the 3 year maintenance period was questioned as too short. At that time a 5 year maintenance period was suggested. An extension beyond this to 10 years may be more appropriate.*

DCO1.37 Schedule 2 Requirement 20 – Further information

Question: To the Applicant:

- i) Justify the time period of two business days from receipt of the application that the relevant planning authority has for requesting further information, which the ExA is concerned is unreasonably short.

To All Relevant Planning Authorities: ii) Comment on the above.

Response: *At the 24 September 2019 meeting with Esso, this two day response period was raised. The concern was that it is too short a time. Esso agreed as part of the general discussion to sign up to a Planning Performance Agreement (PPA) that would provide sufficient resources to deal with any post decision submissions. Even with such a resource, the two day period is still extremely tight and should be extended to within 5 working days.*

DCO1.38 Schedule 2 Part 2 – Procedure for Discharge of Requirement

Question: Comment on the Requirements in Schedule 2 Part 2 of the draft DCO [AS-059] in particular regard to the timescales given and the deemed consent provisions.

Response: *This is a continuation of the discussion outlined above. At the September meeting with Esso it was outlined that submission would not be received “cold” but would be discussed in advance. Consequently, the submitted proposal should be in a form that should not need further details before it is determined. In this scenario and with a PPA in place, the procedure is acceptable with the refinement to the 2 day limits set in requirement 20 already outlined above. This comment obviously rests on the completion of a PPA. I am uncertain if the DCO procedure enables this to be a requirement somewhere in the DCO. If not, then the above comment will breakdown and a more extensive period such as that allowed for planning condition compliance applications will be required to deal with submissions.*

FR1.2 Surface and Foul Drainage System

Question: Comment on the absence of an Outline SFDS in the Examination and whether it is agreed that such a document could be submitted as part of the discharge of Requirement 9 of the draft DCO [AS-059].

Response: *As we are not the relevant drainage authority we have no comment to make on this matter.*

HE.1.2 Written Scheme of Investigation

Question: Comment on the absence of an Outline WSI in the Examination and whether it is agreed that such a document could be submitted as part of the discharge of Requirement 11 of the draft DCO [AS-059].

Response: *Based on the section of pipeline that lies within the WCC area the LPA is content for the WSI to be part of Requirement 11. WCC has made detailed comments on the extent of the archaeological issue in*

paragraph 9 of its LIR response and wishes to see the following aspect included:

One important area which still does not seem to have been assessed fully (in line with my previous comments) are important hedgerows in heritage terms (e.g. those forming parish or early boundaries which could date back to the Late Saxon period or even possibly earlier).

Their value has been assessed as part of the Historic Landscape Type they sit within and as such they have been generally assigned a Low value. It is important that their inherent value is considered.

Furthermore these assets do not seem to have been included in the assessment of Potential Effects on the Historic Environment (ES Appendix 9.4).

LV.1.2 Landscape and Ecological Management Plan

Question: Comment on the absence of an Outline LEMP in the Examination and whether it is agreed that such a document can be submitted as part of the discharge of Requirement 12 of the draft DCO [AS-059].

N.B – This question is repeated in BIO.1.2. The Relevant Planning Authorities may wish to address the issue in a combined response to both questions.

Response: *I refer you to the joint response given for BIO.1.2 above.*

LV.1.20 Planning Mitigation

Question: The REAC (Ref: G92 Table 16.2) [APP-056] states that a three-year aftercare period would be established for all mitigation planting and reinstatement. Comment on the appropriateness of this measure and time length proposed.

Response: *At a recent meeting with Esso on 24 September 2019 the 3 year period was raised. It is our view that this maintenance period should be extended to 5 years or longer if felt appropriate.*

LV.1.25 Viewpoints

Question: i) Confirm acceptance of the representative viewpoints as set out in Appendix 10 of the ES [APP-114]; or
ii) If not accepted, explain why

Response: *WCC cannot identify any viewpoints within its section of the pipeline.*

PC.1.8 Working Hours

Question: The proposed hours of work are 4 hours longer than a standard working day and would operate 6 days a week [APP-128].

To the Applicant:

- i) Advise why the extended working hours would be required.
- ii) Confirm that there would be no working on public as well as bank holidays.
- iii) What action is proposed to minimise the effect of deliveries and construction on the living conditions of residential properties particularly between the hours of 07:00 and 09:00.
- iv) Paragraphs 1.1.30 and 1.1.31 of the CoCP [APP-128] list a number of circumstances where working outside of these hours/days would be required. Explain the frequency that this may occur and what measures are proposed to inform residents when this does occur and what measures are proposed to minimise any harm to living conditions that may occur as a result of these alternative working hours.

To All Relevant Planning Authorities:

Comment on the working hours proposed.

Response: *The section of the pipeline that falls within the WCC area runs through a rural area where it would not be uncommon to see agricultural machinery out in the fields from daybreak to dusk. It has been noted that the hours put forward relate to working “on the ground” which implies additional time for employees to mobilise and get on site. It is proposed that all employees travel out to the work sites from the hubs. In the WCC comment on the removal of the Ropley Dean hub the possibility of employees living closer to the work site than the hub and it has been questioned how the proposed arrangement will be enforced. It is assumed that these hours will also apply to the movement of materials. There should be an embargo on the delivery of materials during peak/school travel times at both ends of the day. This would not stop vehicles getting into the area and parking up safely (in a layby) to wait for the exclusion period to end.*

EIA.1.7 Cumulative Effects

Question: Confirm the ES [APP-055] to [APP-127] and the HRA report [APP-130] and [APP-131] have adequately assessed the cumulative or in-combination effects that could arise from other development, plans and projects along the proposed route.

Response: *For the section of the pipeline that falls within its area. WCC is content with the submitted details.*

TT.1.2 Construction Traffic Management Plan

Question: Comment on the absence of an Outline CTMP in the Examination and whether it is agreed that such a document can be submitted as part of the discharge of Requirement 7 of the draft DCO [AS-059].

Response: *Requirement 7 refers to the submission of a CTMP but does not offer any indication of the factors to be considered. Esso should produce a set of criteria that can be considered for each section. Some may not apply and it is perfectly reasonable to indicate that in any submission.*

TT.1.4 Study Areas

Question: To the Applicant: i) Confirm that the Traffic and Transport assessment study area [APP-135] is established relevant to the locations of the proposed logistics hubs, construction compounds and where works are within roads which are anticipated to exceed four weeks in duration.

To All Relevant Highway and Planning Authorities:

- i) Explain whether the extent of the study area for this assessment is acceptable.

Response: *WCC has no comment to make on this matter and will leave that up to the highway authority.*

TT.1.11 Heavily-Trafficked Roads

Question: Paragraph 1.1.4 of the Planning Statement [APP-132] refers to the selection criteria for when trenchless as opposed to open cut techniques would be used. Amongst other things this includes 'heavily trafficked roads. To the Applicant:

- i) Explain the criteria which determined roads which are deemed to be 'heavily trafficked'

To All relevant Highway and Planning Authorities:

Confirm the roads selected as being correct.

Explain whether additional roads could be defined as 'heavily trafficked' and should benefit from trenchless crossings and if so, why.

Response: *WCC has no comment to make on this matter and will leave that up to the highway authority.*

TT.1.15 Construction Traffic Routing

Question:

- i) Comment on the extent to which the local community (including local businesses, schools and farms) might be affected by the construction traffic routeing, diversions and related arrangements as proposed by the Applicant.
- ii) Comment on the suitability of the local road network for the size, quantity and type of construction traffic which is proposed would use it.

Response: *The degree of impact is related to the amount and nature of the construction traffic that will use the local roads. Whilst there is reference to the logistical hubs acting as feeder stations sending materials out to the local compounds it is not explicitly clear how the pipes will be strung out along the route. Given the commitment to reduce the breaks in hedgerows to 10m the likelihood is that traffic will use the local roads to reach access points along the pipeline. Within the WCC section Mincingfield Lane appears to be an example where pipe will be delivered directly off the highway in both directions. These road movements will need careful management to avoid dangers to other road users and the local communities through which the traffic will pass and with whom they share the local road network.*

If you have any questions on the responses, please do not hesitate to come back to me.

Yours sincerely,

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Julie Pinnock BA hons, MTP, MRTPI
(Service Lead Built Environment)

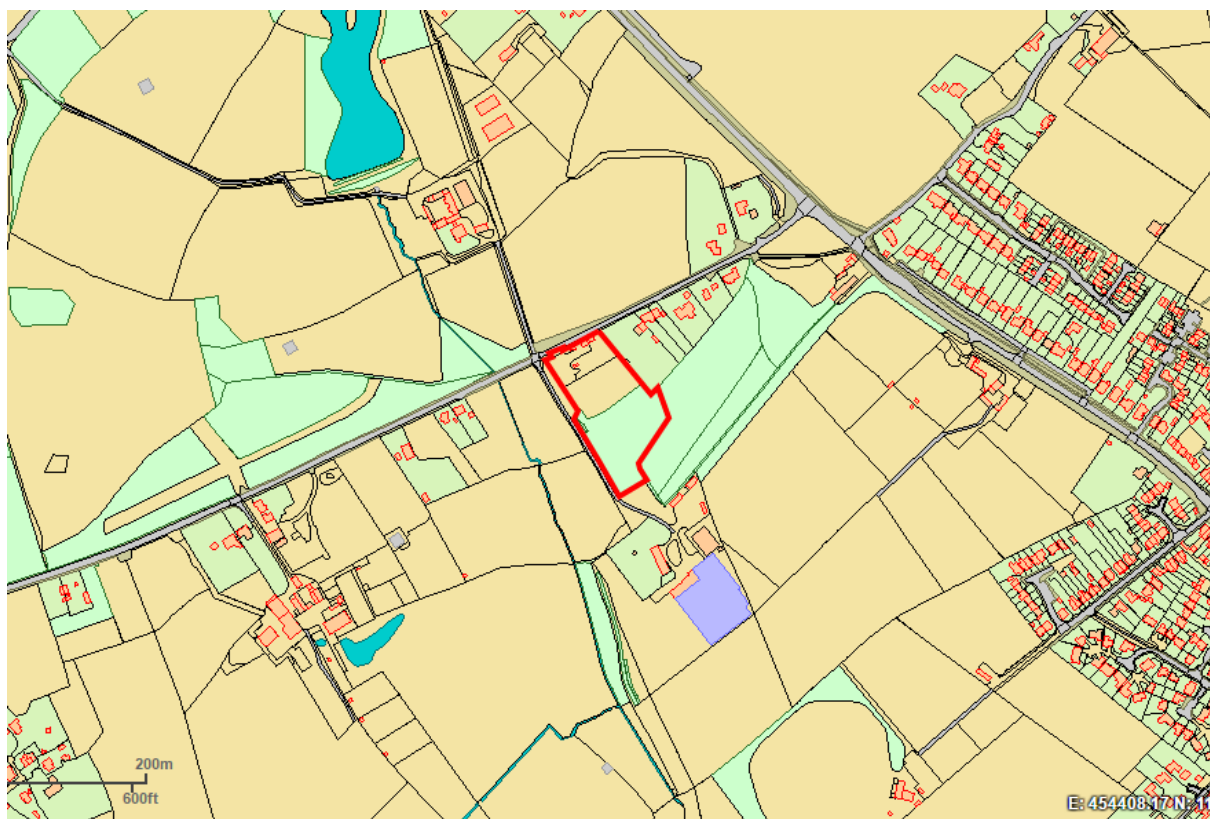
Winchester City Council Planning History Update since 1 May 2019

This update prepared 14 November 2019

Jeffreys Yard Wintershill Durley Southampton Hampshire SO32 2AH

19/01870/FUL Redevelopment of site for mixed use employment purposes comprising B1a Office accommodation and B8 Vehicle Storage with associated ancillary welfare facilities, car parking, and landscaping.

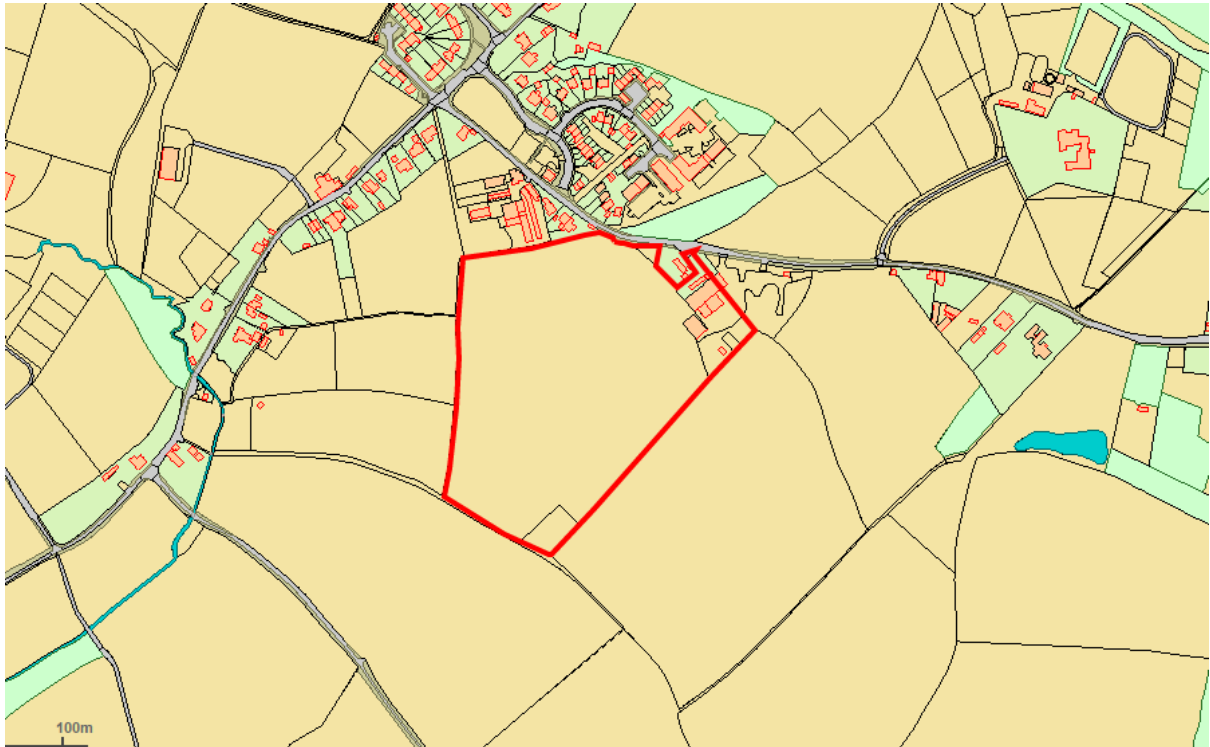
Status: Not determined



Old Cow Pen Channels Farm, Gregory Lane Durley Hampshire

19/02102/LDC | land used for equestrian purposes.

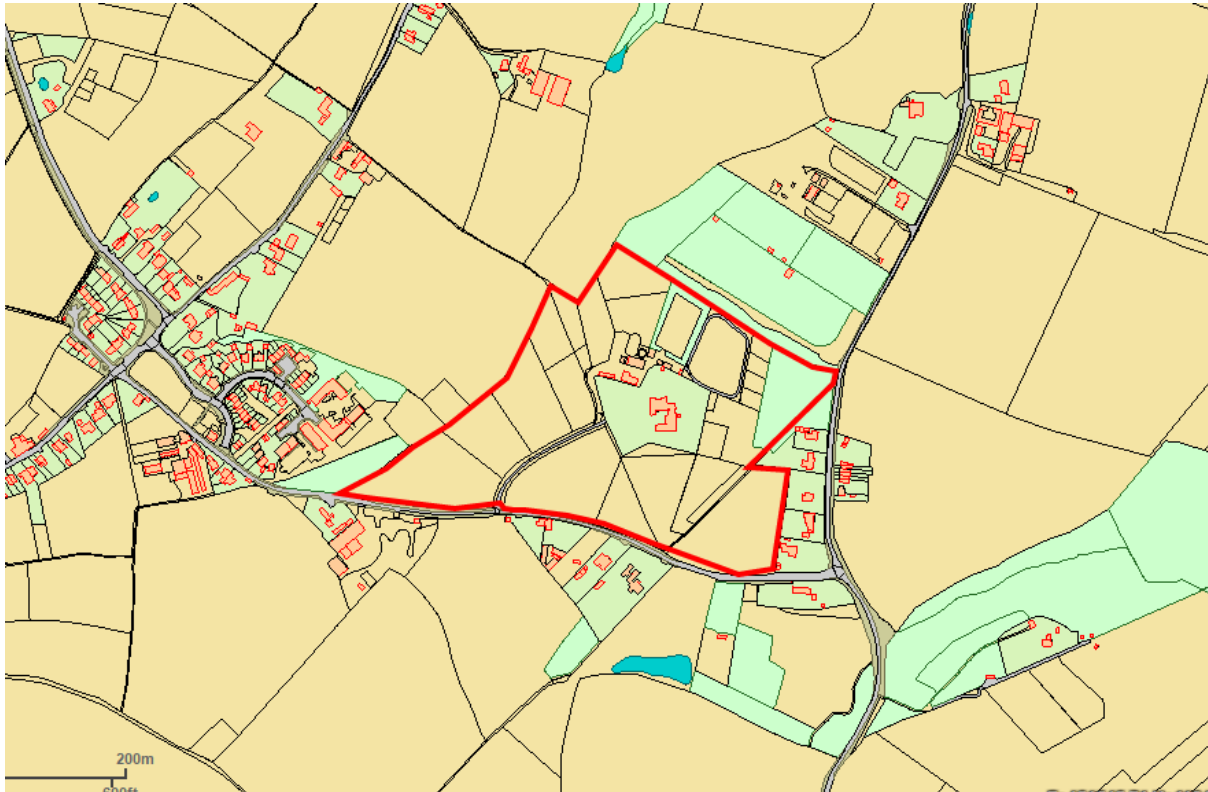
Status: not determined



Brown Heath Park Gregory Lane Durley Southampton Hampshire SO32 2BS

19/01354/FUL Alterations to siting and design of indoor sand school, incorporating stabling and horse welfare facilities approved under application ref. 18/02112/FUL. (Retrospective)

Status: Approved 23 October 2019



Channels Farm Gregory Lane Durley Southampton Hampshire SO32 2BS

19/00717/APN Erection of a barn extension. Prior Notification Proposal

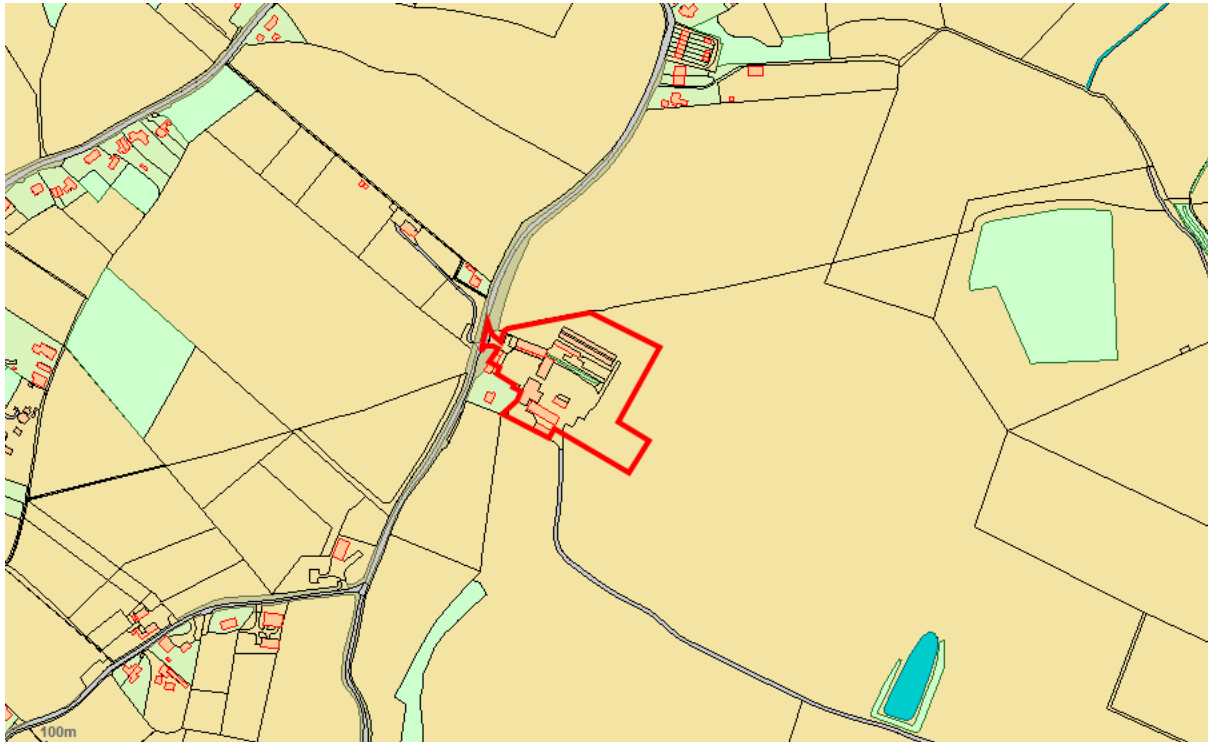
Status: LPA does not wish to comment. 20 May 2019



Durley Manor Farm Manor Road Durley Hampshire

18/02928/FUL Demolition of existing derelict farm buildings; and the erection of a new livestock building, covered manure store, silage clamp, a principal farmhouse, new landscaping and associated works

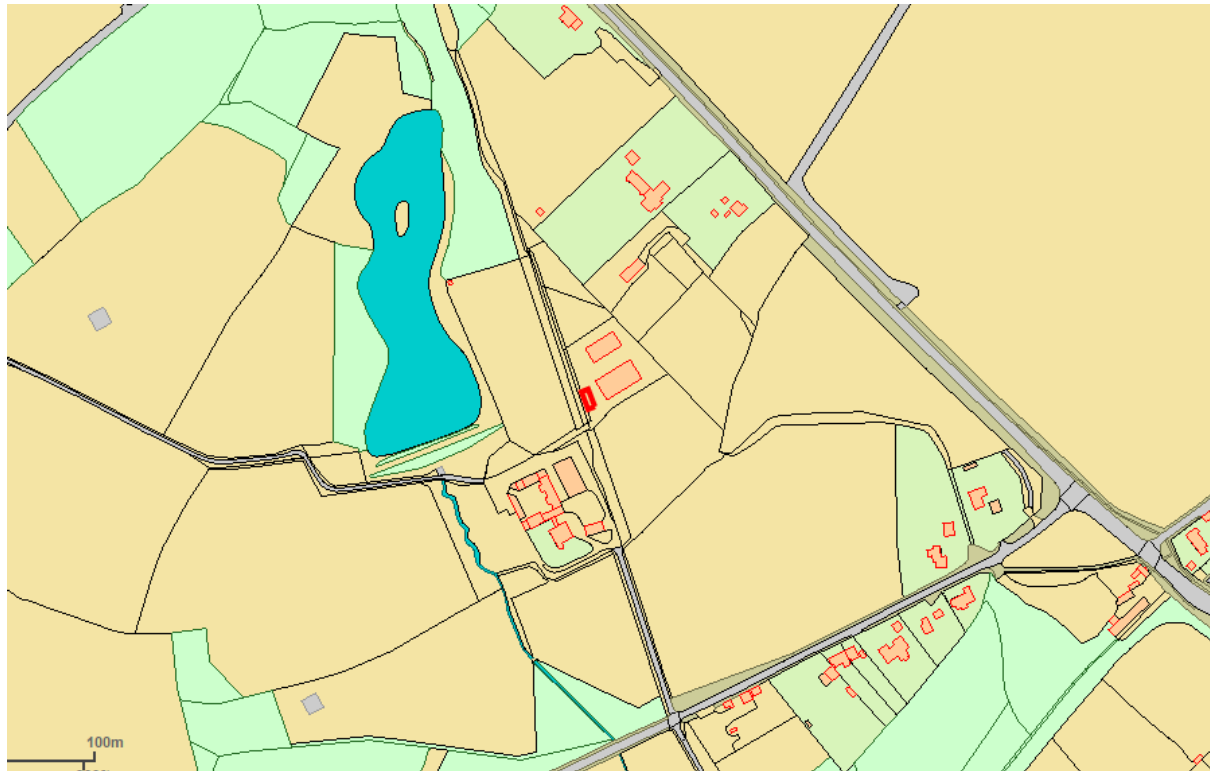
Status: Approved 2 May 2019



Wintershill Estates Wintershill Farm Wintershill Durley Southampton Hampshire SO32 2AH

19/01069/FUL General purpose agricultural (including livestock) building

Status: Approved 26 June 2019



Wintershill Farmhouse Wintershill Durley Southampton Hampshire SO32 2AH

19/01524/HOU First floor infill extension to front elevation.

Status Approved 29 August 2019

