

# **A585 Windy Harbour to Skippool Improvement Scheme**

**TR010035**

## **7.7 Progress with Statements of Common Ground**

APFP Regulation 5(2)(q)

Planning Act 2008

Infrastructure Planning (Applications: Prescribed  
Forms and Procedure) Regulations 2009

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## Infrastructure Planning

### Planning Act 2008

#### The Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009

## A585 Windy Harbour to Skippool Improvement Scheme Development Consent Order 20[ ]

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### Progress with Statements of Common Ground

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|-----------------------------------------------|----------------------------------------------------------------------------------|
| <b>Regulation Number:</b>                     | APFP Regulation 5(2)(q)                                                          |
| <b>Planning Inspectorate Scheme Reference</b> | TR010035                                                                         |
| <b>Application Document Reference</b>         | TR010035/APP/7.7                                                                 |
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| Rev 1          | April 2019      | Submission at Deadline 1     |
| <u>Rev 2</u>   | <u>May 2019</u> | <u>Deadline 2 Submission</u> |

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## CONTENTS

|                |                                                                     |              |
|----------------|---------------------------------------------------------------------|--------------|
| <b>1</b>       | <b>Introduction .....</b>                                           | <b>1</b>     |
| 1.1            | Purpose.....                                                        | 1            |
| 1.2            | Structure.....                                                      | 1            |
| <b>2</b>       | <b>Structure and Status of Statements of Common Ground.....</b>     | <b>2</b>     |
| 2.1            | Structure of each Statement of Common Ground .....                  | 2            |
| 2.2            | Status of Statements of Common Ground .....                         | 2            |
| <b>3</b>       | <b>Summary of Current Position .....</b>                            | <b>4</b>     |
| <b>4</b>       | <b>Commonality .....</b>                                            | <b>6</b>     |
| <del>1</del>   | <del>Introduction .....</del>                                       | <del>1</del> |
| <del>1.1</del> | <del>Purpose.....</del>                                             | <del>1</del> |
| <del>1.2</del> | <del>Structure.....</del>                                           | <del>1</del> |
| <del>2</del>   | <del>Structure and Status of Statements of Common Ground.....</del> | <del>2</del> |
| <del>2.1</del> | <del>Structure of each Statement of Common Ground .....</del>       | <del>2</del> |
| <del>2.2</del> | <del>Status of Statements of Common Ground .....</del>              | <del>2</del> |
| <del>3</del>   | <del>Summary of Current Position .....</del>                        | <del>4</del> |
| <del>4</del>   | <del>Commonality .....</del>                                        | <del>6</del> |

## LIST OF TABLES

|                                                                        |              |
|------------------------------------------------------------------------|--------------|
| Table 2-1: Statements of Common Ground in Preparation .....            | 2            |
| Table 3-1 Status of Statements of Common Ground .....                  | 4            |
| Table 4-1 Table of Commonality at Deadline 2.....                      | 6            |
| <del>Table 2-1: Statements of Common Ground in Preparation .....</del> | <del>2</del> |
| <del>Table 3-1 Status of Statements of Common Ground .....</del>       | <del>4</del> |
| <del>Table 4-1 Table of Commonality at Deadline 1.....</del>           | <del>6</del> |

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## 1 INTRODUCTION

### 1.1 Purpose

1.1.1 This Progress with Statements of Common Ground document relates to an application made by Highways England (the “Applicant”) to the Planning Inspectorate under Section 37 of the Planning Act 2008 for a Development Consent Order (a “DCO”). If made the DCO would grant consent for the Applicant to undertake the A585 Windy Harbour to Skippool Improvement Scheme (the “Scheme”). A detailed description of the Scheme can be found in the Environmental Statement: Chapter 2 (document reference TR010035/APP/6.2).

1.1.2 This document has been prepared and submitted in compliance with Regulation 5(2)(q) of the Infrastructure Planning (Applications: Prescribed Forms and Procedure) Regulations 2009 which state:

*“The application must be accompanied by ... any other documents considered necessary to support the application”*

1.1.3 This Statement has been prepared to provide the Examining Authority (ExA) with the current position on Statements of Common Ground (SoCG) between the Applicant and prescribed consultees, statutory undertakers and interested parties in relation to the Scheme.

1.1.4 Highways England intends to continue working with all of the relevant parties during the Examination stages to further develop the SoCGs and seek agreement on the issues presented within them.

### 1.2 Structure

1.2.1 This report is structured as follows:

- Section 2 outlines the structure of each SoCG document and provides a list of the parties that Highways England is seeking to develop a SoCG with
- Section 3 provides an update on the status of each SoCG with the intention that this document will be updated during the Examination at each of the deadlines
- Section 4 provides an overview of the current areas of commonality within each SoCG that has either been signed or is in preparation.

## 2 STRUCTURE AND STATUS OF STATEMENTS OF COMMON GROUND

### 2.1 Structure of each Statement of Common Ground

2.1.1 Each SoCG adopts a consistent and standard format to provide clarity to other parties and ultimately the ExA. Each SoCG is structured in the following way:

- **Section 1** introduces the SoCG, provides a description of its purpose and the terminology used therein and states the role of each party (e.g. Natural England) in the process
- **Section 2** provides a tabular record of the engagement that has occurred with the party during the Pre-Application phase and following submission of the DCO application, for example discussions regarding baseline data or the suitability of mitigation measures
- **Section 3** is subdivided into a series of tables summarising key issues and the position of the Applicant, the relevant party that the SoCG relates to and the status of that issue (agreed, under discussion or not agreed)
- **Appendices** to each SoCG provide further information and context for the matters described in the respective documents

### 2.2 Status of Statements of Common Ground

2.2.1 The Applicant commenced the preparation of the SoCGs during the pre-application phase and has continued to refine and agree their contents during the Pre-Examination phase. This process will continue during Examination. Table 2-1 lists the SoCGs that the Applicant is in the process of preparing which also reflects the list of SoCGs within the Rule 6 Letter issued on 12 March 2019 and the Rule 8 Letter issued 16 April 2019.

Table 2-1: Statements of Common Ground in Preparation

| Stakeholder                           |
|---------------------------------------|
| Local Authorities                     |
| <i>Lancashire County Council</i>      |
| <i>Fylde Borough Council</i>          |
| <i>Wyre Council</i>                   |
| Prescribed Consultees                 |
| <i>Natural England</i>                |
| <i>Environment Agency</i>             |
| <i>Historic England</i>               |
| <i>Marine Management Organisation</i> |
| Statutory Undertakers                 |
| <i>United Utilities Group PLC</i>     |

| Stakeholder                                       |
|---------------------------------------------------|
| <i>Electricity North West Limited</i>             |
| <i>Cadent Gas Limited</i>                         |
| <i>Openreach (British Telecommunications PLC)</i> |
| <i>GTC</i>                                        |

### 3 SUMMARY OF CURRENT POSITION

- 3.1.1 This section provides the current position of each SoCG. *Please note that this document will be updated at each deadline of the Examination such that the status of the SoCG is understood.*
- 3.1.2 Table 3-1 provides a high-level position and where necessary includes further detail to aid understanding of the ExA. The high-level positions used in the table are:
- **SoCG in Preparation** – The Applicant is drafting the SoCG and will be sharing the SoCG with the relevant party
  - **SoCG in Draft** - The SoCG has been drafted by the Applicant and it has been shared with the other party for comment
  - **Final Signed SoCG all matters agreed** – The final SoCG has been signed by both parties and all matters are agreed
  - **Final Signed SoCG with matters outstanding** – The final SoCG has been signed by both parties, and there remain matters outstanding that the Applicant and the other party agree will not be resolved during the Examination

Table 3-1 Status of Statements of Common Ground

| Stakeholder                    | Position at DCO Application Submission | Position at Deadline 1                   | Position at Deadline 2                      |
|--------------------------------|----------------------------------------|------------------------------------------|---------------------------------------------|
| Local Authorities              |                                        |                                          |                                             |
| Lancashire County Council      | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Fylde Borough Council          | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Wyre Council                   | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Prescribed Consultees          |                                        |                                          |                                             |
| Natural England                | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Environment Agency             | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Historic England               | SoCG in preparation                    | Final Signed SoCG.<br>All matters agreed | <u>Final Signed SoCG all matters agreed</u> |
| Marine Management Organisation | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Statutory Undertakers          |                                        |                                          |                                             |
| United Utilities Group PLC     | SoCG in preparation                    | SoCG in draft                            | <u>SoCG in draft</u>                        |
| Electricity North West Limited | SoCG in preparation                    | Final Signed SoCG all matters            | <u>Final Signed SoCG all matters</u>        |

| Stakeholder                                       | Position at DCO Application Submission | Position at Deadline 1                      | Position at Deadline 2                             |
|---------------------------------------------------|----------------------------------------|---------------------------------------------|----------------------------------------------------|
|                                                   |                                        | <i>agreed</i>                               | <u><i>agreed</i></u>                               |
| <i>Cadent Gas Limited</i>                         | <i>SoCG in preparation</i>             | <i>SoCG in draft</i>                        | <u><i>SoCG in draft</i></u>                        |
| <i>Openreach (British Telecommunications PLC)</i> | <i>SoCG in preparation</i>             | <i>Final Signed SoCG all matters agreed</i> | <u><i>Final Signed SoCG all matters agreed</i></u> |
| <i>GTC</i>                                        | <i>SoCG in preparation</i>             | <i>Final Signed SoCG all matters agreed</i> | <u><i>Final Signed SoCG all matters agreed</i></u> |

## 4 COMMONALITY

4.1.1 This section provides a summary of principal issues covered in each SoCG and demonstrates where there is commonality in the topics or matters considered.

4.1.2 The table is presented in such a way to show topics covered within the various SoCG and how these are relevant to each other party and a position for each topic as follows:

|  |                                             |
|--|---------------------------------------------|
|  | <b>Matter agreed</b>                        |
|  | <b>Matter subject to further discussion</b> |
|  | <b>Matter not agreed</b>                    |
|  | <b>Not applicable</b>                       |

4.1.3 Table 4-1 highlights for each particular SoCG the current status of agreement on various matters recognising that not all topics are covered within every SoCG for each party. Where there is a blank cell this indicates that the item is not relevant or covered within that specific SoCG.

Table 4-1 Table of Commonality at Deadline 42

| SoCG Ref | Party                     | Topics    |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
|----------|---------------------------|-----------|-----------------------|-----------------------------|-------------------------------|------------------------|-----------------|--------------------|-------------------|--------------|-----------------------|-------------|---------------------|-----------------------------------------|-------------------------------|-------------------------------|--------------------|-------------|
|          |                           | Draft DCO | Protective Provisions | Other Consents and licences | CEMP and associated documents | Design and Engineering | Planning Policy | Landscape & Visual | Cultural Heritage | Biodiversity | Traffic and Transport | Air Quality | Noise and Vibration | Road Drainage and the Water Environment | Geology and Contaminated Land | Socio-economic and Recreation | Cumulative effects | De-trunking |
| 8.1      | Natural England           |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.2      | Lancashire County Council |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.3      | Environment Agency        |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.4      | Wyre Council              |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.5      | Fylde Council             |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.6      | Historic England          |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.10     | United Utilities          |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.11     | Electricity NW            |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.12     | Cadent                    |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.13     | Openreach                 |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.15     | GTC                       |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |
| 8.16     | MMO                       |           |                       |                             |                               |                        |                 |                    |                   |              |                       |             |                     |                                         |                               |                               |                    |             |

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