

A1 in Northumberland: Morpeth to Ellingham

Scheme Number: TR010059

7.8.6 Applicant's Written Summaries of Oral Submissions at Hearings – Appendix C – s127 Statutory Undertaker Land and Rights (Clean)

Planning Act 2008

Rule 8(1)(c)

The Infrastructure Planning (Examination Procedure) Rules 2010

April 2021

Infrastructure Planning

Planning Act 2008

**The Infrastructure Planning
(Examination Procedure Rules) 2010**

The A1 in Northumberland:
Morpeth to Ellingham
Development Consent Order 20[xx]

**APPLICANT'S WRITTEN SUMMARIES OF ORAL SUBMISSIONS AT
HEARINGS - APPENDIX C – s127 STATUTORY UNDERTAKER LAND AND
RIGHTS (CLEAN)**

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Rev 0	January 2021	Deadline 1 issue
Rev 1	April 2021	Deadline 6 issue

Table 1 S127 Statutory Undertaker Land and Rights - Part A

Statutory undertaker name	Nature of the undertaking	Land and / or rights affected	In relation to land, whether and if so, how the tests in s127(3) (a) or (b) can be met	In relation to rights, whether and if so, how the tests in s127(6) (a) or (b) can be met	Status of any protective provisions and / or commercial agreements	Settlement reached	Representation(s) withdrawn in whole or part
British Gas Limited	Gas distribution	Rights interests: <i>Permanent acquisition:</i> 1-4c, 2-3d, 2-4b, 3-3b, 3-3c, 3-6a, 3-6b, 4-10b, 4-10e, 5-1g, 5-4c, 5-7a, 6-2a, 6-3a, 7-8a, 8-6b <i>Acquisition of rights:</i> 2-3c, 2-4a, 4-10c, 5-1c, 5-1h, 6-2b, 6-2o, 6-2r, 6-3b, 7-8c, 7-8d <i>Temporary possession:</i> 4-10a, 4-10d, 4-22b, 5-1f, 5-4a, 5-4d, 5-6a, 5-7b, 6-2d, 6-2p, 6-2q, 6-2s, 6-3c, 6-3d, 7-8b, 7-8e, 7-8f, 8-6a	The test in s127(3)(a) can be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking.	The draft DCO contains standard protective provisions which apply to gas transporters. Bespoke provisions have not been requested.	N/A	No representation received
GTC Pipelines Limited	Utilities	Rights interests: <i>Acquisition of rights:</i> 1-5a <i>Temporary possession:</i> 1-5b	The test in s127(3)(a) can be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking.	The draft DCO contains standard protective provisions which apply to gas transporters. Bespoke provisions have not been requested.	No	No representation received
Northern Gas	Gas distribution	Rights	The test in s127(3)(a) can	The test in s127(6)(a) can	The draft DCO contains	No	Representation

Statutory undertaker name	Nature of the undertaking	Land and / or rights affected	In relation to land, whether and if so, how the tests in s127(3) (a) or (b) can be met	In relation to rights, whether and if so, how the tests in s127(6) (a) or (b) can be met	Status of any protective provisions and / or commercial agreements	Settlement reached	Representation(s) withdrawn in whole or part
Networks Limited		interests: <i>Permanent acquisition:</i> 2-13c, 7-8a, 9-14a <i>Acquisition of rights:</i> 1-7a, 1-7d, 3-7b, <i>Temporary possession:</i> 1-7b, 1-7c, 2-13d, 2-13e, 2-13f, 3-7c, 3-7d,	be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking, and NGN have not raised any concerns to this effect in their relevant representations or written representations.	be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking, and NGN have not raised any concerns specific to this effect in their relevant representations or written representations	standard protective provisions which apply to gas transportation. Negotiations are ongoing and an update will be set out in the Statement of Common Ground between the Applicant and Northern Gas Networks, and submitted shortly after Deadline 1.		received. Status: not withdrawn
Northern Powergrid Holdings Company	Utilities	Rights interests: <i>Temporary possession:</i> 4-3a	The test in s127(3)(a) can be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking.	The draft DCO contains standard protective provisions which apply to power transmission. Bespoke provisions have not been requested.	No	No representation received
Northumbrian Water Limited	Utilities	Rights interests: <i>Permanent acquisition:</i> 2-5b, 4-6a, 6-2a, 9-17b, <i>Temporary possession:</i> 7-1a, 9-17d	The test in s127(3)(a) can be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking.	The draft DCO contains standard protective provisions which apply to water transporters. Bespoke provisions have not been requested.	No	No representation received

Table 2 - S127 Statutory Undertakers Land and Rights - Part B

Statutory undertaker name	Nature of the undertaking	Land and / or rights affected	In relation to land, whether and if so, how the tests in s127(3) (a) or (b) can be met	In relation to rights, whether and if so, how the tests in s127(6) (a) or (b) can be met	Status of any protective provisions and / or commercial agreements	Settlement reached	Representation(s) withdrawn in whole or part
Arqiva Limited	Telecommunications	Land interests: <i>Acquisition of rights:</i> 13-1h Rights interests: <i>Permanent acquisition:</i> 13-1g, 13-1i, 13-1j, 13-3a <i>Acquisition of rights:</i> 13-1b, 13-1d,			Protective provisions are included in the draft DCO and bespoke provisions have not been requested. No representation has been received.		No representation received
RWE Renewables UK Swindon Limited	Utilities	Rights interests: <i>Permanent acquisition:</i> 15-1c, 15-1k, 15-4b, 15-4e, 15-4f, 16-1c, 16-5b, 16-5d, 17-5b <i>Acquisition of rights:</i> 15-1j, 16-1a, 16-1b, 16-5a, 16-5e, 16-5g, 17-5a <i>Temporary possession:</i> 15-1a, 15-1b, 15-1d, 15-1h, 15-4a, 15-4c, 15-4d, 16-5c, 16-5f, 16-5h, 16-5i	The test in s127(3)(a) can be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking.	The draft DCO contains standard protective provisions which apply to renewable energy suppliers. Bespoke provisions have not been requested.	No	No representation received
Northern Gas Networks	Gas distribution	Rights interests:	The test in s127(3)(a) can	The test in s127(6)(a) can	The draft DCO contains	No	Representation

Statutory undertaker name	Nature of the undertaking	Land and / or rights affected	In relation to land, whether and if so, how the tests in s127(3) (a) or (b) can be met	In relation to rights, whether and if so, how the tests in s127(6) (a) or (b) can be met	Status of any protective provisions and / or commercial agreements	Settlement reached	Representation(s) withdrawn in whole or part
Limited		<p><i>Permanent acquisition:</i> 15-19a, 16-5b</p> <p><i>Acquisition of rights:</i> 16-3z</p>	be met. The compulsory acquisition of land would not result in serious detriment to the carrying on of the undertaking, and NGN have not raised any concerns to this effect in their relevant representations.	be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking, and NGN have not raised any concerns to this effect in their relevant representations.	standard protective provisions which apply to gas transmission. The negotiations are ongoing and will be set out in the Statement of Common Ground between the Applicant and Northern Gas Networks Limited, and submitted shortly after Deadline 1.		<p>received.</p> <p>Status: not withdrawn</p>
Northumberland County Council	Transport Authority	<p>Land interests:</p> <p><i>Permanent acquisition:</i> 15-28a, 15-2a, 15-26b, 15-2b, 15-17a, 15-2f, 15-22a, 15-26d, 15-26g, 15-26f, 15-26e, 15-27b, 15-26h, 14-6a, 14-6d, 15-19a, 15-14a, 15-2d, 15-13a, 15-13b, 15-7a, 15-7b, 15-18g, 15-18k, 13-1m</p> <p><i>Acquisition of rights:</i> 12-2a, 15-27a, 15-26c, 14-6b, 14-6c, 12-1a, 16-2b, 15-18h, 13-1n</p> <p><i>Temporary possession:</i> 15-26a, 17-1a, 17-3a, 15-22b, 15-25a, 14-2a, 15-20a, 15-19b, 15-2c, 15-2e, 15-4c,</p>	The test 127(3) can be met. The compulsory acquisition of highway land is for the purpose of improvements to the existing highway authority network. Whilst there may be temporary adverse impacts upon the local highway network whilst works were ongoing, the resultant effect of the completed works would be beneficial to users of the local highway network.	The test in s127(6)(a) can be met. The compulsory acquisition of rights would not result in serious detriment to the carrying on of the undertaking, rather a benefit. The improvement of local highway authority land through a significant capital improvement programme would result in substantial benefits to both the highway authority and motorists with no cost to the local highway authority.	Not applicable		No representation received

Statutory undertaker name	Nature of the undertaking	Land and / or rights affected	In relation to land, whether and if so, how the tests in s127(3) (a) or (b) can be met	In relation to rights, whether and if so, how the tests in s127(6) (a) or (b) can be met	Status of any protective provisions and / or commercial agreements	Settlement reached	Representation(s) withdrawn in whole or part
		16-5f, 17-2d,					