

From: [Smith, Emily](#)
To: [Norfolk Vanguard](#)
Cc: [REDACTED]
Subject: Norfolk County Council (NCC) Response to Examining Authority
Date: 11 January 2019 12:24:23
Attachments: [NorfolkCC_response_Q20.32.docx](#)
[NorfolkCC_response_Q14.24.docx](#)
[NorfolkCC_response_Q20.49.docx](#)

Please find attached the written responses from Norfolk County Council to Questions 14.24, 20.32 and 20.49.

Kind regards,
Emily Smith

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Natural Environment Team

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Campaign Logo



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Norfolk County Council (NCC) Response to Examining Authority – Question 22.32. (Vanguard)

January 2019

Identification Number 20012439

Norfolk County Council's comments in red below:

Question: Statement of Reasons at paragraph 8.7 states the Open Space Land comprises Plot numbers 01/04, 01/05, 01/06, 01/18, 01/20, 23/07 and 24/10 on the Land Plan and in the Book of Reference and forms part of the beach and foreshore at Happisburgh South and part of the Marriott's Way long distance path.

Do you agree with the Applicant's understanding that this land being beach land (Plot numbers 01/04, 01/05, 01/06, 01/18, 01/20) does not prevent it from being open space? Is the land subject to the Open Spaces Act 1906 as amended?

Response: With reference to the beach land in proximity to the England Coast Path (ECP) at Happisburgh beach, our view is that the relevant legislation is the Marine and Coastal Act 2009 (Part 9, Coastal Access). This legislation states that any land seaward of the ECP to the mean high-water mark (MHWM) is 'coastal margin' (except for land defined as 'exempted land' as described in the provisions) and is therefore open access. The beach land at Happisburgh is coastal margin, therefore, the question as to whether the beach land is subject to the Open Spaces Act 1906 as amended may not be relevant in this context. Under the Marine and Coastal Act, application can be made to the Natural England Statutory Access Team to close beach access on temporary basis.

Norfolk County Council (NCC) Response to Examining Authority – Question 14.24. (Vanguard)

January 2019

Identification Number 20012439

Norfolk County Council's comments in red below:

Question: A cumulative impact assessment has been undertaken - Tables 29.15, 29.16
The potential for cumulative impacts has been assessed. Please comment on the conclusions in the following instances:

- Onshore project substation and national Grid substation extension with Norfolk Boreas- impacts on visual receptors at viewpoints 1, 2, 3, 5 and 6.
- Onshore Cable Route: impacts on visual receptors on Marriott's Way at the intersection of the cable route with the Hornsea Project Three.

Response: Norfolk County Council does not have a formal statutory planning role in respect of landscape and visual impacts. In accordance with the response provided to PINS by Stephen Faulkner of Norfolk County Council on 02.01.19, we will not be making a response to Q14.4, 14.21, 14.23 and 14.24.

The exception to this is Q14.24, in reference to the Marriott's Way, as Norfolk County Council manage the Trail. We agree that the intersection of the Vanguard cable route with that of Hornsea Project Three will potentially give rise to cumulative impacts during the construction stage (from both the cable route itself and construction compounds and access tracks) if the timings coincide. However, these will be unlikely to have any impacts on views once construction is complete as above ground infrastructure is limited to link boxes and restored hedgerows. The views will be localised to users of relatively short section of Marriott's Way and the impacts would be for a relatively short period of time.

Norfolk County Council (NCC) Response to Examining Authority – Question 20.49. (Vanguard)

January 2019

Identification Number 20012439

Norfolk County Council's comments in red below:

Q. 20.49: Requirement 20. Explain why, in relation to this requirement, Norfolk CC as the Highways Authority should be the designated relevant local authority for construction affecting rights of way and trails and how, if at all the requirement should be amended to reflect this.

Response: This question is addressed solely to NCC. As the Highways Authority and organisation responsible for Norfolk Trails and the England Coast path in the county, Norfolk CC will need to have a significant role in managing impacts and mitigation during construction works, and in agreeing reinstatement of PRow and Trails post-construction. The County Council will also be responsible for processing all Traffic Regulation Orders in relation to the project, including those affecting PRow. However, this does not necessarily mean that NCC should be the designated relevant local authority, although we would need to be consulted.