



DARLINGTON
Borough Council

BYERS GILL SOLAR
DARLINGTON BOROUGH COUNCIL
IP reference number BGSF-AFP412

Hearing Action Point (CAH1) submission
Deadline 5

Byers Gill Solar DCO CAH1 – Wednesday 16th October 2024, 4pm

Hearing Action Point – to clarify the extent of highway land within the order limits outside of the control of Darlington Borough Council as highway authority

The majority of highway land within the order limits is under the control of Darlington Borough Council as highway authority. There is however some highway land at the western and eastern extremes of the order limits, close to and within the boundaries of Durham County Council (DCC) and Stockton Borough Council (SBC) where such responsibilities would fall to the respective Councils as highway authority. The ExA requested that these parcels be identified, and this information be submitted as a post-hearing submission.

The plot reference numbers and descriptions are taken from the Book of Reference (BoR), Volume 4, Revision 3 dated June 2024 (AS-017), Book of Reference Schedule of Changes, Volume 4, Revision 1 dated June 2024 (AS-018) and the accompanying Land Plans, Revision 2 dated June 2024 (AS-015).

The table below only identifies those land parcels where DBC is not the sole highway authority.

Plot Ref.	Extent, Description and Situation of Land	Local Highway Authority	Comments
1/1	22795 sqm public highway (Aycliffe Lane and Lime Lane), junction, footway, verges, trees and shrubbery, Brafferton, Darlington	DBC/DCC	The DCC/DBC boundary follows a route which very roughly aligns with Lime Lane and Lodge Lane, from the A1(M) to the west and Whinny Hill to the east, affecting plot reference numbers 1/1, 1/2, 2/2 and 2/6, where there will be some overlap in highway control between DCC and DBC
1/2	17594 sqm of public highway (Lime Lane) footway, verges, public footpath (Brafferton no. 8), trees, shrubbery and	DBC/DCC	

	overhead cables, Brafferton, Darlington		
2/2	13421 sqm of public highways (Lodge Lane, Lime Lane) junction, verges, trees and shrubbery, Mordon, County Durham	DBC/DCC	
2/6	237 sqm of public highway and verge (Lodge Lane) Great Stainton, Darlington	DBC/DCC	
12/7	17172 sqm of public highways (Redmarshall Road, Kirk Hill, Whitton Road), verges, footways, trees, and shrubbery, Redmarshall, Stockton on Tees	DBC/SBC	DBC identified as Highway Authority within BoR, although due to extent of parcel crossing DBC/SBC boundary each authority would have rights as highway authority for respective areas of highway falling within the relevant areas of administrative control
12/16	18 sqm of public highway verge (Kirk Hill), Carlton, Stockton on Tees	SBC	DBC identified as Highway Authority within BoR although parcel appears to be entirely within Carlton village, within SBC administrative boundary
12/17	59 sqm of public highway (Kirk Hill), Carlton, Stockton on Tees	SBC	This and the following sites (12/17 - 13/18 listed below) are all located beyond the boundary between

			DBC and SBC and responsibility lies with SBC as highway authority
12/18	873 sqm of public highway (Kirk Hill), Carlton, Stockton on Tees	SBC	
12/20	2415 sqm of public highway (Kirk Hill), Carlton, Stockton on Tees	SBC	
12/23	1652 sqm of public highway (Kirk Hill), Carlton, Stockton on Tees	SBC	
12/24	10 sqm of public highway (Kirk Hill), Carlton, Stockton on Tees	SBC	
12/25	274 sqm of public highway (Kirk Hill), footway and verges, Carlton, Stockton on Tees	SBC	
12/27	999 sqm of public highway (Kirk Hill), footway and verges, Carlton, Stockton on Tees	SBC	
12/30	7136 sqm of public highway (Kirk Hill, Carlton Village, Letch Lane), footways, junctions, verges and public footpath, Carlton, Stockton on Tees	SBC	
13/1	12528 sqm public highway (Letch Lane), verges, hedgerows, accessways, and overhead cables, Carlton, Stockton on Tees	SBC	
13/3	33 sqm public highway verge (Letch Lane),	SBC	

	hedgerow and accessway, Carlton, Stockton on Tees		
13/5	3224 sqm public highway verge (Letch Lane), verge and accessway, Carlton, Stockton on Tees	SBC	
13/8	9 sqm of public highway (Letch Lane), verge, footway, hedgerow, and pipeline, Carlton, Stockton on Tees	SBC	
13/11	30 sqm of public highway (Letch Lane), verges, footway, hedgerow, and pipeline, Carlton, Stockton on Tees	SBC	
13/13	3589 sqm of public highway (Letch Lane), verges, footway, hedgerow, telegraph poles, and overhead cables, Carlton, Stockton on Tees	SBC	
13/15	165 sqm public highway (Letch Lane) and verge, Carlton, Stockton on Tees	SBC	
13/17	59 sqm of public highway (Letch Lane) and bridge structure over disused railway, verges, trees, and shrubbery, Stockton on Tees	SBC	
13/18	1224 sqm of public highway (Letch Lane) and bridge structure over disused railway, and verges, Stockton on Tees	SBC	

Hearing Action Point 4 – to respond to National Highways comments on responses to ExQ1 – C.A.1.8 (REP3-015)

Darlington Borough Council can confirm that it is the highway authority in respect of Plots 1/1, 3/1 and 3/6 on Aycliffe Lane and Plots 1/1 and 1/2 on Lime Lane. Taking the information provided at Action Point 1 into account, Durham County Council may also have an interest in land within Plots 1/1 and 1/2 as highway authority.

Until such time as the subsoil rights beneath these plots is conveyed to Darlington Borough Council as the representation suggests, National Highways would retain an interest in these plots as landowner.