



**AQUIND Limited**

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# **AQUIND INTERCONNECTOR**

Statement of Common Ground Between  
AQUIND Limited and Hampshire County  
Council

Agreed Draft

The Planning Act 2008

Document Ref: 7.5.5

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**DATE: 6 OCTOBER 2020**

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## DOCUMENT

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# 1. INTRODUCTION AND PURPOSE

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## 1.1. PURPOSE OF THE STATEMENT OF COMMON GROUND

1.1.1.1. A Statement of Common Ground ('SoCG') is a written statement produced as part of the application process for an application for a Development Consent Order ('DCO') and is prepared jointly by the applicant and another party. A SoCG sets out the matters of agreement between both parties, matters where there is not agreement and matters which are under discussion.

1.1.1.2. In this regard paragraph 58 of the Department for Communities and Local Government's guidance entitled "Planning Act 2008: examination of applications for development consent" (26 March 2015) hereafter referred to as DCLG Guidance) describes a SoCG as follows:

*"A statement of common ground is a written statement prepared jointly by the applicant and another party or parties, setting out any matters on which they agree. As well as identifying matters which are not in real dispute, it is also useful if a statement identifies those areas where agreement has not been reached. The statement should include references to show where those matters are dealt with in the written representations or other documentary evidence."*

1.1.1.1. The aim of a SoCG is to assist the Examining Authority to manage the examination of an application for a DCO by providing an understanding of the status of matters at hand and allowing the Examining Authority to focus their questioning. The effective use of SoCG is expected to lead to a more efficient examination process.

1.1.1.2. A SoCG may be submitted prior to the start or during an Examination and updated as necessary or as requested during an Examination.

## 1.2. DESCRIPTION OF THE PROPOSED DEVELOPMENT

1.2.1.1. AQUIND Limited (the 'Applicant') submitted an application for the AQUIND Interconnector Order (the 'Order') pursuant to Section 37 of the Planning Act 2008 (as amended) (the 'PA2008') to the Secretary of State ('SoS') on 14 November 2019 (the 'Application').

1.2.1.2. The Application seeks development consent for those elements of the AQUIND Interconnector (the 'Project') located in the UK and the UK Marine Area (the 'Proposed Development').

1.2.1.3. The Project is a new 2,000 MW subsea and underground High Voltage Direct Current ('HVDC') bi-directional electric power transmission link between the South Coast of England and Normandy in France. By linking the British and French electric power grids it will make energy markets more efficient, improve security of supply and enable greater flexibility as power grids evolve to adapt to different sources of

renewable energy and changes in demand trends such as the development of electric vehicles. The Project will have the capacity to transmit up to 16,000,000 MWh of electricity per annum, which equates to approximately 5 % and 3 % of the total consumption of the UK and France respectively.

1.2.1.4. The Proposed Development includes:

- HVDC Marine Cables from the boundary of the UK Exclusive Economic Zone to the UK at Eastney in Portsmouth;
- Jointing of the HVDC Marine Cables and HVDC Onshore Cables;
- HVDC Onshore Cables;
- A Converter Station and associated electrical and telecommunications infrastructure;
- High Voltage Alternating Current ('HVAC') Onshore Cables and associated infrastructure connecting the Converter Station to the Great Britain electrical transmission network, the National Grid, at Lovedean Substation; and
- Smaller diameter Fibre Optic Cables ('FOC') to be installed together with the HVDC and HVAC Cables and associated infrastructure.

### **1.3. THIS STATEMENT OF COMMON GROUND AND THE ROLE OF HCC**

1.3.1.1. This SoCG has been prepared jointly by the Applicant and Hampshire County Council ('HCC') in accordance with the DCLG Guidance and precedent examples of SoCG available on the Planning Inspectorate's ('PINS') website. It was drafted prior to the completion of HCC's Local Impact Report and as thus is subject to further changes in response to matters raised at Deadline 1, notwithstanding other issues that may arise during the course of the Examination, relating to topics covered in this SoCG as outlined at paragraph 3.1.1.1. The Applicant and HCC have agreed that the SoCG should be submitted in its current form at Deadline 1. Discussions will progress beyond Deadline 1 following HCC review of the supplementary TA and the SoCG will be updated accordingly.

1.3.1.2. HCC is interested in the Proposed Development as a Minerals and Waste Planning Authority, Highway Authority and Street Authority, including in relation to Public Rights of Way and as the Lead Local Flood Authority in respect of the parts of the Proposed Development located within their administrative boundary. In addition, HCC is an owner of land affected by the Proposed Development, but any compulsory acquisition considerations are outside of the scope of this SoCG. Other County matters include education and archaeology which may also be relevant to the Application.

- 1.3.1.3. HCC would be responsible for discharging many of the requirements of the Order associated with development in their administrative area should development consent be granted for the Proposed Development. HCC would also be responsible for monitoring and enforcing many of the Order provisions and requirements.
- 1.3.1.4. For the purpose of this SoCG the Applicant and HCC will be jointly referred to as the 'Parties'.



## 2. RECORD OF ENGAGEMENT UNDERTAKEN TO DATE

2.1.1.1. The table below sets out a summary of the key meetings and correspondence between the Parties in relation to the Proposed Development

**Table 2.1 – Schedule of pre-application meetings and correspondence**

Date	Form of Contact	Summary
10/01/2019	Meeting (Planning and Highways, including Winchester City Council, ('WCC') East Hampshire Council, ('EHC') Havant Borough Council, ('HBC') Portsmouth City Council, ('PCC') South Downs National Park Authority) ('SDNPA')	Preferred Converter Station location; Preliminary Environmental Information Report ('PEIR') for forthcoming statutory consultation; update on Cable Route options; land referencing (including Land Interest Questionnaires ('LIQ')); future engagement; Statement of Community Consultation ('SoCC').
22/01/2019	Meeting (Planning and Highways, including WCC, EHC, HBC, PCC, SDNPA)	PEIR and forthcoming statutory consultation / process; Cable Route options and rationale; Alternatives to limit impact of Cable Route on highway.
05/02/2019	Telecon (Planning and Highways, including WCC, EHC, HBC, PCC, SDNPA)	Deposit locations for Consultation Documents; Converter Station design and level of information in PEIR.
21/02/2019	Email	Archaeological Officer contacted to agree the rationale and scope of the Geophysical Survey.  The Written Scheme of Investigation (WSI) for this element was approved in April 2019 (email 30/04/19).  The HCC Archaeology and Historic Environment team provided archaeological advice to Local Planning Authorities (LPAs) in Hampshire, including HDC, HBC and PCC.

Date	Form of Contact	Summary
05/07/2019	Meeting (Highways) HCC	Onshore Cable Corridor and Street Works; Transport Assessment scope; Transport Sub Regional Transport Model scoping note (methodology and assumptions).
23/07/2019	Workshop Lead Local Flood Authority ('LLFA') / Drainage, including EA, Portsmouth Water and PCC LLFA / Drainage)	Update on Proposed Development and flood risk profile within the Order Limits; Surface water resources and Flood Risk Assessment ('FRA'); Permitting requirements; Potential constraints at Converter Station; Crossing of the East Solent Coastal Partnership ('ESCP') flood defences.
20/08/2019	Meeting	<p>Discussion with HCC County Archaeologist about the results of the Geophysical Survey. The proposed strategy for additional surveys and mitigation was discussed.</p> <p>Agreed that Stage 2 trial trenching could be conducted following submission of the DCO application on the proviso that the project can demonstrate a level of flexibility in terms of design.</p> <p>HCC indicated that further work along existing modern highways is unlikely to be required, except at more sensitive areas along the Onshore Cable Corridor.</p>
13/09/2019	Meeting (HCC and Highways England)	Project Update; Proposals for Horizontal Directional Drilling ('HDD') under the A27; Street Works.
07/01/2020	Meeting (HCC)	Update post submission.

Date	Form of Contact	Summary
14/02/2020	Meeting (HCC and Highways England)	Update including discussions about Public Rights of Way ('PRoW') and drainage. Discussion on areas of key traffic and transport concern to HCC including the DCO / requirements.
27/05/2020	Meeting HCC	<p>HCC identified a number of key highway issues which have been raised previously within the PIER and that will be further iterated within the LIR response. This included lack of detail regarding the construction access and construction traffic management concerns regarding forward visibility on Broadway Lane/Day Lane and the working widths for construction traffic. It was suggested the project team review what is being done at the IFA 2 at Chilling site. Matters relating to cable route details, link box location details, and impact assessment and mitigation factors were also discussed.</p> <p>HCC urged Aquind to consider use of its permit scheme and other adopted process including s278,s171 and the TRO processes and noted that HCC will be introducing a lane rental scheme within the next few years, including A3 London Road (and that PCC have introduced a scheme already</p>
05.08.2020	Meeting	<p>PW comments on the applicant response to Relevant Representation was discussed.</p> <p>Supplementary karst report was discussed and further explanation relating to HDD</p>

Date	Form of Contact	Summary
		<p>works and the method of dealing with unknown karst features were explained</p> <p>Proposed piling solution and piling risk assessment (draft) discussed.</p> <p>Proposed temporary car park and associated temporary surface water drainage discussed</p> <p>Converter station drainage system and SuDS explained.</p> <p>Explanation was provided relating to fire deluge system and how the surface water drainage system will be designed to account for its operation.</p>
11/09/2020	Meeting with HCC	<p>Proposed site level and associated Earthworks methodology discussed</p> <p>Construction water management and earthwork water management discussed</p> <p>Generic method statement and its table of contents discussed</p>
15/09/2020	Meeting HCC	<p>Informal meeting to introduce Amy Hallam to HCC.</p> <p>Discussed progression of SoCG and other issues including LIR. Agreed to further meeting once additional information had been shared after Deadline 1 to allow the parties time to consider the additional information.</p> <p>It was agreed that the parties have been working well and seeking to reach agreement but acknowledged that this would be ongoing. As such, this version of the SoCG will be superseded following further meetings.</p>

Date	Form of Contact	Summary
24/09/2020	Email Correspondence	Draft SoCG issued to HCC HCC provided minor comments on the draft SoCG 1.10.2020

## 3. SUMMARY OF TOPICS COVERED BY THE SOCG

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### 3.1. TOPICS COVERED IN THE STATEMENT OF COMMON GROUND

3.1.1.1. The following topics discussed between the Parties are commented on further in this SoCG:

- Planning policy
- Alternative Cable Route opportunities
- Converter Station site access
- Converter Station Area Construction Phase
- Operation Phase
- Cable Route
- Transport study area
- Route impact assessment
- Traffic management requirements and anticipated impacts
- Additional highway matters
- Implementation Officer requirements
- Alternatives
- DCO powers
- Landscape
- Noise
- Lead Local Flood Authority
- Ecology
- Archaeology and Historic Environment

3.1.1.2. For the avoidance of doubt, matters not covered in this SoCG including Compulsory Acquisition have not been discussed between the Parties as they have not been raised by HCC during the consultation undertaken to date between the Parties.

## 4. CURRENT POSITION

### 4.1. PLANNING POLICY

Table 4.1 – Planning Policy

Ref.	Description of matter	Current Position	RAG
<b>Planning Policy</b>			
HCC 4.1.1	Role of NPS EN-1	It is agreed that the relevant National Policy Statement ('NPS') for the Proposed Development is the Overarching NPS for Energy (EN-1) (2011) which provides the primary policy basis for the determination of the application (as set out in the Planning Statement, Examination Library reference APP-108).	Agreed
HCC 4.1.2	Policy Framework	Local planning policies from the relevant authorities can be 'important and relevant' considerations for the SoS in determining the Application. The Development Plan for HCC comprises (as set out in Appendix 4 of the Planning Statement, Examination Library reference APP-112): <ul style="list-style-type: none"> <li>Hampshire Minerals and Waste Plan (2013);</li> <li>Minerals and Waste Safeguarding in Hampshire SPD (2016).</li> </ul>	Agreed

### 4.2. CONVERTER STATION SITE ACCESS

Table 4.2 – Converter Station Site Access

Ref.	Description of matter	Current Position	RAG
<b>Site Access (Substation)</b>			
HCC 4.2.1	Site Access	Discussions are ongoing with regard to site access from Broadway Lane. HCC have concerns regarding forward visibility and that this will require further justification in addition to discussion relating to the substation internal road.  Additional plans will shortly be submitted to HCC and the Applicant looks forward to HCC review and confirmation that site access from Broadway Lane is appropriate.	Ongoing

### 4.3. CONVERTER STATION CONSTRUCTION PHASE

Table 4.3 – Converter Station Construction Phase

Ref	Description of matter	Current Position	RAG
HCC 4.3.1	Construction Phase	<p>A Framework Construction Traffic Management Plan ('FCTMP') was submitted with the application (Examination Library reference APP-450) and covers the following topics as suggested by HCC: (all references are to APP-450)</p> <ul style="list-style-type: none"> <li>Abnormal Indivisible Load ('AIL') movements (section 2.7.7 and Appendix 5);</li> <li>Mud on roads (paragraph 3.6.1.3);</li> <li>Turning of delivery vehicles to allow site egress in forward gear (5.2.1.2);</li> <li>Contractor parking (3.2.1,1.1.6 and section 4.3);</li> <li>Construction traffic routes (Section 3.4);</li> <li>Mitigation (Table 5, Sections 5.2 and 7.3).</li> </ul> <p>The Applicant looks forward to HCC's review and confirmation that the details outlined in the FCTMP are satisfactory.</p>	Ongoing
HCC 4.3.2	Vehicle Routing	<p>Discussions are ongoing with HCC with regards to vehicle routing to the Converter Station.</p> <p>The FCTMP was submitted with the application (Examination Library reference APP-449) and sets out the Applicant's approach to vehicular movement management for each section of the Onshore Cable Corridor.</p> <p>The Applicant seeks HCC review and confirmation that details as submitted are acceptable.</p>	Ongoing
HCC 4.3.3	FCTMP – HGV movements	<p>Discussions surrounding the HGV movements of vehicles to and from the site are ongoing. The FCTMP was submitted with the application (Examination Library reference APP-449). Control of HGVs is discussed throughout the FCTMP.</p> <p>The Applicant seeks HCC review and confirmation that details as submitted are acceptable.</p>	Ongoing
HCC 4.3.4	Asset Resilience	<p>Details as set out in Section 7.4 (specifically sections 7.4.1.1 to 7.4.1.2) of the FCTMP (Examination Library reference APP-450) submitted with the Application outlines the mitigation measures to be provided by the Applicant. The Applicant looks forward to HCC's review and agreement that the outlined strategy in respect of the resilience of HCC's assets in terms of public highway, is appropriate.</p>	Ongoing
HCC 4.3.5	Planned works	<p>HCC have previously referred to the installation of a new pedestrian crossing on Lovedean Lane which has now been installed. If necessary, in connection with the construction of the Proposed Development the crossing will be removed and reinstated to the existing HCC's standard. <a href="#">HCC have noted that the potential conflict</a> with already committed works to be carried out at Ladybridge roundabout in connection with the West of Waterlooville Major Development Area and the Transforming Cities Fund needs to be explored further to ensure coordination and integration.</p>	Ongoing



#### 4.4. OPERATIONAL PHASE

Table 4.4 – Operational Phase

Ref.	Description of matter	Current Position	RAG
<b>Operational Phase</b>			
HCC 4.4.1	Impact on highway network post completion	<p>Section 1.3.11 of the Transport Assessment (Examination Library reference APP-448) relates to the operation of the Converter Station, and states that “it is not anticipated that the proposed scheme will have an impact upon the function of the highway network when operational”.</p> <p>Section 7.4 (specifically sections 7.4.1.1 to 7.4.1.2) of the FCTMP (Examination Library reference APP-450) submitted with the Application relates to the condition of the highway, including pavements, requiring monitoring to establish whether construction activities result in a worsening of the condition of the highway and requiring reinstatement where it does.</p> <p>Requirement 10 of the DCO relating to highway accesses ensure that highway accesses (including visibility splays) must be constructed and maintained in accordance with the approved details. The Applicant is awaiting HCC review and agreement of the submitted DCO including the requirements and FCTMP, and it is noted further information regarding the proposed access to the Converter Station is to be provided to HCC for review.</p>	Ongoing
HCC 4.4.2	Converter Station Design	<p>The Applicant notes HCC’s Relevant Representation (‘RR’), which states that in terms of design that HCC’s: seeks “further information on the details and justification for the proposal, including the bulk, size and siting of the building.”</p> <p>The Applicant will respond to the RR through the Examination process.</p>	Ongoing

#### 4.5. CABLE ROUTE

Table 4.5 – Cable Route

Ref.	Description of matter	Current Position	RAG
HCC 4.5.1	Access to residential properties during construction	<p>The precise details are yet to be agreed with regards to access to residential properties. However, a framework of the traffic management measures to be implemented is outlined in the submitted Framework Traffic Management Strategy (FTMS) (Examination Library reference APP-449)</p> <p>Further information regarding how the access to properties during construction will be managed (including a strategy in respect of the communication to the public of when works will be ongoing) is being prepared which will be discussed with HCC and Portsmouth City Council and which it is hoped will provide the certainty required in respect of access to residential (and commercial) properties and alternative arrangements..</p>	Ongoing
HCC 4.5.2	Section 1 (Lovedean) Converter Station Area	<p>It is agreed that details of the proposed Lovedean Converter Station Permanent Access Arrangement (Plate 21, pg. 37) can be found in the submitted Transport Assessment (Examination Library reference APP-448) and details have been discussed in meetings with HCC. Additional plans are due to be submitted to HCC and the Applicant, following which the Applicant welcomes further discussion with HCC to review and confirm that the outline site access proposals from Broadway Lane are appropriate.</p>	Ongoing

Ref.	Description of matter	Current Position	RAG
HCC 4.5.3	Section 2 Anmore	HCC considers that the construction of the Onshore Cable Corridor crossing Anmore Lane and access to the field south of Anmore Lane requires further discussion.  Section 4 of the FTMS (Examination Library reference APP-449) relates to Section 2 – Anmore and includes information regarding this proposed crossing, and the Applicant welcomes HCC review and confirmation that the proposed traffic management measures are acceptable.	Ongoing
HCC 4.5.4	Section 3 Cable Route Denmead/Kings Pond Meadow	It is agreed that the details relating to Section 3 can be found at paragraphs 1.3.5.18-1.3.5.21 of the Transport Assessment (Examination Library reference APP- 448) and in Section 5 of the FTMS (Examination Library reference APP-449) and the Applicant welcomes HCC review and confirmation that the proposed traffic management measures are acceptable.	Ongoing
HCC 4.5.5	Section 4 Hambledon Road to Burnham Road	It is agreed that details of the proposed alternatives can be found in the submitted ES Volume 1, Chapter 2, Consideration of Alternatives (Examination Library reference APP-117). It is further agreed that section 6 of the FTMS (Examination Library reference APP-449) provides information in respect of the proposed suite of traffic management measures to be implemented in connection with the construction of this section of the Onshore Cable Corridor. The Applicant welcomes HCC review and confirmation that the proposed traffic management measures are acceptable.	Ongoing
HCC 4.5.6	Impact of Cable laying and Ladybridge roundabout	Discussions are ongoing with the developer and HCC with regard to the impact on the Cable laying route and the Ladybridge roundabout.	Ongoing
HCC 4.5.6	Joint Bays	Joint Bay locations are proposed within the Order Limits, including highway land. The ES Volume 2 – Figure 24.2 Illustrative Cable Route, HDD sites and Joint Bays for noise and vibration assessment (Examination Library reference APP-336) was produced for illustrative purposes only to provide context to the noise and vibration assessment. The illustration represents a scenario of how the Cable Route could be laid within the Cable Corridor, to facilitate a reasonable worst case noise and vibration assessment.  The precise alignment and locations of the Cable Route, HDD sites and Joint Bays are to be subject to approval by the relevant Local Planning Authority through requirement 6 of the DCO (Examination Library reference APP-019).  The Applicant welcomes further comments from HCC and agreement on the approach to location of the joint bays in the detailed design process.	Ongoing
HCC 4.5.7	Link Boxes	It is agreed that Link Boxes are proposed within the Order Limits, which includes highway land, and will be subject to approval from the relevant Local Planning Authority through requirement 6 of the DCO (Examination Library reference APP-019).  The Applicant welcomes further comments from HCC and agreement on the approach to location of the joint bays in the detailed design process.	Ongoing

## 4.6. TRANSPORT STUDY AREA

Table 4.6 – Transport Study Area

Ref.	Description of matter	Current Position	RAG
<b>Transport Study Area</b>			
HCC 4.6.1	Transport Study Area	It is agreed that the Transport Study Area as shown in Figure 22.1 EIA Traffic and Transport Study Area (Examination Library reference APP-316) for the purposes of the Transport Assessment is appropriate.	Agreed
4.6.2	Additional Transport surveys	The scope of the transport assessment and junction capacity assessments was agreed with HCC in the TA Scoping Note and discussions with HCC.	Agreed

## 4.7. ROUTE IMPACT ASSESSMENT

Table 4.7 – Alternative / Cable Route Opportunities

Ref.	Description of matter	Current Position	RAG
HCC 4.7.2	Clarification on route	<p>The Applicant has taken opportunities to take the Cable off the highway, where it has been possible and practicable to do so, for example:</p> <ul style="list-style-type: none"> <li>By using HDD under Kings Pond Meadow and through Denmead.</li> </ul> <p>HCC's Relevant Representation (Examination Library reference RR-093) sought further clarification required as to why the A3 and B2150 for Cable laying has been chosen.</p> <p>A number of alternative Onshore Cable Routes were considered and are identified in ES Chapter 2 (Consideration of Alternatives (Examination Library Reference APP-117)). Whilst it was concluded to be feasible from an engineering installation perspective, with a reduced traffic impact on the A3 than the proposed Onshore Cable Corridor, it has a number of potentially significant impacts on environmental designations (Ancient Woodland and Site of Importance for Nature Conservation). These likely impacts relate to cable installation and compounds for HDD requiring clearance of hedgerows, trees and other vegetation than the highway route, and in applying the planning balance it was concluded that the A3 and B2150 route was the most appropriate.</p>	Ongoing
HCC 4.7.3	Impacts on residents and businesses	<p>HCC's Relevant Representation (Examination Library reference RR-093) stated that:</p> <p>"The Council will seek appropriate mitigation measures to offset the impacts of the development and ensure residents, nearby development sites and businesses are not unduly affected by the proposed works."</p> <p>The Applicant looks forward to continued engagement with HCC, including in respect of the FCTMP ((Examination Library reference APP-450) and the FTMS (Examination Library reference APP-449) and further information to be provided in relation to how the access to properties during construction will be managed (including a strategy in respect of the communication to the public of when works will be ongoing), and confirmation that these are adequate mitigation measures</p>	Ongoing

## 4.8. TRAFFIC MANAGEMENT REQUIREMENTS AND ANTICIPATED IMPACTS

Table 4.8 – Traffic Management

Ref.	Description of matter	Current Position	RAG
<b>Traffic Management</b>			
<b>HCC 4.8.1</b>	Traffic Management	<p>The FTMS submitted with the application (Examination Library reference APP-449), together with the Requirements in the DCO (Examination Library reference APP-019) set out the phasing of the development and how traffic will be managed, section by section, including at the Converter Station.</p> <p>The Applicant welcomes HCC review of these documents and confirmation that the proposed traffic management measures, including the Requirements, are acceptable.</p>	Ongoing

## 4.9. ADDITIONAL HIGHWAY MATTERS

Table 4.9 – Additional Highway Matters

Ref.	Description of matter	Current Position	RAG
<b>Additional Highway Matters</b>			
<b>HCC 4.9.1</b>	Transport legislation	Section 2.4 of ES Appendix 22.1, the Transport Assessment) (Examination Library reference APP-448) includes reference to the New Roads and Street Works Act (1991)	Agreed
<b>HCC 4.9.2</b>	Strategic Transport Implications	Discussions with regard to strategic transport implications are ongoing. However, the Applicant confirms that the wider scale impacts of traffic redistributing away from the construction works has been included within the Transport Assessment (APP -448), as discussed in section 2.9.2 (Traffic Assessment) and it is considered can be mitigated adequately (where necessary) in connection with the construction of the Onshore Cables.	Ongoing
<b>HCC 4.9.3</b>	Planned Works	Whilst discussions with regard to planned works and potential conflicts of the Applicant's proposed works are ongoing, the Applicant considers that it has identified appropriate mitigation measures to ensure that the highway network is not unduly affected by construction, as set out in the submitted Framework Traffic Management Strategy (Examination Library reference APP-449) and Appendix 22.2 (Framework Construction Management Plan) (CTMP) (APP-450) which are secured by Requirements 17 (CTMP) , 18 (Construction Hours) and 19 (Traffic Management Strategy) within the draft DCO (APP-01) which must be submitted to and approved by the relevant authorities.	Ongoing
<b>HCC 4.9.4</b>	Highways Reinstatement	Article 12 of the draft Order (Examination Library reference APP-019) provides that sections 70 (duty to reinstate) and 71 (materials, workmanship and standard of reinstatement) of the New Roads and Street Works Act 1990 is applicable in relation to the Proposed Development, requiring the reinstatement of all highways in accordance with the Specification for the Reinstatement of Openings in Highways issued by the Department for Transport in accordance with the Street Works (Reinstatement) Regulations 1992 (as amended), which it is agreed secures the required level of reinstatement for the highway following the installation of the Onshore Cables.	Ongoing

## 4.10. IMPLEMENTATION OFFICER REQUIREMENTS

Table 4.10 – Implementation Officer Requirements

Ref.	Description of matter	Current Position	RAG
<b>Implementation Officer Requirements</b>			
HCC 4.10.1	Implementation Officer Requirements	<p>“The proposals as set out by the applicant in the DCO for agreeing road space are likely to be resource intensive. Additional resources will therefore be needed to manage and coordinate the works and funds are likely to be sought from the applicant to undertake these additional tasks”.</p> <p>“As with the highway considerations, it is likely that the additional resources required to oversee this work will need to be provided. Funds from the applicant are therefore likely to be sought in this regard.”</p> <p>Discussions surrounding funding for HCC officer time to coordinate and oversee the works in the highway are ongoing. The Applicant has agreed that is amenable to the entering into of a PPA relating to discharge and enforcement of requirements for in the event the DCO is granted and will progress discussions with HCC.</p>	Ongoing

## 4.11. DCO POWERS

Table 4.11 – DCO Powers

Ref.	Description of matter	Current Position	RAG
<b>DCO – Powers</b>			
HCC 4.11.1	DCO – Powers	<p>HCC’s Relevant Representation noted the Council’s preference for the Applicant to use the New Roads and Street Works Act 1991 (NRSWA),</p> <p>“The Council notes that the submitted DCO is seeking to disapply elements of the New Roads and Street Works Act 1991 (NRSWA) and the Traffic Management Act 2004 (TMA). The Council’s overriding concern is that its ability to manage and coordinate activities on the Highways is not unduly prejudiced, to ensure they are safely executed and the specification for the reinstatement of openings in Highways is complied with as required. As such, its preference is to retain the elements of the NRSWA and TMA that the applicant seeks to disapply, including the provision of the permit scheme that the Council operates. In the absence of such an agreement with the applicant, it will seek to ensure that there is suitable wording, and agreement about the extent and format of information to be provided, within the DCO to replicate the requirements of these Acts to ensure that the operation of the highways are effectively controlled and managed.”</p> <p>The draft DCO expressly provides at Articles 11 and 12 that the New Roads and Street Word Act 1991 (NRSWA) is applicable and that the undertaker is authorised to carry out the works in accordance with the relevant applicable requirements of that Act. Within the draft DCO (Examination Library reference APP-019) there are a number of requirements that the Applicant considers would provide the necessary information and control that HCC would require to ensure highway safety and coordination of street works. Draft Requirement 10 (Highway Access) requires written details regarding means of access to be submitted to and approved by the relevant highway authority. Draft Requirement 17 (Construction Traffic Management Plan) requires traffic management plans for each phase of development to be submitted to and approved by the relevant highway authority. Requirement 19 (Traffic Management Strategy) requires a traffic management strategy (TMS) for each phase of development to be submitted to and approved by the relevant highway authority which would include anticipated duration and timing of the works as well as details of the advanced publicity to be conducted. In respect of the laying of the HVDC</p>	Ongoing

Ref.	Description of matter	Current Position	RAG
		<p>cables (Works No. 4), Requirement 19 states that a TMS will be submitted to the relevant highway authority not less than 3 months prior to the proposed dates of the commencement of that phase of works and that the undertaker must provide not less than 10 working days' notice to the relevant highway authority prior to the implementation of the TMS.</p> <p>Whilst the Applicant considers that these requirements provide necessary control measures, the Applicant looks forward to ongoing discussions with HCC to ensure that the DCO includes sufficient and acceptable powers to lay the Cables within the highway and ensures appropriate provision for the protection of the highway.</p>	

## 4.12. LANDSCAPE AND VISUAL AMENITY

**Table 4.12 – Landscape and Visual Amenity**

Ref.	Description of matter	Current Position	RAG
<b>Landscape and Visual Amenity</b>			
<b>HCC 4.12.1</b>	Landscape	<p>It is agreed that details outlined in the ES Chapter 15 (Examination Library reference APP-130) with regards to the proposed landscaping mitigation reduces the impact of the Proposed Development on the landscape.</p> <p>“The development will undeniably have a significant effect on both the landscape character and appearance on parts of the proposed route, particularly the proposed additional building at Lovedean. We note the concerns expressed by other local planning authorities in this regard and seek further information on the details and justification for the proposal, including the bulk, size and siting of the building. Nevertheless, we note that the proposed mitigation appears to be in scale with the development and is capable of reducing the impact of the proposal in the landscape.”</p>	Ongoing
<b>HCC 4.12.2</b>	Predicted impacts – Design of the Converter Station	<p>The impacts that are considered, by the Applicant, to have the potential to give rise to temporary and / or permanent significant effects during construction and operation of the Proposed Development in relation to the Converter Station are identified at section 15.3.6 of Chapter 15 of the ES.</p> <p>The Applicant welcomes HCC’s review and agreement that these represent an accurate reflection of the predicted impacts.</p> <p>The Applicant notes HCC’s Relevant Representation (‘RR’), which states that in terms of design that HCC’s: seeks “further information on the details and justification for the proposal, including the bulk, size and siting of the building.”</p> <p>The Applicant will respond to the RR through the Examination process.</p>	Ongoing
<b>HCC 4.12.3</b>	Mitigation – Outline Landscape and Biodiversity Strategy	<p>The Applicant considers that the measures set out in the Outline Landscape and Biodiversity Strategy (Examination Library reference APP-506) submitted with the Application and the extent of the mitigation in the Strategy relating to the Converter Station, mitigate impacts to an acceptable level.</p>	Agreed

Ref.	Description of matter	Current Position	RAG
		The Applicant duly notes HCC's Relevant Representation ('RR') which states: <i>"Undeniable significant effect on both the landscape character and appearance on parts of the proposed route, particularly the Converter Station at Lovedean. Nevertheless, we note that the proposed mitigation appears to be in scale with the development and is capable of reducing the impact of the proposal in the landscape."</i>	
<b>HCC 4.12.4</b>	Residual effects	The assessment of residual effects set out at Tables 15.10 and 15.11 of Chapter 15 of the ES is agreed.  The Applicant duly notes HCC's Relevant Representation ('RR') which states: <i>"Undeniable significant effect on both the landscape character and appearance on parts of the proposed route, particularly the Converter Station at Lovedean. Nevertheless, we note that the proposed mitigation appears to be in scale with the development and is capable of reducing the impact of the proposal in the landscape."</i>	Agreed

### 4.13. NOISE AND VIBRATION

**Table 4.13 – Noise**

Ref.	Description of matter	Current Position	RAG
<b>HCC 4.13.1</b>	ES Methodology – Study area	The study area as set out in paragraphs 24.1.2.2 to 24.1.2.9 of ES Chapter 24 (Noise and Vibration) (Examination Library reference APP-139) is agreed.	Ongoing
<b>HCC 4.13.2</b>	ES Methodology	The detailed methodology for construction noise and vibration assessment and baseline information set out in section 24.4 of ES Chapter 24 is agreed.	Ongoing
<b>HCC 4.13.3</b>	Predicted Impacts	Predicted impacts of noise and vibration in connection with the Proposed Development are set out in section 24.6 of Chapter 24 of the ES. The Applicant welcomes HCC's review and agreement that these represent an accurate reflection of the predicted impacts.	Ongoing
<b>HCC 4.13.4</b>	Mitigation – Onshore Outline CEMP – General Environmental Control Measures	The measures set out in section 5.11 (Noise and Vibration) of the Onshore Outline CEMP (Examination Library reference APP-505) are yet to be agreed.	Ongoing
<b>HCC 4.13.5</b>	Requirement 20 – Control of noise during operation	Draft DCO requirement 20 with regards to Works No. 2 requiring a noise management plan in respect of operational noise setting out particulars of noise attenuation and mitigations to minimise noise, and a scheme for monitoring and attenuation and mitigation measures, and a complaints procedure (requiring LPA approval), in accordance with BS4142:2014 is yet to be agreed.	Ongoing

## 4.14. LEAD LOCAL FLOOD AUTHORITY AND FLOOD RISK

Table 4.14 – Lead Local Flood Authority

Ref.	Description of matter	Current Position	RAG
<b>Lead Local Flood Authority and Water Management</b>			
HCC 4.14.1	Works affecting temporary water courses	The Applicant notes and welcomes HCC's comment in its Relevant Representation that: "The Council welcomes the provision made to ensure a consent/permit application is submitted in relation to those temporary or permanent works affecting capacity of ordinary watercourses"	Agreed
HCC 4.14.2	Role of LLFA	The draft DCO (dDCO) Examination Library reference APP-019) does not detail the responsibility of Lead Local Flood Authorities and it is recognised that Requirement 12 of the draft DCO (Examination Library reference APP-019) should make specific reference to HCC being the person approving the relevant details of surface and foul water drainage for elements of the Proposed Development within its administrative boundary.	Ongoing
HCC 4.14.3	Flood Risk Assessment	The Applicant welcomes additional engagement with the LLFA to understand the reservations expressed in the Relevant Representation, given that the approach to the Flood Risk Assessment and proposed mitigation were discussed and agreed at a collaborative workshop held on 23 <sup>rd</sup> July 2019 as set out in ES Appendix 20.4 (Examination Library reference APP-439). HCC requested additional discussions with technical specialists and this engagement is ongoing in respect of flood matters.  In relation to the Surface Water Drainage and Aquifer Mitigation Strategy (APP-360), the Applicant is coordinating further engagement with HCC alongside Portsmouth Water and the Environment Agency in respect of surface water management at the Converter Station.	Ongoing
HCC 4.14.4	Funding	The Applicant accepts that additional funds will be required by HCC to enable approvals in connection with the Requirements of the draft DCO to be provided, and discussions remain ongoing in respect of the proposed post-consent Planning Performance Agreement.	Ongoing

## 4.15. ECOLOGY

Table 4.15 – Ecology

Ref.	Description of matter	Current Position	RAG
<b>Ecology</b>			
HCC 4.15.1	Area of study relevant to HCC	It is agreed that the parts of the Onshore Ecology assessment set out in Chapter 16 of the ES (Onshore Ecology) (Examination Library reference APP-131) relevant to HCC are Sections 1 (Lovedean (Converter Station Area)) to Section 4 (Hambledon Road (north)).	Agreed
HCC 4.15.2	ES Methodology – Study area	It is agreed (as noted in section 16.1.2 of Chapter 16) that the study areas for the Preliminary Ecological Appraisal ('PEA') for ecological features are appropriate.	Agreed
HCC 4.15.3	ES Baseline	The ecological baseline is set out at section 16.5 of Chapter 16. The Applicant welcomes HCC's review and agreement of this baseline for Sections 1 – 4	Ongoing
HCC 4.15.4	Predicted Impacts	The impacts in respect of ecological / environmental designations and species in relation to the Converter Station Area and Onshore Cable Corridor are identified (including mitigation) at sections 16.6.1 and 16.6.2 of Chapter 16 of the ES. The Applicant welcomes HCC's review and agreement that these represent an accurate reflection of the predicted impacts.	Ongoing



Ref.	Description of matter	Current Position	RAG
HCC 4.15.5	Mitigation – Onshore Outline CEMP General Environmental Control Measures	The Onshore Outline CEMP (Examination Library reference APP-505) section 5.3 (Onshore Ecology), including precautionary methods of works and arboriculture is yet to be discussed and agreed with HCC.	Ongoing
HCC 4.15.6	Mitigation - Onshore Outline CEMP – Location Specific Construction Environmental Control Measures	The Applicant also welcomes HCC’s views and agreement on other measures set out in the Onshore Outline CEMP, including section 6.2.2 (Arboriculture); sections 6.3.3 and 6.3.4 (Section 1 Lovedean – Converter Station Area – Onshore Ecology and Arboriculture); sections 6.4.1 and 6.4.2 (Section 2 – Anmore and Section 3 – Denmead/Kings Pond – Onshore Ecology and Arboriculture and Landscape); section 6.5.1 (Section 4 Hambledon Road (north) – Arboriculture and Landscape).	Ongoing
HCC 4.15.7	Mitigation - Onshore Monitoring Plan	The following sections of the Onshore Outline CEMP: section 7.1 (Onshore Monitoring Plan - Arboriculture - Protection of trees) and section 7.1 (Onshore Monitoring Plan - Onshore Ecology - Construction impacts to the environment) are yet to be discussed and agreed.	Ongoing
HCC 4.15.8	Residual effects	Subject to further discussion in relation to predicted impacts and mitigation measures, the Applicant seeks HCC’s agreement of the assessment of residual effects set out in section 16.9 and table 16.9 of Chapter 16 of the ES.	Ongoing
HCC 4.15.9	Requirements	The draft DCO and Requirement 9 for a Biodiversity Management Strategy with mitigation and enhancement measures (requiring LPA approval) is yet to be agreed.	Ongoing

## 4.16. ARCHAEOLOGY AND HISTORIC ENVIRONMENT

**Table 4.16 – Archaeology and Historic Environment**

Ref.	Description of matter	Current Position	RAG
<b>Archaeology and Historic Environment</b>			
HCC 4.16.1	Archaeology and Historic Environment	The details submitted in ES Chapter 21 Heritage and Archaeology (Examination Library reference APP-136) are agreed. “The Council are generally satisfied with the information submitted in the Environmental Statement in relation to the three proposed strategies (greenfield, brownfield and highway) for addressing the archaeological potential within the route parameters.”	Agreed

## 5. SIGNATURES

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Ref.	Hampshire County Council	AQUIND (the Applicant)
Signature		
Printed Name		
Title		
On behalf of	Hampshire County Council	AQUIND Limited
Date		

