



The Planning Inspectorate

Application by National Grid Gas plc for an Order Granting Development Consent for the River Humber Gas Pipeline Replacement Project

Agendas for issue-specific hearings

This document sets out agendas for issue-specific hearings.

Participation in hearings

All interested parties are invited to attend the hearings but should give notice to the Case Manager that they wish to participate.

Each interested party is entitled to make oral representations at the hearings. However, this is subject to the Examining Authority's power to control the hearings. The attendees listed under specific topics are invited because the Examining Authority considers that the material they have submitted raises issues that the Examining Authority would like to explore at the hearings.

Conduct of the hearings

Guidance under the Planning Act 2008 and the Examination Procedure Rules provide that at hearings it is the Examining Authority that will probe, test and assess the evidence through direct questioning of persons making oral representations. Questioning at the hearings will therefore be led by a member the Examining Authority.

Cross examination of the person giving evidence by another person will only be permitted if the Examining Authority decides it is necessary to ensure representations are adequately tested, or that a person has had a fair chance to put their case. For most matters the Examining Authority will conduct the hearing in a round table format.

The applicant, statutory nature conservation bodies, local authorities and other bodies seeking to present and rely on expert evidence are advised to ensure that their appropriate expert advisors are present on each day of the hearings and available to give evidence and to be questioned. All relevant experts should be available to be brought to the hearings at short notice, to ensure efficient management of the process.

The time allocated for each of the issue-specific hearings is estimated, based on the matters identified for consideration. The Examining Authority may at any time shorten or lengthen a session, conclude a hearing early, or otherwise adjust the timings as required for each issue to be examined to their satisfaction.

Participants should note that after each set of hearings there are deadlines in the Examination timetable for the submission of written summaries of oral evidence and any other requested information.

HEARING ON THE SPECIFIC ISSUES

Venue:

Mecure Hotel Royal Hotel, 170 Ferensway, East Yorkshire, Hull HU1 3UF

Time: Doors open at 9.00 am.

The issue specific hearings will open at 9:30am. Breaks will be taken during the hearing as directed from the Chair at convenient times, including at approximately 1pm for half an hour each day.

Day 1 – Tuesday 17 November - 9:30 am to 5.00 pm

CONSTRUCTION AND ENVIRONMENTAL IMPACTS

Invited attendees:

- Applicant
- Applicant's Geotechnical Investigation (GI) technical expert
- Environment Agency (EA)
- North Lincolnshire Council (NLC)
- East Riding of Yorkshire Council (ERYC)
- Natural England (NE)
- Royal Society for the Protection of Birds (RSPB)
- Yorkshire Wildlife Trust (YWT)
- Lincolnshire Wildlife Trust (LWT)
- Historic England
- Other Interested Parties (IPs)

1. Welcome and Introduction

2. Purpose of the Issue Specific Hearing

3. Construction - how the project will be planned and executed and its effects

3.1 Transition tunnel to trench

3.2 Material volume, working hours and HGV traffic flow

3.3 Update on retention of existing pipeline [[REP3-031](#)]

4. Hydrology and Geology

4.1 FLOOD RISK

4.1.1 Programme as referred to in [[REP3-024](#)] – tunnel drive and steel pipeline, verify duration of each activity

4.1.2 Flood Bund Height

4.1.3 Effects of storage of maximum volumes (arising) shown on Indicative Site Layout Plans

4.1.4 [[REP3-015](#)] Deadline 3 (D3), Statement of Common Ground (SOCG) – Adequacy of Flood Risk Assessment '*Not Resolved*' – Position update

- 4.1.5 EA's Written Representation [[REP3-002](#)] - (1) Climate change levels – Errata update, and;
 - 4.1.6 (7) Increase in fluvial flood risk – separation of tidal/fluvial data
 - 4.1.7 Humber Emergency Planning Unit - feedback on Flood Risk Assessment (FRA) and Flood Incident Response Plan (FIRP), Policy test EN1-5.7.25
- 4.2 GI REPORT AND UPDATE AT D3 [[REP3-004](#)] and [[REP3-008](#)]
- 4.2.1 Update on Phase 3 GI (Oct 15) at Reception Pit
 - 4.2.2 Deliverability of the project and position of the reception shaft
 - 4.2.3 Non-Technical Summary, Deadline 3 - clarification of latest position from applicants expert – EAs feedback and ExA Questions
 - 4.2.4 Review of Updated Risk Register [[REP3-025](#)]
 - 4.2.5 Impacts (if any - in the light of Deadline 3 GI) on EAs Written Representation [[REP3-002](#)] and SOCG [[REP3-016](#)]
- 4.3 EAs WRITTEN REP AT D3 (excluding DCO topics) [[REP3-002](#)]
- 4.3.1 Loose End from Written Representation;
 - HIA Addendum – extension of monitoring to include ditches (page 5)

Note: Waste and Biodiversity dealt with separately (below), DCO matters held until the 18th (am) and CA matters (pm)

5. Biodiversity, Ecology and Natural Environment impacts

5.1 HRA Matters

- Update on additional mitigation land or enhancement
- Agreed solution (if available) or summary position statement with RSPB/NE
- Agreed solution (if available) or summary position statement with YWT, Paull Holme Strays Reserve
- PINS feedback on HRA Matrices – see attached **Agenda Schedule**

5.2 ES – EIA Matters

- Marsh harrier – securing the outline strategy

6. Construction and Environmental Management Plan (CEMP)

6.1 A review of the updated CEMP from Deadline 3 [[REP3-010](#)]

6.2 Project Environmental Management Plan (PEMP) – should this be identified on the Hierarchy of Plans [[REP2-047](#)]

7. Environmental Mitigation Commitments

7.1 A review of the Updated Mitigation Schedule from Deadline 3 [[REP3-012](#)]

8. Transportation and Traffic impacts

- 8.1 Replacement Initial Traffic Management Plan [[REP3-009](#)] – No Change Control – what is the difference?
- 8.2 Proposed Haul Route (passing places and bypass) - Update following NLC meeting 11.11.15
- 8.3 Clarification of working hours and HGV numbers
- 8.4 Material production and on site storage capacity
- 8.5 Network Rail bridge and crossing – weight limits
- 8.6 Impact of tunnel arising and segments and effect on HGV flow of working hours for 'in' and 'out' routes
- 8.7 Mitigation – working hours, permanence of widening works, control of HGV movements in DCO (NPS EN-1, 5.13.11)
- 8.8 Parish Council's view
- 8.9 Enforcement

9. Noise and Vibration

- 9.1 Effects of the haul route on people
- 9.2 Effects on wildlife – agreed for birds and all wildlife?
- 9.3 NLC suggestion for setting 'acceptable noise criteria' [[REP2-018](#)] para 10.4
- 9.4 CEMP, PRE 14 *to be agreed by LA and secured by requirement 13?*
- 9.5 Control of piling noise
- 9.6 NPS EN-4, 2.20.3 – drying after hydro testing – is this required?
- 9.7 Mitigation – working hours, control of HGV movements
- 9.8 Monitoring and enforcement

10. Debris, Waste and Contamination impacts

- 10.1 Impact of the volume of spoil on local waste streams
- 10.2 [[REP3-015](#)] Deadline 3, SOCG - Adequacy of the information provided regarding waste, consents and permitting 'Not Resolved' – Position update
- 10.3 Should an Initial Site Waste Management Plan be prepared now?

11. Historic Environment

- 11.1 Update on Trial Trenching and Written Scheme of Investigation (WSI) [[REP2-045](#)] issued at Deadline 2

- 11.2 Historic England's updated view [[REP2-039](#)] following the Trial Trenching works, the issue of the WSI and impact (if any) on the executed SOCG?
- 11.3 NLCs Historic Environment Officer update (following their site visit 22.09) and feedback on WSI issued at Deadline 2.
- 11.4 Impacts on Goxhill Medieval Hall – NLC feedback
- 11.5 ERYCs Historic Environment Officer update (Inclusion of '*Strip, Map and Sample*' in CEMP) and feedback on WSI issued at Deadline 2.

12. Landscape and Visual Impact

- 12.1 Any comments of points to raise from Interested Parties?

13. Socio Economic Effects

- 13.1 Impacts on Lakes Farm
- 13.2 Impacts on local businesses and residents
- 13.3 Impacts on Paull Holme Strays Nature Reserve

14. Any Other matters

15. Action Points

Hearing Close

Day 2 - Wednesday 18 November - 9:30 am to 1.00 pm

DRAFT DEVELOPMENT CONSENT ORDER (AM)

Invited attendees:

- Applicant
- Environment Agency (EA)
- Natural England (NE)
- Royal Society for the Protection of Birds (RSPB)
- Other IPs
- Yorkshire Wildlife Trust (YWT)
- Lincolnshire Wildlife Trust (LWT)
- Historic England (HE)
- East Riding of Yorkshire Council (ERYC)
- North Lincolnshire Council (NLC)

1. Welcome and Introduction

2. Purpose of Today's Hearing

3. Principle DCO Matters

3.1 Rochdale Envelope and Certification of Plans - ExA Questions 14.2, 14.3 refers

3.2 Hierarchy of Plans, Construction Environmental Management Plan, Mitigation Schedule, Programme and Requirements

4. Issues Raised by IPs that (may) remain a concern or have been resolved following meetings ahead of the Hearings

4.1 The Environment Agency's Written Representation at Deadline 3 [[REP3-002](#)] paragraph 3

- Tunnel collapse – Independent Validation of Design – ExA Question 3.5, Requirement 4
- Requirement 5 & Works Plans – securing further pump testing as outlined by OGI
- Requirement for a continuous flood bund to a height of 3.4m Above Ordnance Datum (AODN) around the drive pit
- Requirement 5 - *The works associated with the reinjection boreholes may also need to be included in the works descriptions and works plans*
- Minimum pipeline cover 1.7m below flood defence
- [[REP3-015](#)] Deadline 3 SOCG - Disapplication of byelaws and agreement of Protective Provisions '*Not Resolved*' – Position update
- Deadline 3, SOCG - Adequacy of the information provided regarding waste, consents and permitting
- Deadline 3, SOCG - Adequacy of the draft DCO – '*Unresolved*'
- NPS EN-1 para 5.7.8 & 5.7.9 Policy Tests

4.2 RSPB, Deadline 3 - Written Rep [[REP3-029](#)],

- Marsh Harrier –consider the mitigation strategy needs to be secured in a Requirement

4.3 NLC, Deadline 2 - Local Impact Report [[REP2-018](#)]

- NLC recommended setting of '*acceptable noise criteria*' – CEMP or Requirement?

5. Updated draft DCO – Issued at Deadline 3

5.1 Work through Deadline 3, draft DCO using attached ***Agenda Schedule***

6. Action List

Close of Hearing

Day 2 - Wednesday 18 November - 1:30 am to 5.00 pm (Doors will open at 1.00 pm)

COMPULSORY ACQUISITION (PM)

Invited attendees:

- Applicant
- Affected Parties
- DDM Agriculture
- Environment Agency (EA)
- East Riding of Yorkshire Council (ERYC)
- North Lincolnshire Council (NLC)
- Other IPs

7. Welcome and Introduction

8. Administration/Clarification

- 8.1 Update from the applicant on meetings with EA, NLC etc. Clarification of who wishes to speak and on which plots
- 8.2 DDM Agriculture - Update and identification of plots to be discussed (and location of land of Cat 3 persons)
- 8.3 Objections received

9. Affected Persons, IPs with Objections

- 9.1 Case for Affected Persons who wish to speak (in Plot order)
- 9.2 Applicants response
- 9.3 Matters arising from 9.1 to 9.3 that the ExA may wish to examine further and testing of any other Compulsory Acquisition (CA) points

10. Update on Book of Reference and Schedule of Voluntary Agreements

- 10.1 Next Book of Reference (BoR) update Deadline 4 – progress report from applicant
- 10.2 ExA questions
 - Extent of land and rights affected
 - '*Unknown*' land – extent of enquiries made
 - '*Compelling case*'
 - Human Rights Convention test (Articles 1 & 8)

11. Statement of Reasons and Funding Statement

- 11.1 CA liability assessment
- 11.2 How the funds would be secured

12. Statutory Undertakers

12.1 Network Rail

12.2 Protective Provisions update [[REP3-015](#)]

13. Crown Land

13.1 ExA question 15.7 – update on Crown Estate and Associated British Ports leases