



Planning Act 2008 – section 91

Application by Esso Petroleum Company, Limited for an Order granting Development Consent for the Southampton to London Pipeline Project

Issue Specific Hearing 1:	Draft Development Consent Order
Date:	Wednesday 27 November 2019, 10:00am
Location:	Hampshire Suite, Holiday Inn Farnborough, Lynchford Road, Farnborough GU14 6AZ

Issue Specific Hearings

All Interested Parties are invited to attend issue specific hearings but it would assist the running of the hearings if notice could be given to the Inspectorate's Case Team (SouthamptontoLondonPipeline@planninginspectorate.gov.uk) of a wish to participate prior to the hearing.

Each Interested Party is entitled to make oral representations at hearings. However, this is subject to the Examining Authority's (ExA) power to control hearings.

The hearing venue will be open 30 minutes prior to the start of each hearing to enable a prompt start. Hearings will finish as soon as the ExA deems that all those present have had their say and that all matters have been covered.

The agenda is for guidance only. It is not designed to be exclusive or exhaustive. The ExA may add other issues for consideration, may alter the order in which issues are considered and will seek to allocate sufficient time to each issue to allow proper consideration of them. Any lack of discussion of a particular issue at a hearing does not preclude further examination of this issue, including the asking of further written questions.

Every effort will be made to ensure that the issues will be discussed on the days that they are scheduled for. Should the consideration of the issues take less time than anticipated, the ExA may conclude the Hearing as soon as all relevant contributions have been made and all questions asked and responded to.

If there are additional matters to be dealt with or there are submissions that take a considerable amount of time at any Hearing, there may be a need to continue the session for longer on the day. Alternatively, it may be necessary to prioritise matters and defer others to further written questions.



Please Note:

In order to ensure timely publication of the agenda, this has been drafted very shortly after the receipt of submissions for Deadline 2. As a consequence, the ExA may need to adjust the agenda at the meeting to allow for responses received at this deadline.

Agenda

The main purpose of the first Development Consent Order (DCO) hearing is to undertake an examination of the draft DCO Articles and Schedules.

In particular, to:

- Clarify issues around how the draft DCO is intended to work – what would be consented, the extent of the powers and what requirements, provisions and agreements are proposed;
- Identify any possible issues of prevention, mitigation or compensation which are not covered by the DCO as currently drafted; and
- Establish or confirm the views of other Interested Parties as to the appropriateness, proportionality or efficacy of the proposals.

Please note that Protective Provisions will be examined at the Compulsory Acquisition hearing on Wednesday 27 November 2019 at 2.00pm.

Issue Specific Hearing 1:

Draft Development Consent Order

Wednesday 27 November 2019, 10:00am

- 1. Welcome, introductions, arrangements for the hearing**
- 2. Articles and Schedules of the draft DCO (Excluding Schedules 2, 9 and 11)**

The Applicant will be asked to provide a very brief overview of each part of the DCO. The ExA will then ask questions in respect of DCO powers, seeking responses where appropriate from the Applicant, the local councils, the South Downs National Park Authority (SDNPA), the County Councils, the Environment Agency (EA), Natural England (NE), National Trust (NT), the Ministry of Defence (MoD), Highways England (HE) and



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other Interested Parties (IPs). Interested Parties will also be invited to ask questions of clarification in relation to DCO Articles and Schedules.

In particular the ExA will discuss:

- The definition of 'maintain' and whether as currently drafted it would permit the replacement of the whole of the pipeline; and
- Part 3 and Schedule 5.

3. Schedule 2 of the DCO - Requirements

The Applicant will be asked to provide an overview of the Requirements with particular focus on Requirements 3 (stages of authorised development); 5 (Code of Construction Practice); 6 (Construction Environmental Management Plan); 7 (Construction Traffic management Plan); 8 (Hedgerows and trees); 11 (Archaeology); 12 (Landscape and Ecological Management Plan); 14 (Construction hours) and 16 (Amendments to approved details) . The ExA will then ask questions, seeking responses where appropriate from the Applicant, the local councils, the SDNPA, the County Councils, EA, NE, NT, the MoD, HE and other IPs. IPs will also be invited to ask questions of clarification in relation to DCO Schedules.

In addition, the ExA wishes to examine whether there is a need for additional requirements in particular in response to the Applicant's answer to Written Question DCO.1.29 about the possibility of whether both the existing and proposed pipeline could operate concurrently and whether a register of requirements would be appropriate.

4. Schedule 11 of the DCO – Documents to be certified

To review the documents to be certified and seek views as to whether the list is complete and if not, what additional documents would need to be included. In particular to examine the Applicants response to First Written Question DCO.1.40 in respect to the Guide to the Application.

5. Consents, licenses and other agreements

The Applicant will be asked to provide an update of progress and timescales for completion. The ExA will then ask questions, including discussing whether any section 106 agreements are proposed and if they are an indicative timescale for finalising them.

6. Action points arising from the hearing



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7. Any other business

Invited attendees:

All IPs are welcome to attend the hearing. However, the ExA considers that representatives for the following parties should consider attending because the ExA believes that the material that they have submitted raises issues that may need to be explored at the hearing:

- The Applicant;
- Eastleigh Borough Council;
- Environment Agency;
- Hampshire County Council;
- Hart District Council;
- Highways England;
- London Borough of Hounslow;
- Ministry of Defence;
- National Trust;
- Natural England;
- Runnymede Borough Council;
- Rushmoor Borough Council;
- South Downs National Park Authority;
- Spelthorne Borough Council;
- Surrey Heath Borough Council;
- Surrey County Council;
- Winchester City Council.