



The Planning Inspectorate

Planning Act 2008 – section 92

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

Compulsory Acquisition Hearing

Date: Wednesday 27 November 2019, 2:00pm
Location: Hampshire Suite, Holiday Inn Farnborough,
Lynchford Road, Farnborough GU14 6AZ

All Affected Persons are invited to attend the compulsory acquisition hearing 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 Affected Person 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 Compulsory Acquisition hearing is;

- To consider the compulsory acquisition and related provisions within the Development Consent Order (DCO);
- To consider whether the conditions relating to the purpose for which compulsory acquisition may be authorised would be met;
- To discharge the ExA's duty to hear persons affected by Compulsory Acquisition (CA) and Temporary Possession (TP) proposals (Affected Persons) who request to be heard; and
- To address related matters.

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1. Welcome, introductions, arrangements for the hearing

2. Section 122 and 123 of the Planning Act 2008 (PA2008)

- a) The Applicant to briefly outline the case for CA and TP and whether they meet the tests of the PA2008 including whether all reasonable alternatives have been considered and whether the rights to be required are reasonably necessary and proportionate;
- b) The Applicant to provide a brief update on the progress of negotiations and deadlines for their conclusion; and
- c) Affected Persons to briefly set out any outstanding concerns that haven't already been discussed.

3. Section 135 of the PA2008 - Crown Land

- a) Whether all Crown land has been identified in Part 4 of the Book of Reference (BoR) and on the Crown land plans given that all plots which the Crown has an interest in should be identified.



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- b) Whether the draft Development Consent Order (dDCO) would effectively prevent CA of any interest held by or on behalf of the Crown with particular reference to articles 20 and 22.
- c) Confirmation of which bodies the Applicant is engaging with, in relation to Crown land.
- d) The Applicant to provide a brief update on the progress of negotiations and deadlines for their conclusion.

4. Section 130 and 132 of the PA2008

- a) The Applicant to set out the case for CA and TP with regards to Section 130 (National Trust land) and Section 132 (Commons, Open Space or Fuel or Field Garden Allotment)

5. Temporary Possession

- a) To examine and seek clarification with regard to Article 29(9), the plots in Schedule 7, the BoR and the land which is coloured yellow on the land plans.

6. Section 127 Statutory Undertakers' with particular reference to Protective Provisions

- a) The Applicant to update the ExA on the progress of protective provisions in light of the submissions at Deadline 2 specifically Cadent Gas

7. Funding

8. Action points arising from Compulsory Acquisition hearing

9. Close of Hearing

Attendees

The following parties are invited to attend because the ExA considers that the material they have submitted raises issues that the ExA may wish to explore at the hearing:

- The Applicant
- The County Councils (Hampshire and Surrey)
- The Environment Agency
- Highways England
- The Local Councils (Eastleigh, East Hampshire, Hart, Hounslow, Runnymede, Rushmoor, Spelthorne, Surrey Heath, Winchester)
- Ministry of Defence/Defence Infrastructure Organisation



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- National Trust
- National Farmers Union
- Network Rail
- Parish Council with land ownership interests
- Statutory Undertakers (including Cadent Gas, Southern Water, west London pipeline and storage, national grid, affinity water, Portsmouth water, South East Water, Thames Water Utilities, South Eastern Power Networks etc)