



The Planning Inspectorate

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 5: Environmental Matters

Date: Wednesday 26 February 2020, 10:00am
Thursday 27 February 2020, 10.00am (if required)

Location: The Village Hotel, Pinehurst Road,
Farnborough, GU14 7BF

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 shortly before the receipt of submissions for Deadline 5. As such, any references to documents may have been superseded by Deadline 5. Therefore, the ExA may need to adjust the agenda at the

hearing to allow for responses received, and updated documents submitted, at D5.

Car Parking:

We have been advised by the Applicant that the car parking at the Village Hotel is managed by a third party and if someone forgets to register their car with the venue, the venue has no power to waive a fine. There will be a free parking code for delegates to use. The Applicant will have someone in reception to provide this number as attendees register their car number plate each day. It will be a different number each day. There is a machine in the hotel entrance or delegates can download the JUSTPARK app and use the code for free parking.

Agenda

The main purpose of this Issue Specific Hearing (ISH5) is to undertake an examination of environmental matters.

In particular, to:

- Clarify details around matters relating to ecology and biodiversity;
- To consider the Habitats Regulations Assessment forming part of the application;
- To consider the effect of the Proposed Development on Suitable Alternative Natural Greenspace (SANGs) with particular reference to the displacement of users and any consequential effects on the Thames Basin Heaths Special Protection Area (SPA);
- To examine matters related to mitigation of impacts particularly through the Code of Construction Practice (CoCP), outline Construction Environmental Management Plan (CEMP), the outline Landscape Environmental Management Plan (LEMP) and the outline Construction Traffic Management Plan (CTMP); and
- Clarification of other outstanding environmental matters.

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Please note that two days have been allocated for this Issue Specific Hearing. In the event that matters are concluded on Wednesday 26 February the ExA will close ISH5 and there will be no hearing held on Thursday 27 February 2020.

1. Welcome, introductions, arrangements for the hearing

2. Clarification of Matters Relating to Ecology and Biodiversity

- The ExA will wish to clarify and confirm a number of details regarding ecology and biodiversity arising from the Applicant's and other IPs submissions at D4 and D5;

- Environmental Mitigation Areas – scope and delivery;
- Environmental Investment Programme / Biodiversity Net Gain – scope and delivery.

3. Habitats Regulations Assessment including Suitable Alternative Natural Greenspace (SANG)

To consider whether the Applicant's HRA provides sufficient information to carry out an Appropriate Assessment, including consideration of the Applicant's screening of likely significant effects and assessment of potential adverse effects on the integrity of European sites. In particular the ExA will consider:

- Overview of Legal Submissions at D3,4 & 5;
- Natural England's D4 Submissions [REP4-063 & REP4-064];
- The test of effects on integrity '*beyond reasonable scientific doubt*';
- The issue of direct habitat loss;
- Impacts on the aquatic environment;
- Mitigation measures relied upon for the HRA and how these are delivered and secured through the dDCO.

To consider the effect of the Proposed Development on the SANG network and any consequential effect on the Thames Basin Heaths SPA including:

- Natural England's D4 Submissions [REP4-063 & REP4-064];
- The effect of construction on SANGs individually and cumulatively;
- The capacity of SANGs and / or other open space to accommodate displaced visitors; and
- Natural England's suggested mitigation and how it could be secured.
- Site Specific Plans for St Catherines Road SANG and Southwood Country Park SANG and whether Site Specific Plans are required for other SANGs.

4. Mitigation of Construction Impacts

To consider:

- Whether the CoCP [APP-128] provides an appropriate approach to the control of construction activities to mitigate potential impacts;
- Whether the outline CTMP [REP4-034] provides sufficient clarity on what the final CTMP should include;
- The general contents of the outline LEMP [REP4-035], including whether adequate protection of trees along the pipeline route exists;
- Whether the outline CEMP [REP4-036] enables the environmental commitments made within the REAC to be adequately actioned.
- Whether Appendix B of the CEMP (Outline Water Management Plan) [REP4-038] adequately addresses construction mitigation;
- Whether Appendix E of the outline CEMP (Outline Noise and Vibration Management Plan) [REP4-041] adequately addresses construction mitigation;
- Whether sufficient information is before the Examination, and/or whether adequate protection exists in the dDCO, for the ExA to

- understand the likely effects of the proposed development on Queen Elizabeth Park, Farnborough;
- Whether the other Site Specific Plans [REP4-050 to REP4-055] provide adequate detail at this stage regarding potential impacts, construction techniques and mitigation measures and whether additional Site Specific Plan are required;
- How the construction impacts on playing fields and play spaces would be mitigated.

5. Other Matters

Matters to include:

- The appropriateness of the use of the National Joint Utilities Group method of controlling tree protection as opposed to British Standard 5837:2012.
- Urban area replacement tree planting.

6. Action Points

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;
- Natural England;
- The Environment Agency;
- Hampshire County Council;
- Runnymede Borough Council;
- Rushmoor Borough Council;
- South Downs National Park Authority;
- Spelthorne Borough Council;
- Surrey Heath Borough Council; and
- Surrey County Council.

Natural England is particularly requested to attend ISH5, if possible, in view of the importance of HRA matters within the Agenda.