

Planning Act 2008

Application by Highways England for an Order Granting Development Consent for the A63 Improvement Scheme, Hull

Agenda for Compulsory Acquisition Hearing

Date: Friday 7 June

Time: Seating available from 9.30pm. The hearing will start at **10.00am**

Location: **KCOM Stadium, West Park, Hull HU3 6HU**

Purpose of the Hearing

1. To consider the Compulsory Acquisition (CA) and Temporary Possession (TP) provisions within the draft Development Consent Order (dDCO);
2. To consider the Applicant's case for seeking CA and TP powers.
3. To consider whether the statutory conditions for CA are met; and
4. To consider CA and TP matters relating to specific sites.

Attendees

The ExA asks that the following parties or their representatives attend this hearing:

- Highways England (The Applicant)
- Hull City Council
- Any other Interested Party that wishes to speak on the matters to be discussed.

AGENDA

Item No	Item	Matters to be covered	Approximate Timing*
1	Welcome, introductions and arrangements for the hearing	<ul style="list-style-type: none"> • Introductions • Purpose of the hearing • Domestic and venue matters 	10.00-10.15
2	DCO Provisions	<ul style="list-style-type: none"> • The Applicant to set out briefly how the DCO addresses Compulsory Acquisition and Temporary Possession powers, with reference to the relevant articles. 	10.15-10.30
3	Statutory conditions and general principles	<ul style="list-style-type: none"> • Section 122(2) of the PA2008 - the purposes for which the Compulsory Acquisition powers are sought. • S122(3) - whether there is a compelling case in the public interest for land to be acquired compulsorily • S123(2) - Request for Compulsory Acquisition • Reasonable alternatives to Compulsory Acquisition and Temporary Possession. • Whether and how the rights to be acquired, including those for Temporary Possession, are necessary and proportionate. • Humans Rights • Funding 	10.30-11.15
4	Temporary possession	Any further matters relating specifically to TP.	11.15-11.30
	Mid-morning break		11.30 – 11.45
5	Public open space	<ul style="list-style-type: none"> • Applicant to outline proposals • Whether and how the requirements of s131 and s132 of the PA2008 are met. 	11.45-12.15
6	Crown land	The Applicant to provide an update on the position regarding Crown land, including:	12.15 – 12.30

		<ul style="list-style-type: none"> • The proposals for CA and TP relating to Crown Land; • Whether the proposals conform with the limitations that apply to the compulsory acquisition of Crown Land; and • any discussions with The Crown Estate and meeting the requirements of s135 of the Act 	
7	Parties affected by provisions in the dDCO	The ExA will invite oral representations from: <ul style="list-style-type: none"> a) Affected Persons who have notified a wish to make oral representations. b) Any other Affected Persons present. 	12.30-13.00
	Lunch break		13.00-13.45
7	Parties affected by provisions in the dDCO (Continued)	As above	13.45-14.30
8	Review of Compulsory Acquisition negotiations and objections	The Applicant to provide an overview of progress with negotiations on alternatives to CA/TP and outstanding objections (other than those addressed in item 7).	14.30 – 15.00
9	Any other relevant matters		15.00-15.15
10	Close		15.15

***Please Note: The information set out in the agenda is indicative and it may be necessary to include additional agenda items or to vary the order in which the items are dealt with. The timings suggested are designed to give a very general idea of the amount of time the ExA anticipates for each matter and in practice may be significantly different. Breaks will be varied depending on progress on the day. If it does not prove possible to complete the hearing within the time allotted, then the hearing is likely to resume during the week commencing 15 July.**