



Historic England

**RESPONSE TO EXAMINING AUTHORITY'S
FURTHER QUESTION 20/01/2020
ON BEHALF OF THE
HISTORIC BUILDINGS AND MONUMENTS COMMISSION FOR ENGLAND
(HISTORIC ENGLAND)
("HBMCE")**

Application by

**Highways England for an Order granting Development Consent for the
A63
Castle Street Improvement Scheme, Kingston Upon Hull**

**PINS Reference No: TR010016
HBMCE Reference No: 20016278**

1. INTRODUCTION

1.1. ROLE OF THE HISTORIC BUILDINGS AND MONUMENTS COMMISSION FOR ENGLAND

1.2. The Historic Buildings and Monuments Commission for England is generally known as Historic England. However due to the potential for confusion in relation to “HE” (Highways England and Historic England), we have used “HBMCE” in our formal submissions to the examination to avoid confusion. HBMCE was established with effect from 1 April 1984 under Section 32 of the National Heritage Act 1983. The general duties of HBMCE under Section 33 are as follows:

“...so far as is practicable:

- (a) to secure the preservation of ancient monuments and historic buildings situated in England;
- (b) to promote the preservation and enhancement of the character and appearance of conservation areas situated in England; and
- (c) to promote the public’s enjoyment of, and advance their knowledge of, ancient monuments and historic buildings situated in England and their preservation”.

We also have a role in relation to maritime archaeology under the National Heritage Act 2002 and advise Government in relation to World Heritage Sites and compliance with the 1972 Convention Concerning the Protection of the World Cultural and National Heritage.

2.0 HBMCE's RESPONSE TO THE FURTHER QUESTION

Following the publication of the Examining Authority's question, HBMCE have now had an opportunity to consider this question posed and sets out its response below.

2.1. Question 8

Title: Draft Development Consent Order (DCO)

The Secretary of State seeks the view of the Applicant, Hull City Council and Historic England for an amendment to Schedule 2, Requirement 16 (Beverly Gate Scheduled Monument) for inclusion in any DCO that might be granted in due course and that it should read:

Requirement 16

16.— (1) No works affecting the Beverly Gate Scheduled Monument may commence until a methodology and appropriate archaeological strategy for such works has been agreed with Historic England.

(2) All such works must be carried out in accordance with the agreed methodology and appropriate archaeological strategy.

(3) In this paragraph "works" has the meaning given in section 2(2) of the Ancient Monuments and Archaeological Areas Act 1979.

HBMCE response

HBMCE has reviewed the suggested text for an amendment to Schedule 2, Requirement 16 (Beverley Gate Scheduled Monument) for inclusion in any DCO that might be granted in due course, and we can confirm that the suggested amendment has a direct bearing on matters of concern to HBMCE, identified and expressed in our previous submissions to the Examining Authority.

We are pleased to see and agree with these suggested additions to the DCO that will address our concerns about the proposed works within the area of the Beverley Gate Scheduled Monument.

The DCO must include the proposed archaeological strategy to be adopted and the equivalent level of documentation to scheduled monument consent. In view of this the degree of detail should clearly identify the specific area or areas of the Scheduled Monument where physical intervention will take place, identifying the

current alignment of services to be diverted and their projected alignment, but critically the depth of the services below ground level and the projected depth of the intervention. The detail of any safeguards to avoid, protect or record deposits or remains encountered within the Scheduled Area should also be clearly established. Identifying the location and depth of the proposed works within the Scheduled Area will establish whether the proposed works will be contained within the uppermost portion of the site and therefore excluded from the Schedule. However, it is not yet clear how or where these safeguards are to be proposed.

The applicant has yet to contact HBMCE to discuss any part of the proposed works at the Beverley Gate scheduled monument.