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Mr Williams
A19/A184 Testo's Junction Improvement Project Team
National Infrastructure Planning
Temple Quay House
2 The Square
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BS1 6PN

Your Ref
TR010020
Our Ref
SBC/TGH/151216.0002
Date
28 November 2017

By Email A19TestosJunction@pins.gsi.gov.uk

Dear Mr Williams

Proposed A19/A184 Testo's Junction Improvement Development Consent Order - Applicant's Submissions - Deadline 1

In accordance with the Examination Timetable please find enclosed the Applicant's submissions to the Examination in respect of Deadline 1. Full details of the submissions are provided within the remainder of this letter.

In order to assist the Examining Authority (**ExA**) and Interested Parties (**IPs**) to navigate the Applicant's latest submissions and to explain where application documents have been superseded, the Applicant has also updated its Application Document Tracker (**document reference TR010020/APP/1.4(1)**). The updated Tracker, which supersedes the version submitted on 31 October 2017, is also enclosed with this letter.

1 Statements of Common Ground requested by the Examining Authority

- 1.1 In response to the ExA's request in its letter of 17 October 2017, the Applicant has sought to agree Statements of Common Ground (**SoCG**) with the following IPs; National Grid Electricity Transmission plc (**National Grid**); the Environment Agency; and Natural England. A copy of each SoCG is enclosed (**document references TR010020/APP/7.5 - 7.7**).
- 1.2 The SoCGs between the Applicant and National Grid and the Environment Agency have been signed on behalf of each party.
- 1.3 The Applicant has met with and sent its draft SoCG to Natural England but has not yet received a full response. The content of this SoCG therefore reflects the Applicant's understanding of the position between the parties based on Natural England's relevant representation, but for the avoidance of doubt this draft has not yet been agreed by Natural England.
- 1.4 As discussed during the Preliminary Meeting and set out in Annex B to the ExA's letter of 22 November 2017, the ExA has decided that the SoCG between the Applicant and South Tyneside Council may be provided at Deadline 2 instead of Deadline 1; this SoCG is therefore not enclosed.

2 Applicant's comments on Relevant Representations

- 2.1 The Applicant's comments on the Relevant Representations which have been submitted to the Examination are enclosed (**document reference TR010020/APP/7.8**).

3 Applicant's responses to the ExA's questions on the draft Development Consent Order (DCO)

- 3.1 As discussed during the first Issue Specific Hearing (**ISH**) into the draft DCO on Wednesday 15 November 2017, the Applicant has prepared responses to the ExA's questions in relation to the DCO which were set out in Table 1 of Annex E of the ExA's letter of 17 October 2017.
- 3.2 As agreed by the ExA during the first ISH, these responses are submitted in lieu of a full written submission of the Applicant's case put orally at that hearing. The Applicant's responses together with associated appendices are enclosed (**document reference TR010020/APP/7.9**).

4 Legal submissions on the applicability of the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009

- 4.1 As discussed during the Preliminary Meeting which took place on 14 November 2017 and as set out in the ExA's letter of 22 November 2017, the Applicant has been asked to provide legal submissions explaining the basis for its view that the effect of the transitional provisions in the Infrastructure Planning (Environmental Impact Assessment) Regulations 2017 is that the Infrastructure Planning (Environmental Impact Assessment) Regulations 2009 continue to apply to this application. These submissions are also enclosed (**document reference TR010020/APP/7.10**).

5 Other Updated Documents and Submissions

Development Consent Order

- 5.1 As set out in the Applicant's responses to the ExA's questions on the draft DCO (**document reference TR0100200/APP/7.9**), the Applicant has made various amendments to the DCO and therefore encloses an updated version with this submission (**document reference TR010020/APP/3.1(2)**).
- 5.2 Whilst the Applicant notes that the Examination Timetable did not provide for a revised draft DCO to be submitted at Deadline 1, it thought it would be helpful to provide a revised version in order to assist the ExA and other IPs when reviewing the Applicant's responses to questions on the draft DCO.
- 5.3 In order to avoid any confusion, the updates which were made to the version of the draft DCO which was submitted to PINS on 31 October 2017 are shown in blue and the further updates which have been made since that date for this Deadline 1 submission are shown in red.

Explanatory Memorandum (EM)

- 5.4 The Applicant has also prepared an updated version of the EM in order to assist the ExA and IPs when reviewing the responses to questions on the draft DCO which is enclosed (**document reference TR010020/APP/3.2(1)**). A clean and track change version of the EM is provided.

Letter from Northern Powergrid

- 5.5 As explained by the Applicant previously and as discussed during the Preliminary Meeting, the Applicant is close to agreement in all material respects with Northern Powergrid, the Distribution Network Operator. The ExA has therefore agreed, subject to evidence of Northern Powergrid's general agreement being submitted by the Applicant at Deadline 1, to exclude Northern Powergrid from the scope of the SoCG with National Grid; this evidence is enclosed in the form of a letter from Northern Powergrid to the Applicant dated 24 November 2017 at Appendix 1 to this letter.

Please accept this letter as confirmation that the Applicant intends to attend and speak at the following hearings:

- 16 January 2018 (evening) - Open Floor Hearing;
- 17 January 2018 - ISH into the interrelationship of major proposals in the area, environmental & landscape/visual issues and any legal matters;
- 18 January 2018 - Compulsory Acquisition Hearing (**CAH**);
- 19 January 2018 - ISH into the draft DCO;
- 28 February 2018 - ISH into any outstanding issues (if required);
- 1 March 2018 (morning) - CAH (if required); and
- 1 March 2018 (afternoon) - ISH into the draft DCO (if required).

In accordance with the ExA's procedural decision set out in its letter of 22 November 2017, the Applicant confirms that it will comply with the Rule 13(6) notification requirements as soon as practicable and not later than 21 days before the dates fixed for the commencement of the hearings.

Yours sincerely



Paul Ahdal
Project Manager
Email: paul.ahdal@highwaysengland.co.uk

enc: Letter from Northern Powergrid to the Applicant dated 24 November 2017

APPENDIX 1

Letter from Northern Powergrid to the Applicant dated 24 November 2017

Friday, 24 November 2017

Shiremoor Depot
Newcastle upon Tyne
NE27 0LP

lee.thompson@northernpowergrid.com

Paul Ahdal
Highways England
Regional Investment Programme (RIP) North
8 City Walk
Leeds
LS11 9AT

Our Ref: ENQ5336793

Dear Paul,

Highways England Investment Works, A19 Testo's, West Boldon - Northern Powergrid Diversions.

Within the accepted quotation ENQ5336793, Revision 1.1, dated 4th January 2017 I can confirm that due consideration and suitable proposals has been agreed so that the multiple Northern Powergrid operational assets affected by Highways England Investment Works, A19 Testo's, West Boldon are suitably diverted.

The to be 66kV diverted circuits derive their point of supply from West Boldon 275/66kV Grid Supply Point (GSP). The 275kV supply is brought into the GSP by National Grid after which this is transformed via four super grid transformers to Northern Powergrid at 66kV. At the 66kV Point of supply Northern Powergrid supply in excess of 145,000 customers via interconnected tower lines, underground cables and electrical apparatus as such this GSP forms a strategically critical part of Northern Powergrid's distribution network.

The close liaison and co-ordination between Highways England and Northern Powergrid has ensured that the multiple overhead tower line and wood pole 66kV circuits can be suitably diverted in advance of Highways England's commencement of works at A19 Testo's, West Boldon. This assists Northern Powergrid in operating its network, maintaining the quality and continuity of supply to its customers and its obligations as a Distribution Network Operator. Equally as important by undertaken the multiple diversions in advance this assists with the safe working of personnel/construction workers throughout the road investment construction works.

As such Northern Powergrid are suitably satisfied that we have been afforded the opportunity by Highways England to duly consider the road investment scheme at Testo's to enable us to undertake design works and offer suitable alternative proposals as per the accepted quotation ENQ5336793, Revision 1.1, dated 4th January 2017. As such we have decided not to take part in the examination process for the A19 Testo's, West Boldon scheme.

Yours sincerely

Lee Thompson

Project Manager

Primary Engineering Projects

NORTHERN POWERGRID

is the trading name of Northern Powergrid (Northeast) Ltd (Registered No: 2906593) and Northern Powergrid (Yorkshire) plc (Registered No: 4112320)

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