

**From:** [Erol Mertcan](#)  
**To:** [silvertowntunnel](#)  
**Cc:** [NSIP.Applications@hse.gov.uk](#); "[Diane.Savage@hse.gov.uk](#)"; "[Katrina.Yates](#)"  
**Subject:** Application by TfL for an Order granting development consent for the proposed Silvertown Tunnel - your ref: TR10021  
**Date:** 03 October 2016 14:58:19

---

**FAO Katherine King**  
**Case Manager**

**Dear Ms King**

**I am writing to you on behalf of the Health and Safety Executive (HSE) in response to the letter dated 13 September.**

**HSE intends to be represented and to make oral representations at the Preliminary Meeting on 11 October and at the Issue Specific Hearing on the wording of the draft DCO on 12 October. In outline form HSE intends to make the following points in its representations:**

- 1. HSE will invite the ExA to list 'health and safety' as a sub-issue within Issue 1 of Annex B: "Air quality, noise and other construction or operational environmental impacts", on the basis that HSE currently 'Advises Against' the proposal.**
- 2. The ExA will be asked to add 'health and safety' to the list of requested Statements of Common Ground (Annex G), and to invite TfL and HSE to submit a SoCG concerning health and safety. This is on the basis that HSE is provisionally of the view that its concerns might be resolved by agreeing a suitably worded requirement.**
- 3. The ExA will be asked to note that HSE is potentially able to attend any meetings or site views relevant to health and safety issues, if and to the extent that this remains necessary or desirable after the submission of written representations and any SoCG (e.g. the site view on 6<sup>th</sup> December 2016, the environmental ISH on 11<sup>th</sup> January 2017, and meetings relevant to discussing a proposed health and safety requirement in the draft DCO).**

**HSE will be represented by Miss Katrina Yates, counsel of Landmarks Chambers and myself.**

**Yours sincerely**

**Erol Mertcan**

**Erol Mertcan**  
Lawyer, HSE Advisory Team B  
HSE Legal Advisers, Government Legal Department

1 Kemble Street, London WC2B 4TS  
Telephone: +44 (0) 20 7210 3343 or +44 (0) 7990816851  
[erol.mertcan@governmentlegal.gov.uk](mailto:erol.mertcan@governmentlegal.gov.uk)  
[www.gov.uk/gld](http://www.gov.uk/gld)

---

The information in this e-mail belongs to HM Government and may be confidential or otherwise protected by law. If you received it in error, we request that you inform us by return e-mail and then delete it immediately, without printing, copying or disseminating it.

The original of this email was scanned for viruses by Government Secure Intranet (GSI) virus scanning service supplied by Vodafone in partnership with MessageLabs. HM Government does not however warrant that it is virus free at point of delivery.