

Planning Act 2008 – section 91

Application by Highways England for an Order Granting Development Consent for the A303 Amesbury to Berwick Down

Agenda for Issue Specific Hearing 4 dealing with matters relating to flood risk, groundwater protection, geology, land contamination, waste and materials management

The Examining Authority (ExA) notified Interested Parties (IPs) in its letter dated 7 May 2019 of the decision to hold an Issue Specific Hearing (ISH) into the above matters on the following date:

Hearing	Date and time	Location
Issue Specific Hearing 4 Flood risk, groundwater protection, geology, land contamination, waste and materials management	11 June 2019 10.00am (seating available from 9.30am)	City Hall, Malthouse Lane, Salisbury, SP2 7TU

Participation, conduct and management of hearing

Oral submissions on other subject matters or from persons who are not IPs may only be heard at the discretion of the ExA.

The following IPs are invited, in particular, to attend and participate in this hearing:

- The Applicant;
- Wiltshire Council;
- The Environment Agency;
- The Stonehenge Alliance;
- Winterbourne Stoke Parish Council;
- Charles Hedges (on behalf of M & R Hosier)
- Howard Smith (on behalf of Mr Moore); and
- National Farmers Union.

The named persons have been invited for the following reasons:

- As public bodies with policy and regulatory responsibilities associated with the subject matter;
- as national and local authorities for the affected area; or
- as parties with another special interest.



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Participation in the hearing is subject to the ExA's power to control the hearing. IPs may be invited to make oral representations at the hearing¹ (subject to the ExA's power to control the hearing). Oral representations should be based on the Relevant Representations or Written Representations made by the person by whom (or on whose behalf) the oral representations are made².

However, representations made at the hearing should not simply repeat matters previously covered in a written submission. Rather, they should draw attention to those submissions in summary form and provide further detail, explanation and evidential corroboration to help inform the ExA.

The ExA may ask questions about representations or ask the Applicant or other party to comment or respond. The ExA will probe, test and assess the evidence through direct questioning of persons making oral representations. Questioning at the hearing will therefore be led by a member of the Panel, supported by other Panel members.

This 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 that issue, including through the inclusion of questions in the ExA's Second Written Questions (if issued).

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. Some of the issues identified in the agenda are by their nature overlapping. It may be the case therefore that certain questions later on in the agenda are answered by earlier questions. If this is the case the ExA will acknowledge this at the time.

If there are additional matters to be dealt with or there are submissions that take a considerable amount of time there may be a need to continue the session for longer on the day or continue the hearing at a subsequent sitting.

Breaks will be taken during the hearing as directed by the ExA.

All parties should note that the agenda given below is to provide a framework for this hearing and offer discussion points; it does not constrain the ExA to specific topics. The ExA may wish to raise other matters arising from submissions and pursue lines of inquiry in the course of the discussions which are not included in this agenda.

References in square brackets [] are to the unique document identification number in the Examination Library. This document is found on the National Infrastructure Planning website at:

<https://infrastructure.planninginspectorate.gov.uk/wp-content/ipc/uploads/projects/TR010025/TR010025-000484-Stonehenge%20-%20Examination%20Library%20Template.pdf>

¹ s91 Planning Act 2008

² s91 Planning Act 2008

AGENDA

- 1. OPENING REMARKS BY THE EXAMINING AUTHORITY**
- 2. INTRODUCTIONS**
- 3. POLICY AND GUIDANCE**
 - i. The National Policy Statement for National Networks.
 - ii. Wiltshire Council Core Strategy.
 - iii. Planning Practice Guidance (flood risk, land affected by contamination, land stability, waste).
- 4. PRESENTATION BY DR REEVES (10 minutes)**
- 5. GEOLOGY, GROUND CONDITIONS AND GROUNDWATER FLOWS**
 - 5.1** Methodology and modelling.
 - i. Adequacy of ground water testing, monitoring and modelling.
 - ii. Geophysical survey work.
 - iii. Availability of data.
 - 5.2** Construction.
 - i. Vibration and land stability.
 - ii. Voids.
 - iii. Subsidence.
 - iv. Slope failure at cuttings.
 - v. Settlement and compaction of rock.
 - vi. Dewatering and abstraction.
 - vii. Monitoring and remediation.
 - 5.3** Long-term effects.
 - i. Potential creation of diversionary feature (tunnel and associated grout uptake).
 - ii. Implications for groundwater flows.
 - iii. Implications for groundwater resources and abstraction.
 - iv. Monitoring and remediation.
- 6. FLOOR RISK AND DRAINAGE**
 - 6.1** Updated Flood Risk Assessment and finalised hydrogeological reports (submitted at Deadline 3) [REP-TBC].
 - 6.2** Drainage strategy during construction.



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- i. Effect of the River Avon flood plain.
- ii. Risk of impact on the rivers Till and Avon.
- iii. Adequacy of the Outline Environmental Management Plan (OEMP) [APP-187].
- iv. Monitoring (including the necessity for an additional drainage engineer post for Wiltshire Council).

6.3 Wiltshire Council's peer review of the approach to flood risk.

6.4 Climate Change allowances.

6.5 Road drainage strategy.

- i. Access, adoption and maintenance responsibilities for drainage infrastructure (including Wiltshire Council).
- ii. Modification to strategy and model to remove 359m culvert.
- iii. Impounding sump.

6.6 Mitigation and monitoring (effectiveness of Requirement 10 in the draft Development Consent Order (dDCO) and the OEMP).

6.7 Disapplication of legislative provisions and Protective Provisions.

7. CONTAMINATION (INCLUDING GROUNDWATER CONTAMINATION)

7.1 Excavated materials and tunnel arising.

- i. Treatment of arisings and reuse onsite (including phosphatic chalk).
- ii. Effect of groundwater, human and animal health.

7.2 Potential implications of the tunnel boring and grout uptake on groundwater quality.

7.3 Containment and treatment of contaminants (including in the drainage treatment areas).

7.4 Effectiveness of measures to mitigate contamination within the OEMP.

7.5 Previously unidentified contaminated land and groundwater (effective of Requirement 7 in the dDCO and the OEMP).

8. WASTE AND MATERIALS MANAGEMENT

8.1 Onsite depositing of tunnel arisings.

- i. Justification for and implications of depositing some of the tunnel risings on land east of Parsonage Down National Nature Reserve (NNR).



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- ii. Methodology for the placement of tunnel arisings on land east of Parsonage Down NNR (masterplan, phasing, vehicle movements).
- iii. The CL:AIRE Code of Practice (CoP).
- iv. Whether the CL:AIRE CoP and the functions of the Qualified Person need to be secured as part of the DCO.

8.2 Offsite disposal of tunnel arisings (under exceptional circumstances).

- i. Nature of any exceptional circumstances.
- ii. Implications if this arose (the scope of the proposed scheme, vehicle movements, noise and implications for the proposed landscape and ecological mitigation).

8.3 Use of materials (secondary or recycled aggregates).

9. ANY OTHER MATTERS

10. CLOSE OF HEARING