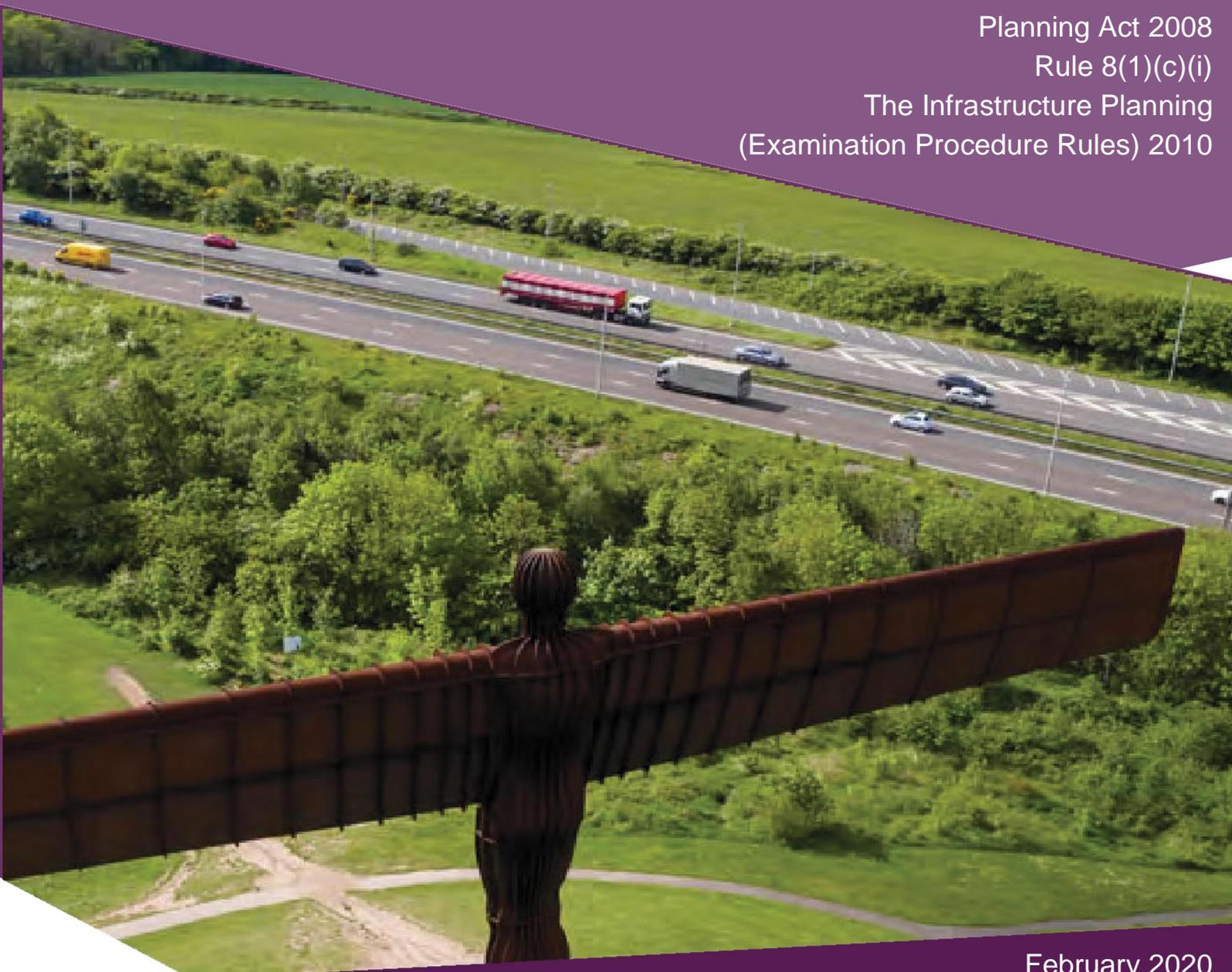


A1 Birtley to Coal House

Scheme Number: TR010031

Hearing Action Points Response Table – Deadline 2

Planning Act 2008
Rule 8(1)(c)(i)
The Infrastructure Planning
(Examination Procedure Rules) 2010



Infrastructure Planning

Planning Act 2008

**The Infrastructure Planning
(Examination Procedure Rules) 2010**

The A1 Birtley to Coal House
Development Consent Order 20[xx]

Hearing Action Points Response Table – Deadline 2

Rule Number:	Rule 8(1)(c)(i)
Planning Inspectorate Scheme Reference	TR010031
Application Document Reference	n/a
Author:	A1 Birtley to Coal House Project Team, Highways England

Version	Date	Status of Version
Rev 0	25 February 2020	For Issue

Table 1 - Hearing Action Points Response

ES Chapter	DMRB (and IANs) Referenced in the ES	DMRB (and IANs) Updates	How the Guidance has Changed?	Implications For/Updates Required to Assessment
1	Article 2 (and Schedule 12) – the definition of the Environmental Statement (ES) should be updated as the Examination progresses	Applicant	Throughout Examination	Draft DCO [APP-013] has been updated to reflect latest details.
2	Article 3(2) – Provide clarification of the term 'land adjacent to'	Applicant	D2	A response to this was provided in the Applicant's Written Submission of Oral Case for Issue Specific Hearing 1.
3	Article 7 – Provide examples of made DCO's that contain the phrase 'materially new or materially worse adverse environmental effects' and ensure consistent use throughout e.g. Schedule 1 (v)	Applicant	D2	As explained in the Applicant's Written Submission of Oral Case for Issue Specific Hearing 1, the draft DCO [APP-013] has been revised to reflect the formulation of words in the A19/A184 Testo's Junction Alteration Development Consent Order 2018. This formulation has been used consistently throughout the revised draft.
4	Where there is disagreement with any part of the Applicant's draft DCO (including Requirements), provide suggested alternative wording	Gateshead Council and other interested parties	Deadlines throughout Examination	N/A
5	The following typographical errors should be corrected: <ul style="list-style-type: none"> • Article 15(7) – should refer to paragraph (5) not (4) • Article 33(4) – change 'service' to 'serve' • Requirement 6(3) – correct the term 'shower thickness' 	Applicant	D2	These changes have all been made in the revised draft DCO [APP-013].
6	Article 18 – Provide examples of made DCO's that contain similar wording in relation to the Modification of Road Traffic Regulation Orders	Applicant	D2	A response to this was provided in the Applicant's Written Submission of Oral Case for Issue Specific Hearing 1.
7	Article 18 – Provide details of the consultees relevant to existing Road Traffic Regulation Orders	Applicant	D2	A response to this was provided in the Applicant's Written Submission of Oral Case for Issue Specific Hearing 1.
9	Schedule 1, ...further development a) – Provide an update on progress of discussions between Northern Gas Networks and the Applicant in relation to the detail of the layout within the construction compound adjacent to J67. Consider if further clarification is needed, either within the dDCO or the CEMP	Applicant and NGN	D2	Following receipt of NGN's written representation, the Applicant contacted NGN in order to ascertain the nature of the information relating to the proposed use of the compound which it required. A meeting took place on 28 January and the Applicant subsequently provided further information and plans detailing the proposed use of Plot 3/6c. The Applicant is continuing to engage with NGN on the proposals for the Scheme.
10	Article 37 – Consider implications of the removal of hedgerows and include details of the Council's position in the Statement of Common Ground (SoCG)	Gateshead Council	D2	N/A

ES Chapter	DMRB (and IANs) Referenced in the ES	DMRB (and IANs) Updates	How the Guidance has Changed?	Implications For/Updates Required to Assessment
12	Schedule 1 – Provide justification for the necessity of each of the ‘in connection with’ works (a to v)	Applicant	D2	This was provided as Appendix A to the Applicant’s Written Submission of Oral Case for Issue Specific Hearing 1.
13	Explanatory Memorandum, Schedule 1 Authorised Development – add missing words ‘and associated development’ to the first paragraph	Applicant	D2	This has been added to the Explanatory Memorandum [APP-014].
14	Schedule 2, Interpretation ‘European Protected Species’ – The reference to the Regulations to be updated to 2017	Applicant	D2	Reference has been updated in the draft DCO [APP-013].
15	Requirement 3 – Review aspects of development where design detail needs to be secured	Applicant / Gateshead Council	Throughout Examination	Additional wording included in Requirement 3(3) of the draft DCO [APP-013] to require the details of the design of Work No. 10 (gas transfer building) to be approved prior to the commencement of that work.
16	Requirement 4(c)(vii) – Confirm how agreement from the Local Authority would be obtained in advance of any breach in working hours and how this process is secured in the dDCO	Applicant	D2	A response to this was provided in the Applicant’s Written Submission of Oral Case for Issue Specific Hearing 1.
17	Requirement 5 – Review drafting to include a timing clause	Applicant	D2	Requirement 5 of the draft DCO [APP-013] has been revised so that the landscaping scheme required to be approved before any relevant part of the authorised development can commence.
18	Requirement 4(d) – Check that the list of management plans is consistent with those in paragraph 1.1.4 of the CEMP and update as necessary	Applicant	D2	The list of management plans in Requirement 4(d) of the draft DCO [APP-013] has been updated to reflect the CEMP.
19	Requirement 9 – Clarify relationship with the Archaeological Mitigation Strategy sought through Requirement 4	Applicant	D2	The intention is that all archaeological mitigation will be provided through the written scheme of investigation in Requirement 9 of the draft DCO [APP-013]. Accordingly, the reference to the Archaeological Mitigation Strategy has been deleted from Requirement 9. Requirement 9 has been revised to address representations made by Historic England.
20	Requirement 9(1) – Update the Requirement to include Historic England as a consultation body in addition to the ‘relevant planning authority’	Applicant	D2	This revision has been made of the draft DCO [APP-013].
21	Requirement 10 – Clarify relationship with the Construction Traffic Management Plan (CTMP) sought through Requirement 4	Applicant	D2	The Construction Traffic Management Plan [Appendix B of APP-0174] referred to in Requirement 4(2)(d)(ii) of the draft DCO [APP-013] is related to the

ES Chapter	DMRB (and IANs) Referenced in the ES	DMRB (and IANs) Updates	How the Guidance has Changed?	Implications For/Updates Required to Assessment
				anticipated level of construction traffic, management of construction traffic and a framework for abnormal loads. The Traffic Management Plan referred to in Requirement 10 of the draft DCO is separate and relates to management of non-construction traffic on the road network affected throughout the construction programme.
22	Requirement 12 – Update to include reference to a plan showing the location of the North Dene Footbridge Review drafting including details of timing	Applicant	D2	Requirement 12 of the draft DCO [APP-013] has been updated to include location details. It is anticipated that North Dene Footbridge will be closed for 24 weeks.
23	Requirement 14 – Review drafting including the term ‘generally in accordance’ and timing	Applicant	D2	A response on the “generally in accordance” wording was provided in the Applicant’s Written Submission of Oral Case for Issue Specific Hearing 1. In relation to timing, Requirement 14 of the draft DCO [APP-013] sets out the options for Work No. 5a. This is the replacement of the Allerdene Bridge and an integral part of the Scheme. It is not a matter for which is appropriate to prescribe a timescale.
24	Requirement 15 – Review drafting for clarity and precision	Applicant	D2	Additional details have been added to the 3 sets of mitigation works in Requirement 15 of the draft DCO [APP-013] as requested.
25	Part 2 of Schedule 2 – Provide details to explain the procedure for how the local authority and other parties would be consulted pursuant to relevant requirements	Applicant	D2	A response to this was provided in the Applicant’s Written Submission of Oral Case for Issue Specific Hearing 1.
26	Schedule 2, paragraph 17(2) – Provide a definition of ‘business days’	Applicant	D2	This definition has been included in the draft DCO [APP-013].
27	Schedule 12 – Divide into numbered parts (one for each type of document)	Applicant	D2	Schedule 12 of the draft DCO [APP-013] has been divided as requested.