



Historic England

**RESPONSES TO THE WRITTEN QUESTIONS OF THE EXAMINING
AUTHORITY (2)**

FOR DEADLINE 4

(20 April 2020)

ON BEHALF OF THE

**HISTORIC BUILDINGS AND MONUMENTS COMMISSION FOR
ENGLAND**

(HISTORIC ENGLAND)

Application by

Highways England

for an Order granting Development Consent for the

A1 Birtley to Coal House Improvement Scheme, Tyne & Wear

PINS Reference No: TR010031

Historic England Reference No: PL00552195

Deadline 4 Submission

20TH April 2020

<u>ExA Q2 Ref & Topic:</u>	<u>Question for:</u>	<u>Question</u>
2.0	General and Cross-topic Questions	
2.0.13	Applicant	<p>Although the Construction Environmental Management Plan (CEMP) would require approval through Requirement 4 of the Development Consent Order, paragraph 1.2.5 of the Outline CEMP [REP2-051] states that the CEMP will be a living document that will be maintained and updated to take account of several factors (as listed). Paragraph 1.1.4 of the Outline Construction Traffic Management Plan (Appendix B of the Outline CEMP) also states that the document will be developed as the scheme progress.</p> <p>Given that the detailed versions of these documents would be for the approval of the Secretary of State, is it also intended that any subsequent changes would also be submitted for approval and what would be the mechanism for including any relevant consultation requirements?</p>
<p>Historic England Response:</p> <p>We note that this is a question that has been put to the Applicant and await their response and will comment on it if appropriate. In the question the Inspector refers to the CEMP as a living document which could change as the scheme progresses. We therefore ask if consideration could be given to Historic England being consulted should changes to the outline CEMP have a bearing on the historic environment, so that we can be consulted on matters that relate to our functions.</p>		

Further, with regards to the Outline CEMP, the Applicant has not yet addressed our concerns expressed in section 5.2 – 5.6 of our document [REP3 – 007]. .

2.4 Draft Development Consent Order (DCO)

2.4.10	Historic England	<p>Requirement 9 (Archaeological remains)</p> <p>The Applicant has amended the wording of Requirement 9 [REP2-044] in response to Historic England’s Written Representation [REP1-013].</p> <p>Is Historic England satisfied with the updated wording of Requirement 9?</p>
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Historic England Response:

Regarding the amendments to Requirement 9: Section 6 of our submission for Deadline 3 [REP3 – 007] recorded that the Applicant has addressed some of our concerns as we set out in sections 6.2 – 6.6, but had not yet addressed all the issues we had raised in our original Written Representations [REP1 – 013]. However, we have been engaged in positive discussions with the Applicant regarding the outstanding issues we referred to in our previous representations and we would hope to be in a position to update the Examining Authority in due course.

2.4.12	Applicant & Historic England	<p>Schedule 10 Scheduled Monuments – Historic England has made representations [REP1-012 and REP3-007] that Schedule 10 needs to fully reflect all works to the Bowes Railway Scheduled Monument.</p>
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		<p>a) Given that the DCO would replace the need a for a separate Scheduled Monument Consent through Article 39, the Applicant is requested to update Schedule 10 to include all relevant works.</p> <p>b) Is Historic England content that the Application for Development Consent includes and secures all the necessary drawings at this stage relating to the proposed works to the Schedule Monument?</p>
<p>Historic England Response:</p> <p>We note that this is a question that has been put to both Historic England and the Applicant. We await the Applicant’s response and will comment on it if appropriate. However, we advise that the Applicant has recently provided Historic England with proposed amended wording to Schedule 10 in response to our comments in sections 6.7 – 6.10 of our Deadline 3 submission [REP3 – 007]. Discussions are currently on-going about these and we would hope to be in a position to update the Examining Authority in due course.</p> <p>We would also note that with regards to (b) above there are two drawings which have not yet been provided:</p> <ol style="list-style-type: none"> 1) Drawing to show the access route (and design detail) from Compound 4 onto the scheduled monument. 2) Drawing to show the access arrangement (and design detail) for the public footpath/bridleway access back down onto the monument after construction of the tunnel extension and wall repairs to the monument. <p>This has been raised with the Applicant and we would hope to be in position to update the Examining Authority in due course.</p>		
<p>2.5 Cultural Heritage</p>		
2.5.3	Applicant	In its response to ExQ1.5.9, the Applicant explains [REP2-060] that an outline

		<p>Written Scheme of Investigation will be prepared and agreed in consultation with both Historic England and the Local Planning Authority.</p> <p>Could the Applicant provide an update on the progress of this document, including how it is responding to any comments including Historic England and the Tyne and Wear Archaeological Officer? When is it expected to be able to submit this document?</p>
<p>Historic England Response:</p> <p>We note that this is a question that has been put to the Applicant and await their response and will comment on it if appropriate. However, we would like to note that on 3 April 2020 the Applicant provided the first draft of the Outline WSI for comment to Historic England and the Local Authority. We provided comments back to them and are awaiting sight of a further revised Outline WSI document. We would hope to be in a position to update the Examining Authority in due course.</p>		